 **Metro** | *Agenda*

Meeting: Metro Council
Date: Thursday, Feb. 14, 2013
Time: 2 p.m.
Place: Metro, Council Chamber

CALL TO ORDER AND ROLL CALL

- 1. INTRODUCTIONS**
- 2. CITIZEN COMMUNICATION**
- 3. CONSIDERATION OF THE MINUTES FOR JAN. 24, 2013**
- 4. RESOLUTIONS**
 - 4.1 **Resolution No. 13-4408**, For the Purpose of Confirming the Appointment of Members of the Nature in Neighborhoods Capital Grants Review Committee. **Kent**
- 5. CHIEF OPERATING OFFICER COMMUNICATION**
- 6. METRO ATTORNEY COMMUNICATION**
- 7. COUNCILOR COMMUNICATION**

ADJOURN

Please note, the Metro Council will convene a work session immediately following the regular meeting.

Television schedule for Feb. 14, 2013 Metro Council meeting

<p>Clackamas, Multnomah and Washington counties, and Vancouver, WA Channel 30 – Community Access Network <i>Web site:</i> www.tvctv.org <i>Ph:</i> 503-629-8534 <i>Date:</i> Thursday, Feb. 14</p>	<p>Portland Channel 30 – Portland Community Media <i>Web site:</i> www.pcmtv.org <i>Ph:</i> 503-288-1515 <i>Date:</i> Sunday, Feb. 17, 7:30 p.m. <i>Date:</i> Monday, Feb. 18, 9 a.m.</p>
<p>Gresham Channel 30 - MCTV <i>Web site:</i> www.metroeast.org <i>Ph:</i> 503-491-7636 <i>Date:</i> Monday, Feb. 18, 2 p.m.</p>	<p>Washington County Channel 30– TVC TV <i>Web site:</i> www.tvctv.org <i>Ph:</i> 503-629-8534 <i>Date:</i> Saturday, Feb. 16, 11 p.m. <i>Date:</i> Sunday, Feb. 17, 11 p.m. <i>Date:</i> Tuesday, Feb. 19, 6 a.m. <i>Date:</i> Wednesday, Feb. 20, 4 p.m.</p>
<p>Oregon City, Gladstone Channel 28 – Willamette Falls Television <i>Web site:</i> http://www.wftvmedia.org/ <i>Ph:</i> 503-650-0275 Call or visit web site for program times.</p>	<p>West Linn Channel 30 – Willamette Falls Television <i>Web site:</i> http://www.wftvmedia.org/ <i>Ph:</i> 503-650-0275 Call or visit web site for program times.</p>

PLEASE NOTE: Show times are tentative and in some cases the entire meeting may not be shown due to length. Call or check your community access station web site to confirm program times.

Agenda items may not be considered in the exact order. For questions about the agenda, call the Metro Council Office at 503-797-1540. Public hearings are held on all ordinances second read. Documents for the record must be submitted to the Regional Engagement and Legislative Coordinator to be included in the meeting record. Documents can be submitted by e-mail, fax or mail or in person to the Regional Engagement and Legislative Coordinator. For additional information about testifying before the Metro Council please go to the Metro web site www.oregonmetro.gov and click on public comment opportunities.

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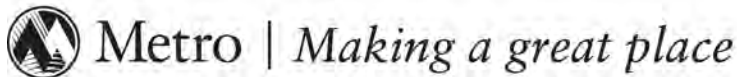
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Agenda Item No. 3.0

Consideration of the Minutes for Jan. 24, 2013

Metro Council Meeting
Thursday, Feb. 14, 2013
Metro, Council Chamber



METRO COUNCIL MEETING

Meeting Summary

Jan. 24, 2013

Metro, Council Chamber

Councilors Present: Council President Tom Hughes and Councilors Shirley Craddick, Craig Dirksen, Carlotta Collette, Kathryn Harrington, Sam Chase, and Bob Stacey

Councilors Excused: None

Deputy Council President Shirley Craddick called the regular council meeting to order at 2:03 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

Ellen Ino, 5769 N. Vancouver Ave., Portland: Ms. Ino addressed the Council as a resident in Portland, but also noted that she was a small business owner and an employee of Metro. She spoke on behalf of temporary admission workers and temporary seasonal ticket sellers at the Oregon Zoo. She stated that her colleagues were not present for fear that speaking up and helping the union organize would lead to termination. She discussed the responsibilities and expectations of a lead temporary admission worker and the responsibilities of a receptionist at the Oregon Zoo.

