

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

June 27, 1991

Council Chamber and Room 440

Councilors Present: Presiding Officer Tanya Collier, Deputy
Presiding Officer Jim Gardner, Larry
Bauer, Roger Buchanan, Richard Devlin,
Ruth McFarland, Susan McLain and George
Van Bergen

Councilors Absent: Tom DeJardin, Sandi Hansen, David
Knowles and Judy Wyers

Also Present: Executive Officer Rena Cusma

Presiding Officer Collier called the regular meeting to order at
5:38 p.m.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATIONS TO THE COUNCIL ON NON-AGENDA ITEMS

No citizens appeared to testify under this agenda item.

Councilor Buchanan noted Charles Bird, Waste Development Manager for Riedel Waste Systems, Inc., was present to testify on the Metro-Riedel Composter facility. Mr. Bird discussed citizen complaints about odors emitted by the facility and the odor abatement steps Riedel planned to implement. He said Riedel had logged calls and changed operating procedures. He said Riedel began an engineering analysis to isolate odor sources to be completed by mid-July. He said the compactor had been enclosed to eliminate odor from that source. He said compost formulas had been reworked and Riedel had also worked on containment of the facility which included louvers, eaves and temporary walls. He said for the compost process itself, compost piles were being covered with mature compost to filter odors. He said these and other controls implemented by mid-July should mitigate the odor problems the neighboring community was experiencing.

Councilor McLain asked if Riedel planned to mail a hand out informing citizens of the mitigation measures listed above. Mr. Bird said Riedel had sent a letter to approximately 19,000 citizens which listed measures taken to that point, but that Riedel planned to contact those citizens again with actions taken-to-date.

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Councilor Van Bergen said when the Riedel facility was first proposed, he asked if there would be odor problems and was told by Riedel representatives there would be no odor problems.

Councilor Devlin noted the facility had been open for three months. Mr. Bird noted the facility was still in its testing period. Councilor Devlin and Mr. Bird discussed testing processes briefly.

Presiding Officer Collier recessed the Council at 5:49.

3. EXECUTIVE OFFICER COMMUNICATIONS

3.1 Worksession on Regional Urban Growth Goals and Objectives (RUGGO)

The Council reconvened at 5:55 in Room 400 to hold the RUGGO worksession. Councilors present: Presiding Officer Tanya Collier, Deputy Presiding Officer Jim Gardner, Roger Buchanan, Richard Devlin, Ruth McFarland, Susan McLain and George Van Bergen. Staff present: Pat Lee, Regional Planning Supervisor; Karla Forsythe, Council Analyst; Larry Shaw, Legal Counsel; Ethan Seltzer, Senior Regional Planner; Richard Carson, Director of Planning & Development; Mark Turpel, Senior Regional Planner and Dave Kanner, Senior Public Affairs Specialist. The worksession ended at 7:10 p.m.

The Council reconvened in the Council Chamber at 7:18 p.m.

4. CONSENT AGENDA

4.1 Minutes of April 11, 1991

4.2 Resolution No. 91-1462, For the Purpose of Transferring Interstate Transfer Funds from the McLoughlin Boulevard Project to the Hawthorne Bridge Project

4.3 Resolution No. 91-1463, For the Purpose of Amending the Transportation Improvement Program Annual Element to Include Federal Funding for the Westside Lightrail Project to Hillsboro

Councilor Devlin noted the resolution title should read "to 185th Avenue" instead of "to Hillsboro." The resolution title was listed incorrectly on the agenda and in the committee report, but the resolution printed in the agenda packet was the correct version.

Motion: Councilor Devlin moved, seconded by Councilor Gardner, for adoption of the Consent Agenda items as listed and corrected.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland, McLain, Van Bergen and Collier voted aye. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was unanimous and the Consent Agenda was adopted.

5. ORDINANCES, FIRST READINGS

5.1 Ordinance No. 91-410, An Ordinance Amending Ordinance No. 90-340A Revising the FY 1990-91 Budget and Appropriations Schedule for the Purpose of Meeting an Emergency in Funding Increased Expenses at Metropolitan Exposition-Recreation Facilities (Public Hearing)

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced per Metro Code Section 2.01.170(1), Ordinance No. 91-410 had been introduced at this meeting with a Committee referral and would receive a first reading only.

