

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF SUPPORTING AN) RESOLUTION NO. 88-915
AMENDMENT TO THE STATE STATUTE)
TO PROVIDE FOR AN ELECTED COUNCIL) Introduced by the Planning
AND AN APPOINTED EXECUTIVE) & Development Committee

WHEREAS, The Interim Task Force on Regional Metropolitan Government is considering changes to the structure of the Metropolitan Service District governance system; and

WHEREAS, Said Task Force has requested the Council of the Metropolitan Service District to provide advice on the issue of government struture; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District supports an amendment to this District's statute which provides for an elected Council, a District-wide elected Council Presiding Officer and a Council-appointed Executive Officer or director who would serve as administrative head of the agency.

ADOPTED by the Council of the Metropolitan Service District this _____ day of _____, 1988.

NOT ADOPTED

Mike Ragsdale, Presiding Officer

DEC/sm
9415C/508
04/25/88

EXHIBIT A

RESULTS OF COUNCIL QUESTIONNAIRE

Governance Structure Model

- Favor present governance structure 4 Ragsdale, Hansen, Knowles, Bonner
- Favor elected Council with Presiding Officer elected at large who has administrative or executive authority 2 Cooper, Collier
- Favor elected Council and an appointed executive 6* DeJardin, Gardner, Kelley, Kirkpatrick, Van Bergen, Waker

*Councilors Kirkpatrick and Waker also favor the Presiding Officer being elected on an at large basis and Councilor Waker favors the Presiding Officer serve on a full-time basis.

Council Size and Composition

- Favor retaining the present size and composition of the Council 5 DeJardin, Knowles, Kirkpatrick, Van Bergen, Waker
- Favor increasing the Council size to 13 members 5 Bonner, Collier, Cooper, Hansen, Ragsdale
- Favor decreasing the Council size to 11 members 1 Gardner
- Favor significantly decreasing the Council size to seven members 1 Kelley

Reapportionment

- Favor retaining present law 4 Cooper, Kelley, Bonner, Van Bergen
- Favor amendment to allow Metro Council to reapportionment itself 8 Ragsdale, Hansen, Waker, Gardner, Knowles, DeJardin, Kirkpatrick, Collier

Voters' Pamphlet

- Favor retaining present law 1 Gardner
- Favor amendment to allow use of Voters' Pamphlet on Metro measures 11 Everyone else



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: May 10, 1988

To: Metro Council

From: David Knowles, Chair
Planning and Development Committee

Regarding: Committee Report -- Agenda Items on the May 12, 1988
Council Meeting Agenda:

- ITEM 10.1 RESOLUTION NO. 88-915 For the Purpose of Supporting a Statutory Change to Provide for an Elected Council and Executive Officer
- ITEM 10.2 RESOLUTION NO. 88-917 For the Purpose of Supporting a Statutory Change to Increase the Size of the Council to 13 Members
- ITEM 10.3 RESOLUTION NO. 88-916 For the Purpose of Supporting Statutory Changes to Allow the Council to Reapportion Itself and Allow Full Use of the Voters' Pamphlet for District Measures

These resolutions are the result of a recent survey of Council members on issues affecting the District which are being considered by the Interim Task Force on Metropolitan Regional Government. The survey results are shown in the attached memo from Don Carlson to the Committee dated April 19, 1988. Action taken by the Council on these resolutions will be forwarded to the Task Force Subcommittee on Governance.

In regard to the issue of Governance Structure, the Committee recommends that the Council adopt Resolution No. 88-915. This resolution supports an amendment to the Metro statute which would provide for an elected council, a presiding officer elected on an at-large basis, and an executive officer appointed by the council who would serve as the administrative head of the agency. The Committee recommends approval of this resolution by a vote of three aye (Bonner, Collier and Waker) and one nay (Knowles). Councilor Ragsdale was excused.

Regarding the issue of Council size and composition, the Committee unanimously recommends approval of Resolution No. 88-917 (Bonner,

May 10, 1988
Page 2

Collier, Waker and Knowles). The Committee was persuaded that a majority of the Council appears to support a 13 member body because it is apparent that two councilors who selected the option of the current-styled council also support a presiding officer elected on an at-large basis (Kirkpatrick and Waker).

Regarding the issues of reapportionment and the Voters' Pamphlet, the Committee recommends approval of Resolution No. 88-916. The vote on this recommendation was three aye (Collier, Knowles and Waker), and no dissenting votes. Councilor Bonner was not present when the vote was taken but later stated for the record that he opposed the resolution because of the reapportionment provisions.