Council President Hughes stated that since he first met Ms. Ino in 2010, she has been an active union member and that Metro has continued to hire her as a temporary employee. Ms. Ino stated that she enjoys serving in a temporary role, but did not enjoy watching her coworkers be refused the pleasure of being called permanent employees.

3. RISK MANAGEMENT PROGRAM AUDIT

Metro Auditor Suzanne Flynn, with assistance from Mr. Michael Anderson, provided a presentation on the recent risk management program audit. The risk management program is designed to ensure Metro's property, visitors and employees remain safe and cared for if an accident occurs. The purpose of the audit, included in the FY12-13 audit schedule, was to determine if risk management was effective at using its data resources to reduce worker incident reports and compensation claims. Ms. Flynn overviewed the audit's results and findings and highlighted that Metro could save an estimated \$6,500 to \$23,000 in workers' compensation claim costs per year by reducing the total number of claims by 3 to 4. The audit recommended that:

- (1) Metro continue to work with departments to strengthen the design and management of safety programs; and
- (2) The risk management program do more extensive analysis around the incident reports and compensation claims, and help managers identify risk areas and develop strategies to improve safety and prevent future accidents.

Mr. Tim Collier of Metro thanked the Auditor for her report and provided management's response. Mr. Collier stated that he believed Metro had a strong risk management program, but that improvements could be made and addressed each of the audit's recommendations. He stated that Metro is already in the process of completing department trainings, and plans to complete an audit of the trainings in December 2013 to provide more information on the trainings' impact and how to adjust the programs. Additionally, he agreed that Metro should strengthen the way the data is used and better target its programs. He stated that risk management will continue to work with departments to analyze claims and improve overall safety. He stated that Metro is currently moving from its current database to PeopleSoft to provide better reporting. Once more information is available and analyzed, the agency can determine which safety programs need to be established.

Council thanked the Auditor for her work and emphasized the importance of an independent, third party look at Metro's operations. Council asked clarifying questions about possible performance measures for departments to use to determine if they successfully – or did not successfully – improved safety. Auditor Flynn stated that there was not one specific performance measure but offered that departments could review incident reports and observe how they were addressed and determine if there was an improvement, or departments could review their statistics to see if the number of claims was reduced. Councilors concluded that the performance measures may differ between departments or programs. Councilors also looked forward the potential cost savings in addition to employee safety.

4. CONSENT AGENDA

Motion:	<p>Councilor Kathryn Harrington moved to approve the Jan. 24 consent agenda which consisted of:</p> <ul style="list-style-type: none">• Consideration of the Minutes for Jan. 17, 2013;• Resolution No. 13-4407, For the Purpose of Metro Council's Acceptance of the Results of the Independent Audit Report for Financial Activity During Fiscal Year 2011-2012;• Resolution No. 13-4409, For the Purpose of Approving the Expenditure of Additional Natural Areas Bond Measure Funds for Trail Construction at Blue Lake Regional Park; and• Resolution No. 13-4411, For the Purpose of Amending Exhibit A to Resolution No. 12-4398, Referring to the Voters of the Metro Area a Local Option Levy for the Purpose of Preserving Water Quality, Fish and Wildlife Habitat and Maintaining Metro's Parks and Natural Areas for the Public.
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Vote:	<p>Council President Hughes and Councilors Craddick, Collette, Stacey, Chase, Dirksen, and Harrington voted in support of the motion. The vote was 7 ayes, the motion <u>passed</u>.</p>
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5. RESOLUTIONS

5.1 Resolution No. 13-4402, For the Purpose of Endorsing Regional Policy and Funding Priorities for 2013 State Transportation Legislation.

Motion:	Councilor Carlotta Collette moved to approve Resolution No. 13-4402.
Second:	Councilor Harrington seconded the motion.

Councilor Collette introduced the resolution. Each year Metro and its regional partners develop and adopt a state transportation legislative agenda. Councilor Collette stated that the 2013 state transportation agenda is focused on supporting investment in multimodal transportation and jobs and economic recovery, and preserving local authority for raising revenues for transportation. The 2013 regional transportation agenda provided three specific recommendations around the Columbia River Crossing (CRC) project, *ConnectOregonV* and non-roadway funding. Councilor Collette stated that the Joint Policy Advisory Committee on Transportation (JPACT) approved Resolution No. 13-4402 at its Jan. 10 meeting.