Motion to Suspend the Rules: Councilor McLain moved, seconded by Councilor Devlin, to suspend the rules requiring ordinances to receive first and second readings and to be referred by committee so that the Council as a whole could consider Ordinance No. 91-410.

Vote on Motion to Suspend the Rules: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland, McLain, Van Bergen and Collier voted aye. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was unanimous and the motion passed.

Main Motion: Councilor Devlin moved, seconded by Councilor Gardner, for adoption of Ordinance No. 91-410.

Metropolitan Exposition-Recreation Commission (MERC) representatives Dominic Buffeta, Manager of Finance & Administration, and Commissioner Ron Kowamoto reviewed the ordinance for the Council. Mr. Buffeta explained MERC needed additional funds to cover expenses incurred to host additional events. He said more concerts and Blazer games had occurred than originally expected and staff had not budgeted enough funds for operating expenses.

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Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Councilor Van Bergen said it was as bad to be over-budget as it was to be under-budget. He said good performance on MERC's part should not be used as an excuse not to practice good record keeping. He noted the Council adopted Ordinance No. 91-399, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1990-91 Budget and Appropriations Schedule for the Purpose of Funding Increased Expenses at Metro ERC Facilities on June 13. He supported adoption of the ordinance, but urged MERC representatives to increase their cooperation and communication with Metro's Accounting Department so that such emergency adjustments would not be necessary in the future. Councilor Van Bergen and Mr. Buffetta discussed tracking budget revenues and record keeping.

Councilor Gardner said MERC should estimate realistic cost estimates in the future. Presiding Officer Collier congratulated Commissioner Kawamoto and Mr. Buffetta for a successful year operating the region's recreational facilities.

Presiding Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Presiding Collier announced that Ordinance No. 91-410 was an ordinance to meet an emergency and must receive a unanimous aye vote from all Councilors present or it would fail to pass, would not be considered adopted, and would require a second reading at a subsequent Council meeting.

Vote on the Main Motion: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland, McLain, Van Bergen and Collier voted aye. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was unanimous and Ordinance No. 91-410 was adopted.

5.2 Ordinance No. 91-409, For the Purpose of Amending Chapter 2 of the Metro Code to Establishing the Appointment Process, Qualifications, and Terms of Office for Members of the Portland Metropolitan Area Local Government Boundary Commission

The Clerk read the ordinance for a first time only by title only.

Presiding Officer Collier announced Ordinance No. 91-409 had been referred to the Governmental Affairs Committee for consideration.

6. ORDINANCES, SECOND READINGS

6.1 Ordinance No. 91-390A, For the Purpose of Adopting the Annual Budget for FY 1991-92, Making Appropriations and Levying Ad Valorem Taxes (Public Hearing)

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance No. 91-390 was first read on March 18 and referred to the Finance Committee for consideration. The Finance Committee acting as the Budget Committee held 12 public hearings on the ordinance between March 18 and April 24 and recommended the full Council adopt the ordinance as amended on June 20. On May 2, Resolution No. 91-1414, For the Purpose of Approving the FY 1991-92 Budget and Transmitting the Approved Budget to the Tax Supervising and Conservation Commission was adopted.

Motion: Councilor Van Bergen moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-390A.

Councilor Van Bergen gave the Finance/Budget Committee's report and recommendation. Councilor Van Bergen said the Budget Committee hoped to improve the Budget process by receiving the Proposed FY 1992-93 Budget at an earlier date next year. He said the Budget Committee was pleased with the Tax Supervising and Conservation Commission's acknowledgment and approval of the FY 1991-92 Budget, but noted their comments on Metro's budget format and structure and had asked the narrative be improved for next year. He said next year's Budget Committee chair should work on that aspect.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Councilor McFarland commended the Budget Committee on their hard work. She stated for the record the Proposed FY 1992-93 Budget should be submitted at an earlier date next year. Councilor Devlin concurred with Councilor McFarland and noted the Governor was required to submit the State's biennium budget by January of the year in which it was to be approved.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland, McLain, Van Bergen and Collier voted aye. Councilors DeJardin, Hansen, Knowles and Myers were absent. The vote was unanimous and Ordinance No. 91-390A was adopted.

