

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF SUPPORTING) RESOLUTION NO. 88-916
AMENDMENTS TO STATE STATUTES TO)
ALLOW THE METROPOLITAN SERVICE) Introduced by the Planning
DISTRICT COUNCIL TO REAPPORTION) & Development Committee
ITSELF AND ALLOW FULL USE OF THE)
VOTERS' PAMPHLET FOR DISTRICT)
MEASURES)

WHEREAS, The Interim Task Force on Regional Metropolitan Government is reviewing the structure, functions and operations of the Metropolitan Service District; and

WHEREAS, Said Task Force will likely recommend statutory changes to the next legislative session concerning the Metropolitan Service District; now, therefore,

BE IT RESOLVED,

1. That the Council of the Metropolitan Service District supports:

- a. Enacting new legislation that would allow the Metro Council to reapportion itself. In the event the Council failed to perform its reapportionment functions by a time certain or the Council's reapportionment plan was held invalid on legal grounds, the courts would either compel that Council to perform the reapportionment, or oversee or direct a new reapportionment plan; and
- b. Amending the existing law to allow an explanatory statement, and arguments for and against Metro's ballot measures in the state Voters' Pamphlet.

ADOPTED by the Council of the Metropolitan Service District
this 12th day of May, 1988.


Mike Ragsdale, Presiding Officer

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

Councilor Knowles explained the Committee's intent in adding the thirteenth position was to eliminate the possibility of tie votes.

Councilor DeJardin said the City of West Linn's system of the Presiding Officer voting only in cases of ties had worked well. If that system were employed, he said, the number of Councilors would not have to change.

Councilor Collier said she had initially agreed with the solution suggested by Councilor DeJardin but ultimately did not support the idea because the Presiding Officer would, in effect, be disenfranchised from his or her constituency but not voting. Councilor DeJardin responded that by being Presiding Officer of the Council, that Councilor would have additional representation.

Vote: A vote on the motion to adopt Resolution No. 88-917 resulted in:

Ayes: Councilors Bonner, Gardner, Hansen, Ragsdale and Waker

Nays: Councilors Collier, Cooper, DeJardin, Kelley, Kirkpatrick, Knowles and Van Bergen

The motion failed.

10.3 Consideration of Resolution No. 88-916, for the Purpose of Supporting Amendments to the State Statutes to Allow the Metropolitan Service District Council to Reapportion Itself and Allow Full Use of the Voters' Pamphlet for District Measures

Main Motion: Councilor Knowles moved, seconded by Councilor DeJardin, to adopt the resolution.

Councilor Bonner thought the reapportionment recommendation a bad idea. He explained the process was often controversial and time consuming. He preferred the State of Oregon continue to handle reapportionment.

Motion to Amend: Councilor Bonner moved, seconded by Councilor Kelley, to amend Resolution No. 88-916 by eliminating the recommendation that Metro reapportion itself.

Councilor Gardner opposed the amendment, explaining the District was already "vulnerable to legislating meddling." Because reapportionment happened every ten years, he did not believe it would take up too much of the District's time. Any decision to reapportion would also have to meet constitutional tests, he said, and Metro could handle that process rationally.

Councilor Cooper supported the amendment because Metro could easily be accured by gerrymandering.

Councilor Van Bergen supported the amendment because he thought Metro should have a charter before being charged with reapportionment responsibilities.

Councilor Hansen did not support the amendment. He thought Metro should participate in reapportionment because Metro constituents would have a voice in the process.

Councilor Knowles thought Metro should have reapportionment powers and challenged Metro's legislative liaison to name an elected, local government body not empowered to reapportion its own districts. Greg McMurdo agreed no other government body existed.

Vote on Motion to Amend: A vote on the motion to amend Resolution No. 88-916 resulted in:

Ayes: Councilors Bonner, Cooper, Kelley and Van Bergen

Nays: Councilors Collier, DeJardin, Gardner, Hansen, Kirkpatrick, Knowles, Ragsdale and Waker

The motion failed.

Vote on the Main Motion: A vote on the motion to adopt Resolution No. 88-916 resulted in:

Ayes: Councilors Bonnr, Collier, DeJardin, Gardner, Hansen, Kirkpatrick, Knowles, Ragsdale and Waker

Nays: Councilors Cooper, Kelley and Van Bergen

The motion carried and Resolution No. 88-916 was adopted.

Later in the meeting it was acknowledged that although Resolution Nos. 88-915, 917 and 916 failed to receive unanimous endorsements, the Councilors' varied opinions would be forwarded to the Task Force on Metropolitan Government for further discussion.

1. INTRODUCTIONS

None.

2. WRITTEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.