Councilor Bob Stacey thanked Councilor Collette for serving as JPACT chair and for her work to ensure a successful transportation strategy during the upcoming state legislative session. He stated that while he strongly supported nearly every policy recommendation in the resolution, he did not support the CRC project. He agree with Exhibit A’s specific recommendations for the project – for example mitigating the impact on local communities in the project area – but did not agree with the resolution’s WHEREAS statement that read, “the Columbia River Crossing represents the most important transportation investment in the Portland metropolitan region in a generation, providing benefits to the economy, the environment and the safety of the traveling public.” Councilor Stacey stated that despite his strong belief that the resolution’s conditions and recommendations for the project were right, he could not support the resolution.

Vote:	Council President Hughes and Councilors Craddick, Chase, Harrington, Dirksen, and Collette voted in support of the motion. Councilor Stacey voted in opposition to the motion. The vote was 6 ayes, 1 nay, the motion <u>passed</u> .
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5.2 Resolution No. 13-4403, For the Purpose of Providing Direction to Metro Concerning Bills Before the 2013 Oregon Legislature.

Motion:	Councilor Harrington moved to approve Resolution No. 13-4403.
Second:	Councilor Collette seconded the motion.

Ms. Martha Bennett introduced the resolution, which if approved would direct Metro staff to communicate the agency’s position on a variety of legislative proposals to the 2013 Oregon Legislature. Ms. Bennett overviewed each of the resolution’s exhibits:

- Exhibit A – the Metro Council’s legislative priorities for the 2013 legislative session;
- Exhibit B – Resolution No. 13-4402, the companion legislation approved above, regarding the Metro Council and JPACT’s state transportation legislative priorities for 2013; and
- Exhibit C – the Metro Council’s 2013 legislative principles which provide direction and guidance to Metro lobby staff on issues that may arise during the session that may directly or indirectly affect Metro.

Councilor Craddick appreciated staff and Council's effort to develop the agency's legislative priorities, and stated that the legislation is a communication tool that provides an opportunity to reach out and work with local partners. She stated that the priorities listed address a combination of Metro and local jurisdiction needs, and that healthy jurisdictions are vital to a healthy region.

Vote: Council President Hughes and Councilors Craddick, Chase, Harrington, Stacey, Dirksen, and Collette voted in support of the motion. The vote was 7 ayes, the motion passed.

5.3 **Resolution No. 13-4406**, For the Purpose of Authorizing Refunding Full Faith and Credit Bonds.

Motion:	Councilor Collette moved to approve Resolution No. 13-4406.
Second:	Councilor Craig Dirksen seconded the motion.

Mr. Tim Collier introduced Resolution No. 13-4406. The purpose of the resolution was to authorize Metro to issue full faith and credit taxable bonds to refund the agency's 2003 full faith and credit issue. The bonds cover outstanding commitments for the Metro Regional Center and loans for the Oregon Economic and Community Development Department's Special Public Works fund to the Oregon Zoo's share of the Washington Park light rail station and lot improvements. Per Oregon Law, in order to refund a bond an agency must be able to save more than 3 percent. Metro staff anticipates that refunding the 2003 bond will save approximately 9 percent or \$1.1 million over the life of the bond. Mr. Collier stated, however, that refunding will not extend the timeframe for paying back the bond. Additionally, the bonds must be issued on a taxable basis since it is 90-days from the current bonds being callable.

Councilors thanked staff for being vigilant and routinely reviewing Metro's debt to determine if there is a potential saving. Councilors encouraged staff to continue this work and emphasized the importance of being aware of the market and making adjustments that can save taxpayer money.

Vote: Council President Hughes and Councilors Craddick, Chase, Harrington, Stacey, Dirksen, and Collette voted in support of the motion. The vote was 7 ayes, the motion passed.

5.4 **Resolution No. 13-4410**, For the Purpose of Authorizing the Chief Operating Officer to Purchase Property in the Willamette Narrows and Canemah Bluff Target Area.

Motion:	Councilor Collette moved to approve Resolution No. 13-4410.
Second:	Councilor Harrington seconded the motion.