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6.2 Ordinance No. 91-408A, Amending the Planning Procedure for Designating Functional Planning Areas and Activities (Public Hearing)

The Clerk read the ordinance by title only for a second time.

Presiding Officer Collier said Ordinance No. 91-408 received a first reading on June 13, 1991. The Transportation & Planning Committee considered the ordinance on June 25 and recommended it to the full Council for adoption.

Motion: Councilor Gardner moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-408A.

Councilor Gardner presented the Transportation & Planning Committee's report and recommendations. He said the ordinance would amend Metro's functional planning process. He said Metro's previous functional planning process referred to adopting findings when Metro identified an issue of regional significance that should be dealt with by a functional plan, and then Metro would develop the functional plan. He said there was difficulty with the word "findings" as used in the process thus far because of ambiguity and said the term was commonly used in state land use proceedings. He said there was confusion as to whether the "findings" Metro used to identify functional plans had the same meaning and status they did in land use proceedings. He said legal counsel reworded Metro Code language to state the Council would adopt a resolution to identify an area of regional significance and said the resolution would state why Metro considered the area of regional significance, but would not use the term "findings."

Councilor Gardner said the ordinance also referred to procedural details and deleted obsolete language.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland, McLain, Van Bergen and Collier voted aye. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was unanimous and Ordinance No. 91-408A was adopted.

6.3 Ordinance No. 91-407A, For the Purpose of Amending Metro Code Sections 2.01.070, 2.01.090, 2.01.120, 2.01.130 and 2.01.140 Relating to Conduct of Debate at Council Meetings, Receipt of Public Testimony at Council Meetings and Consideration of a Consent Agenda at Council Meetings and Standing Committees of the Council (Public Hearing)

The Clerk read the ordinance by title only for a second time.

Presiding Officer Collier announced the ordinance was first read on June 13, 1991. The Governmental Affairs Committee considered the ordinance on June 20 and recommended it to the full Council for adoption.

Motion: Councilor Devlin moved, seconded by Councilor McFarland, for adoption of Ordinance No. 91-407A.

Councilor Devlin presented the Governmental Affairs Committee's report and recommendations. He said the ordinance reflected Senate Bill 299 regarding the effective date of ordinances; changed the order of each roll call vote; stated rules of procedure would be adopted via Resolution No. 91-1467; stated that legislation which stayed in committee for six months with no action taken would be considered defeated; and clarified the ability of committees to refer legislation to other committees. He said public testimony received at committee was on Resolution No. 91-1467 and not on the ordinance itself.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland, McLain, Van Bergen and Collier voted aye. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was unanimous and Ordinance No. 91-407A was adopted.

7. NON-REFERRED RESOLUTIONS

7.1 Resolution No. 91-1475. For the Purpose of Ratifying the 1991-95 Collective Bargaining Agreement with the American Federation of State, County and Municipal Employees

Motion to Suspend the Rules: Councilor Buchanan moved, seconded by Councilor Devlin, to suspend the rules requiring resolutions to be referred by committee so that the Council as a whole could consider Resolution No. 91-1475.

Vote on Motion to Suspend the Rules: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland, McLain, Van Bergen and Collier voted aye. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was unanimous and the motion passed.

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Main Motion: Councilor Buchanan moved, seconded by Councilor McLain, for adoption of Resolution No. 91-1475.

Councilor Van Bergen asked what the Council's authority was with regard to the union contract. Don Carlson, Council Administrator, explained it was a multi-year contract the Council must approve. Presiding Officer Collier asked Dan Cooper, General Counsel, to submit an opinion on the Council's authority with regard to bargaining contracts.