DEC/dk:gpwb
PD885.101



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: April 19, 1988

To: Planning & Development Committee

From: Donald E. Carlson, Council Administrator

Regarding: RESULTS OF COUNCIL QUESTIONNAIRE ON GOVERNANCE
STRUCTURE, COUNCIL SIZE AND COMPOSITION, REAPPORTIONMENT
AND VOTERS PAMPHLET STATEMENTS

The purpose of this memo is to report the results of the recent survey of Councilor's on several of the issues of concern to the Task Force on Metropolitan Regional Government. The results are shown on Exhibit A attached and summarized below.

Governance Structure Model

No majority position was reached but two models emerged. Six Councilors prefer an elected Council and an appointed executive. Of these six, two Councilors indicated a preference for a Presiding Officer elected District-wide.

Four Councilors prefer the existing structure with an elected Council and elected executive.

Council Size and Composition

No majority position was reached but again two clear models emerged. Five Councilors favor retaining the present size and composition of the Council and five Councilors favor increasing the size of the Council to 13 members in 1990.

Reapportionment

A majority position was reached on this issue as eight Councilors favor amending the Metro statute to allow the Council to reapportion itself.

Voters' Pamphlet

A substantial majority position was reached on this issue as eleven Councilors favor an amendment to allow an explanatory statement and agreements for and against District measures in the Voters' Pamphlet.

Memorandum
April 19, 1988
Page 2

Proposed Resolutions

Based on the results of this questionnaire, the attached following resolutions are submitted for Committee consideration:

- Exhibit B: Resolution favoring elected Council and appointed executive;
- Exhibit C: Resolution favoring current governance system;
- Exhibit D: Resolution favoring current size and composition of the Council;
- Exhibit E: Resolution favoring an increase in the size of the Council to 13 members; and
- Exhibit F: Resolution favoring Metro Council reapportionment and full use of the Voters' Pamphlet for Metro measures.

DEC/sm
9415C/508

Attachments

Agenda Item No. 5.1

Meeting Date June 9, 1988

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

May 12, 1988
Regular Meeting

Councilors Present: Mike Ragsdale (Presiding Officer), Corky Kirkpatrick (Deputy Presiding Officer), Mike Bonner, Tanya Collier, Larry Cooper, Tom DeJardin, Jim Gardner, Gary Hansen, Sharron Kelley, David Knowles, George Van Bergen and Richard Waker

Councilors Absent: None

Others Present: Rena Cusma, Executive Officer
Dan Cooper, General Counsel

Presiding Officer Ragsdale called the meeting to order at 5:35 p.m. He announced the following changes in the Agenda: 1) Items 10.1, 10.2 and 10.3 would be considered at the beginning of the meeting to accommodate staff's schedule; and 2) Item 7.1 was being deferred to May 26 at staff's request.

10. RESOLUTIONS

REFERRED FROM THE PLANNING & DEVELOPMENT COMMITTEE

10.1 Consideration of Resolution No. 88-915, for the Purpose of Supporting an Amendment to the State Statute to Provide for an Elected Council and an Appointed Executive

Councilor Knowles, Chair of the Council Planning & Development Committee, explained Resolution Nos. 88-915, 917 and 916 (Items 10.1, 10.2 and 10.3) had been introduced by the Committee after review of questionnaires completed by Councilors. The resolutions were intended to reflect a consensus of Councilors concerning Metro governance and structure issues. The Councilors' final recommendations would be forwarded to the Interim Committee on Metropolitan Governance.

Motion to Adopt Resolution No. 88-915: Councilor Waker moved, seconded by Councilor Kirkpatrick, to adopt Resolution No. 88-915.

Councilor Knowles announced he would support substitute Resolution No. 88-915A which endorsed Metro's current structure.

Motion to Adopt Substitute Resolution No. 88-915A: Councilor Knowles moved, seconded by Councilor Van Bergen, to adopt substitute Resolution No. 88-915A.

Presiding Officer Ragsdale opened a public hearing on Resolution Nos. 88-915, 88-915A, 88-917 and 88-916. There was no testimony and the hearing was closed.

Councilor Hansen said he supported Resolution No. 88-915A. He did not support the provision of Resolution No. 88-915 that the Presiding Officer be elected by the District at large. He explained an elected Presiding Officer could be installed that would be out of step with the rest of the Council. Because of the Presiding Officer's power to set agendas, that person could then operate to accomplish his or her own agenda.

Councilor Kirkpatrick did not think the Council should take any action on the resolutions at this meeting. Because the resolutions had been added to the agenda at the last minute, she was concerned the public had not been given an opportunity to comment on the issues. The Councilor said, however, she would not support Resolution No. 88-915A because she thought some type of change in the government structure was needed. The current structure had not worked for many years, she said.