Ms. Kathleen Brennan-Hunter of Metro introduced Resolution No. 13-4410, which if approved, would authorize the Chief Operating Officer to purchase property in the Willamette Narrows and Canemah Bluff target area. The Metro Council recently discussed this property in an executive session. Ms. Brennan-Hunter stated that due to the confidential nature of the item, there were no additional details to share at this time.

Vote:

Council President Hughes and Councilors Craddick, Chase, Harrington, Stacey, Dirksen, and Collette voted in support of the motion. The vote was 7 ayes, the motion passed.

6. CHIEF OPERATING OFFICER COMMUNICATION

Ms. Martha Bennett provided updates on the following two items:

- The Community Investment Initiative (CII) Regional Infrastructure Enterprise (RIE) work group met on Jan. 24.
- Metro Councilors have begun to receive communication on labor issues. Ms. Bennett stated that some of the issues relate to bargaining between labor unions and management and others relate to contractual issues that are pending litigation. More information will be provided in an upcoming executive session.

7. COUNCILOR COMMUNICATION

Councilor updates included the recent Metro Policy Advisory Committee (MPAC) meeting, and the City of Beaverton's State of the City address. Highlighted upcoming events included the Jan. 26 City of Forest Grove Town Hall, Feb. 13 Beaverton Creekside project forum, Feb. 31 City of Forest Grove's State of the City address, and February Royal Rosarian Foundation event. Additional updates included the State Transportation Improvement Program (STIP) process and narrowing projects to a 150 percent list – meaning 150 percent of the funding available. Councilors thanked Councilor Collette for serving on the STIP committee.

8. ADJOURN

There being no further business, Council President Hughes adjourned the regular meeting at 2:57 p.m. The Metro Council will convene the next regular council meeting on Thursday, Feb. 14 at 2 p.m. at the Council Chamber.

9. EXECUTIVE SESSION HELD PURSUANT WITH ORS 192.660 2 (e). TO CONDUCT DELIBERATIONS WITH PERSONS DESIGNATED BY THE GOVERNING BODY TO NEGOTIATE REAL PROPERTY TRANSACTIONS

The Metro Council reconvened in the Council Annex for an executive session held pursuant with ORS 192.660 2(e).

Respectfully submitted,



Kelsey Newell, Regional Engagement and Legislative Coordinator

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF JAN 24, 2013

Item	Topic	Doc. Date	Document Description	Doc. Number
	Agenda	1/24/13	Revised council agenda for 1/24/13	12413c-01
4.1	Minutes	1/17/13	Council minutes for 1/17/13	12413c-02
4.2	Legislation	N/A	Revised Resolution No. 13-4407	12413c-03
4.3	Legislation	N/A	Resolution No. 13-4409	12413c-04
4.4	Legislation	N/A	Resolution No. 13-4411	12413c-05

Agenda Item No. 4.1

Resolution No. 13-4408, For the Purpose of Confirming the
Appointment of Members of the Nature in Neighborhoods
Capital Grants Review Committee.

Metro Council Meeting
Thursday, Feb. 14, 2013
Metro, Council Chamber

BEFORE THE METRO COUNCIL

CONFIRMING THE APPOINTMENT OF MEMBERS) RESOLUTION NO. 13-4408
OF THE NATURE IN NEIGHBORHOODS CAPITAL)
GRANTS REVIEW COMMITTEE) Introduced by Council President Hughes

WHEREAS, Metro Code 2.19.230 establishes the Nature in Neighborhoods Grants Review Committee whose members are to be appointed by the Metro Council President subject to confirmation by the Metro Council; and

WHEREAS, the Metro Council confirmed the appointments of the original committee by Metro Council Resolution No. 07-3879 (“Confirming the Appointment of Members to the Nature in Neighborhoods Capital Grants Review Committee”), adopted November 1, 2007; and

WHEREAS, the Metro Council most recently confirmed the reappointment of members to the Nature in Neighborhoods Capital Grants Review Committee and added two additional members to the position of Community Representative by Metro Council Resolution No. 12-4318 (“Confirming the Appointment of Members of the Nature In Neighborhoods Capital Grants Review Committee”), adopted January 12, 2012; and

WHEREAS, two new members and a Metro Councilor have been invited to serve on the committee; and

WHEREAS, three current committee members wish to be reappointed to the committee;

WHEREAS, the Council President desires to appoint two new members and a Metro Councilor to the committee, and to reappoint three current members to the committee; now, therefore,

BE IT RESOLVED, that the Metro Council confirms the appointments to the Nature in Neighborhoods Capital Grants Review Committee, as set forth in Exhibit “A” attached hereto.