Paula Paris, Personnel Manager, said the American Federation of State, County and Municipal Employees (AFSCME) unanimously ratified the contract on June 26. Mike Brock, Labor Relations Analyst, gave staff's report and presented the collective bargaining agreement. He said contract negotiations between Metro and AFSCME Local 3580 began May 14 and after six sessions tentative agreement was reached on June 14. He said the four-year contract agreement would be in effect from July 1, 1991 to July 1, 1995. He said goals were to implement the Public Employees Retirement System plan (PERS) in lieu of a cost of living adjustment (COLA) in the first year of the agreement; to link COLA increases during the later years of the contract to a consumer price index (CPI) based formula; and achieve concessions on co-pay language on health insurance. He said those issues were successfully negotiated and said the agreement was successfully balanced between Metro's interest in fiscal accountability and AFSCME's interest in fiscal security for employees. He said other areas of fiscal impact covered an Employee Assistance Program (EAP), creation of a committee on child care issues, and a vehicle on child care tax credits. He said half-time employees would now receive half-time holidays instead of full-time holidays. Mr. Brock said the COLA formula to be used for the final three years of the agreement would be 85 percent of the Portland area CPI-W with a minimum of 3 percent and a maximum of 6 percent rates.

Councilor Van Bergen noted the Charter Committee's review of the Metro Council's structure and asked if the collective bargaining agreement would be affected if the Council's structure changed. Mr. Cooper said the agreement would not be affected.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland, McLain, Van Bergen and Collier voted aye. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was unanimous and Resolution No. 91-1471 was adopted.

8. RESOLUTIONS

8.1 Resolution No. 91-1449A, Authorizing the Execution of a Multi-Year Contract with Tri-Met for the Transfer of \$2 Million to Provide a Portion of Local Match to Federal Funds for Financing the Westside Lightrail Project

Motion: Councilor Gardner moved, seconded by Councilor McFarland, for adoption of Resolution No. 91-1449A.

Councilor Gardner presented both the Transportation & Planning and the Regional Facilities Committees' reports and recommendations. He said both committees met on June 11 to consider the resolution and both recommended adoption by the full Council. He said the resolution authorized Metro to execute a multi-year contract with Tri-Met so that Metro would provide its local government share of funding the Westside Lightrail Project. He said Metro had committed to contribute \$2 million toward that project and Metro's rationale for doing so was that would assist in payment for a lightrail transit (LRT) Zoo station. He said that alternative now included an underground stop with an elevator. He said the resolution also stated Metro would look at the possibility of charging for the parking that served the Zoo, OMSI and the Forestry Center as Metro's way of raising that \$2 million. He said the resolution did not bind Metro to charging the fee, but did give Metro the option. He said that was because the LRT stop would assist in commuting to the Zoo, but also acknowledged that a Zoo stop would encourage commuters to use the stop as a park-and-ride into downtown Portland. He said Zoo parking was already at capacity and said charging for parking would alleviate that situation.

Councilor Gardner said both committees agreed to an amendment introduced by the Regional Facilities Committee which stated before Metro actually implemented park and ride fees, Metro would look at two other possibilities, including requesting Tri-Met to improve bus service before LRT began and also raising the \$2 million internally in the interim so that parking fees would not be charged until LRT was on-line. He noted LRT would provide an alternative to driving.

Presiding Officer Collier opened a public hearing. No citizens appeared to testify and the public hearing was closed.

Presiding Officer Collier said she would vote nay on the resolution and stated for the record Metro should find a alternative method to charging for parking to raise funding for the Zoo station.

Councilor Devlin noted actual costs to the public meant fees should be charged before the station was built because of interest fees. Councilor Gardner said the amendment meant consideration would be given to the alternative of borrowing the \$2 million rather than charging the public at the outset.

Councilor Van Bergen said honoring the commitment to raise the \$2 million was a reasonable obligation, but did not think all of the costs had been fully considered including the cost of parking, the elevator, staffing, security and other related costs. He did not want to give the impression the Zoo was responsible for raising the \$2 million on its own. He said the Zoo had been fiscally responsible since adoption of Ballot Measure No. 5 in November 1990 and should not bear the responsibility for such costs.

Councilor McFarland asked if the resolution committed Metro to funding the \$2 million through Zoo parking. Councilor Gardner said it did not commit Metro to raising the revenue through charges for Zoo parking. Councilor McFarland said she would vote aye but only if that was clearly understood for the record.