Councilor Waker opposed Resolution No. 88-915A. He disagreed with Councilor Kirkpatrick about the fact that the public had not been given the opportunity to comment on the issues. The public could testify before the Interim Committee on Metropolitan Governance, he explained.

Councilor Gardner thought the present governance system worked fairly well. He was concerned that Resolution No. 88-915A would cost the taxpayers more money in terms of staff time and miscommunication. The agency was too small for independent executive and legislative government branches, he said. He advocated an Executive Officer that would be directly accountable to the Council.

Councilor DeJardin supported Resolution No. 88-915 because the present system was not working well.

Presiding Officer Ragsdale explained Resolution No. 88-915 addressed the issues of selecting the Executive Officer and election of the Presiding Officer District-wide. He was opposed to the District-wide election of the Presiding Officer, explaining the current system for selecting the Presiding Officer worked very well. If the Presiding Officer were elected District-wide, that person would have no accountability to the rest of the Council and the Council could not participate in the selection of its leader. The Presiding

Metro Council
May 12, 1988
Page 3

Officer's election could also be financed by special interests, he said.

Executive Officer Cusma agreed with the Presiding Officer's concerns. She feared a Presiding Officer could be elected who would not serve Metro well. She did advocate an elected Executive Officer, explaining it would be impossible for the electorate to have a big impact on Metro unless they could elect one official at large. The public needed to have the ability to "throw the rascals out," she said.

Vote on the Motion to Adopt Substitute Resolution No. 88-915A:

A vote resulted in:

Ayes: Councilors Bonner, Collier, Cooper, Hansen, Knowles and Ragsdale

Nays: Councilors DeJardin, Gardner, Kelley, Kirkpatrick, Van Bergen and Waker

The motion failed for lack of a majority.

Councilor Kirkpatrick asked if the option of fewer Councilors had been discussed by the Committee. Councilor Knowles responded that the Committee had shaped Resolution No. 88-915 around the majority of responses to the questionnaire on governance issues. Councilor Van Bergen disagreed the resolution reflected a majority consensus. Councilor Collier explained the Committee decided the value of the resolutions was to serve as a vehicle for full Council discussion. It would have been impossible to draft resolutions reflecting an actual Council consensus, she said.

Motion to Amend Resolution No. 88-915: Councilor DeJardin moved, seconded by Councilor Kelley, to amend the resolution by eliminating the recommendation for a Presiding Officer to be elected District-wide.

Councilor Kirkpatrick was concerned the resolution did not address whether Councilors should serve full-time, part-time or the number of members serving on the Council.

Councilor Gardner said he would agree with an amendment to Resolution No. 88-915 to eliminate the District-wide, elected Presiding Officer recommendation. He explained that anyone succeeding in a District-wide election would have to acquire a large, political base which could pose a threat to other local government officials.

Vote on the Motion to Amend Resolution No. 88-915: The vote resulted in all Councilors except Councilor Knowles voting aye. Councilor Knowles voted nay. No Councilors were absent.

The motion carried.

Vote on the Motion to Adopt Resolution No. 88-915 as amended:
The vote resulted in:

Ayes: Councilors DeJardin, Gardner, Kelley, Kirkpatrick, Van Bergen and Waker

Nays: Councilors Bonner, Collier, Cooper, Hansen, Knowles and Ragsdale

The motion failed to carry for lack of a majority.

10.2 Consideration of Resolution No. 88-917, for the Purpose of Supporting an Amendment to the State Statute to Increase the Size of the Council to 13 Members

Motion: Councilor Knowles moved to adopt Resolution No. 88-917. Councilor Bonner seconded the motion.

Councilor Knowles reported the Planning & Development Committee acknowledged, based on results of the questionnaire completed by all Councilors, that Councilors were divided on the issue of how many members should serve on the Council. The majority of Councilors had indicated an odd number should serve in order to avoid tie votes.

Councilor Kelley said she would oppose the resolution because she did not think adding one member to the Council would address the issue of whether fewer, full-time Councilors would better serve the District. She supported seven full-time members, explaining solution would be best for Metro's future. She pointed out that under the present, volunteer Councilor system, most Councilors were volunteering the maximum amount of time available to Metro.

Councilor DeJardin thought adding one more Council position would create reapportionment problems. He was also against any proposal for full-time Councilors because he did not think the Executive Officer and a full-time Council could co-exist.

Councilor Bonner said he would support the resolution as a means of eliminating tie votes.

Councilor Hansen suggested adding the thirteenth Councilor when the next reapportionment would take place. He favored an additional Council position, saying the current Metro districts were too large.