ADOPTED by the Metro Council this _____ day of _____ 2013.

Tom Hughes, Council President

Approved as to Form:

Alison Kean Campbell, Metro Attorney

Exhibit A to Resolution No. 13-4408

**Nature in Neighborhoods
Capital Grants Review Committee**

Committee Member Confirmations

The following person shall fill positions that are not term-limited:

Kathryn Harrington Metro Councilor, District 4

The following persons shall serve two-year terms, and be eligible thereafter to serve one additional two-year term:

Maileen Hamto Community Representative
Galina Burley Community Representative

The following persons have served an initial one-year term and two two-year terms and are being reappointed and confirmed for a final one-year term, which commenced November 2012 and shall end October 2013:

Sue Marshall Committee Chair, Water Quality Specialist
Todd Alsbury Fish biologist, Oregon Department of Fish and Wildlife

The following person has served an initial one-year term, and is being appointed and confirmed for a two-year term:

Steve Yarosh Community Representative, member of Natural Areas Program
Performance Oversight Committee

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 13-4408, CONFIRMING THE APPOINTMENT OF MEMBERS OF THE NATURE IN NEIGHBORHOODS CAPITAL GRANTS REVIEW COMMITTEE

Date: February 14, 2013

Prepared by: Heather Nelson Kent, 503-797-1739

BACKGROUND

The Natural Areas Bond Measure provides \$15 million for a Nature in Neighborhoods Capital Grants Program to provide local organizations and public entities with additional funds for land acquisition and projects that protect and enhance natural resources in the urban environment.

The Metro Council created a new Nature in Neighborhoods Capital Grants Review Committee in November 2007. The Capital Grants Review Committee consists of members appointed by the Council President and confirmed by the Metro Council.

Members of the committee hail from all areas of the region and a variety of technical and professional disciplines, including water quality specialists, community representatives, a fish biologist, and a landscape architect.

The grant review committee reviews grant applications with the support and due diligence of Metro staff and makes recommendations for funding to the Metro Council. The Metro Council awards all grants under this program.

This Resolution confirms the reappoint of three current committee members. In addition, it confirms the appointment of new members to the committee, including a Metro Councilor and two members representing the community.

ANALYSIS/INFORMATION

1. Known Opposition

None.

2. Legal Antecedents

Metro Resolution No. 06-3672B, "For the Purpose of Submitting to the Voters of the Metro Area a General Obligation Bond Indebtedness in the Amount of \$227.4 Million to Fund Natural Area Acquisition and Water Quality Protection," approved by the Metro Council on March 9, 2006.

Metro Code Section 2.19.230, "Nature in Neighborhoods Capital Grants Review Committee," which section establishes the purpose, authority, and member appointment process for the committee.

Metro Resolution No. 07-3879, "Confirming the Appointment of Members to the Nature in Neighborhoods Capital Grants Review Committee," approved by the Metro Council on November 1, 2007.

Metro Resolution No. 07-3874, "Confirming the Appointment of the Chair of the Nature in Neighborhoods Capital Grants Review Committee," approved by the Metro Council on December 6, 2007.

Metro Resolution No. 09-4027, "Confirming the Reappointment of Members to the Nature in Neighborhoods Capital Grants Review Committee, Designating the Chair, and Appointing a New Metro Natural Resources Staff Person," adopted on February 19, 2009.

Metro Resolution No. 09-4096, “Confirming the Reappointment of Members to the Nature in Neighborhoods Capital Grants Review Committee and Appointing a New Person In The Water Quality Specialist Position,” approved by the Metro Council on December 10, 2009.

Metro Resolution No. 12-4318, “Confirming the Appointment of Members of the Nature in Neighborhoods Capital Grants Review Committee,” adopted on January 12, 2012.

3. Anticipated Effects

By approving resolution 13-4408, the Metro Council will confirm the reappointment of three committee members whose terms have expired but who wish to continue serving, and will appoint a Metro Councilor, Metro staff member and three new community members to the committee. The expertise of these committee members helps ensure that the Metro Council awards grant funds to projects that best meet the goals and objectives of the Natural Areas Bond Measure.

4. Budget Impacts

There are no budget impacts.

RECOMMENDED ACTION

Staff recommends adoption of Resolution No. 13-4408.