Presiding Officer Collier said BE IT RESOLVED Section No. 3 stated "That the Metropolitan Service District intends to pursue collection of parking fees at the Zoo to provide the ability to better manage overuse of the parking lot..." She said that language tied raising the \$2 million to charging parking fees.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland and McLain voted aye. Councilors Van Bergen and Collier voted nay. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was 6 to 2 in favor and Resolution No. 91-1449A was adopted.

8.2 Resolution No. 91-1471, For the Purpose of Amending the Classification Plan and the Pay Plan for Non-Represented Employees

Motion: Councilor Van Bergen moved, seconded by Councilor McFarland, for adoption of Resolution No. 91-1471.

Councilor Van Bergen gave the Finance Committee's report and recommendations.

Kim Huey, Personnel Analyst, explained the resolution included specifications to amend Metro's Classification Plan and amend the non-represented employees pay plan. She said the amendments were made in conjunction with preparation of the FY 1991-92 Budget

although several classification amendments made for FY 1990-91 were inadvertently not included last year. She said the amendments represented no budget impact and managers were advised of recommended salaries for the new positions prior to preparation of their FY 1991-92 Budget. She said there was no change in the Pay Plan itself either in rates or ranges or the COLA. She said of 14 new specifications for addition, 6 of which were new classifications created for FY 1991-92; 2 were new classifications created for FY 1990-91, 4 were revised specifications, and 2 were title changes only. Ms. Huey said the Kenny Point Factor System was used to determine appropriate salary grades for new and revised positions.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland, McLain, Van Bergen and Collier voted aye. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was unanimous and Resolution No. 91-1471 was adopted.

8.3. Resolution No. 91-1469A, For the Purpose of Partial Funding of the 1000 Friends of Oregon Western Bypass Study Land Use Alternative Analysis Project, "Making the Land Use, Transportation, Air Quality Connection," Including Direct Funding of Consultant and Software Elements and In-Kind Services from Metro Staff

Motion: Councilor McLain moved, seconded by Councilor Devlin, for adoption of Resolution No. 91-1469A.

Councilor McLain presented the Transportation & Planning Committee's report and recommendations. Councilor McLain said the resolution would enable Metro, the Oregon Department of Transportation (ODOT) and 1000 Friends of Oregon to initiate a complementary study to provide the information on alternatives need for the Westside LRT study phase and criteria for the best alternative when it was determined. She said the resolution stated the region and the Study would benefit from as much information from as many different criteria areas as possible. She said committee discussion noted Metro would fund \$40,000 towards the joint project and \$40,000 towards software. She said Attachment A, the Scope of Work and the Personal Services Agreement, listed how those funds would be spent. She said the \$80,000 Metro would provide was a reasonable contribution towards the \$500,000 allocated for the joint project. She said staff noted the joint study could be a key component in the Transportation Department's new land use planning analysis because Metro did not currently have software for that type of land use analysis and said the software could become a permanent part of Metro's computer system. She said all three agencies

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would benefit from the joint project because the lack of data in this particular area in the ODOT study was obvious. She said the two committee members who voted nay on the resolution expressed concern about the project because 1000 Friends had sued Metro in the past, on timing concerns and the software product itself. She said Andy Cotugno, Director of Transportation, noted the contract was multi-year and required Contract Review Board approval.

Councilor Bauer stated he opposed the resolution at Committee because 1000 Friends of Oregon had previously opposed construction of Westside LRT.

Councilor Devlin said, as the Council's representative on the Steering Committee for the Westside Alternatives Bypass Study, it was clear that not all parties supported the project and that land use alternatives had to be examined. He said the Council was on record in support of a modification in the transportation ruling that called for land use alternatives to be considered for major improvements. He said the Land Conservation and Development Commission (LCDC) passed the Transportation Rule which required that land use alternatives be examined. He said it was inevitable that these areas would be explored and said Resolution No. 91-1449A was a good vehicle with which to do so.

Councilor Van Bergen stated his belief that the joint project would represent a conflict of interest for Metro. He quoted from the report, "Metro however will not be a party to the study's final conclusions..."

Councilor Gardner said once the land use model was installed in Metro's computers, Metro could do a better job projecting transportation needs and land use variables together. He said that added capability would exceed the actual cost of the contract. Councilor Gardner said Metro had done business with other entities who had sued Metro. He said Metro's participation in the joint project was technical and necessary.

Mr. Cotugno said other entities would review further research activities before the work on the Western Bypass was completed. He said the joint project presented another alternative that would alter the land use pattern currently called for. He said in addition to bypass alternatives and other non-bypass alternatives that would be before the Council as part of ODOT's study, a land use alternative with this transportation system would also be before the Council and other westside jurisdictions to conclude what the best alternative would be. He said the joint project on its own would not prove or disprove the project

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but would provide another alternative to judge the best alternative for the Bypass.

The Council briefly discussed the issues further. Mr. Carson said the software procured would enable Metro to perform land use transportation analysis in-house. Councilor McLain said whether all parties were in agreement or not was not germane to the issue before the Council at this time.

Councilor Van Bergen asked Mr. Cotugno to explain the statement he had quoted earlier that Metro would not be a party to the study's final conclusion. Mr. Cotugno said the conclusion would be a judgment by 1000 Friends. He said Metro would provide data via in-kind services and funds for which Metro would receive the computer model in return. He said 1000 Friends would use the data and the model to make their judgment about what to do about Westside LRT. He said Metro would have to decide whether it agreed with that judgment or not.

Keith Bartholomew, 1000 Friends staff attorney, said 1000 Friends' study would be fully integrated with ODOT's Western Bypass Alternatives Study. He said the data 1000 Friends produced as their alternative would be included in the environmental impact statement (EIS) and evaluated by ODOT. He said ODOT would make its own conclusions based on the data generated by 1000 Friends. He said 1000 Friends might make a different conclusion or judgment, but said 1000 Friends would abide by the final decision resulting from the civic process. He said 1000 Friends' main interest was that the crucial issues of full integration of land use, transportation, and air quality analysis be looked at in a comprehensive manner. He said if the joint project between Metro, ODOT and themselves achieved that comprehensive analysis, 1000 Friends would abide by the final analysis.

Councilor Gardner noted it was not Metro's current position that the Bypass should be built, but rather that it be viewed as an alternative and if it developed into the best alternative for Washington County's needs after the ODOT study was concluded, then Metro would support including it as part of the Regional Transportation Plan (RTP). He said Metro's approval of the Bypass was contingent upon the land use data still to be provided.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland and McLain voted aye. Councilors Van Bergen and Collier voted nay. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was 6 to 2 in favor and Resolution No. 91-1469A was adopted.

8.4 Resolution No. 91-1415, For the Purpose of Recognizing the Model Solid Waste Facility Siting Ordinance as Meeting the Requirements of Chapter 16 of the Regional Solid Waste Management Plan

Motion to Refer Back to Committee: Councilor McFarland moved, seconded by Councilor Van Bergen, to refer Resolution No. 91-1415 back to the Solid Waste Committee for reconsideration.

The Council briefly discussed the motion.

Vote on Motion to Refer Back to Committee: Councilors Bauer, Buchanan, Devlin, Gardner, McFarland, McLain, Van Bergen and Collier voted aye. Councilors DeJardin, Hansen, Knowles and Wyers were absent. The vote was unanimous and the motion passed.

9. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

Councilor Van Bergen asked if the Zoo had a security/safety plan in place in the event of animal rights activists activity at the Zoo.

Councilors Van Bergen, McFarland and Collier served notice of their intent to file a request for Council review of Metropolitan Exposition-Recreation Commission Resolution No. 135, Authorizing the Chairman and Secretary-Treasurer, on behalf of the Metropolitan Exposition-Recreation Commission, to enter into a new employment agreement with LeRoy W. Fehrenkamp for continued service as General Manager of the Commission. The Council briefly discussed the issue.

Councilor Devlin announced the Governmental Affairs Committee would complete its work on Ordinance No. 91-415, Reapportioning Council Districts by its first meeting in August.

Presiding Officer Collier adjourned the meeting at 8:51 p.m.

Respectfully submitted,



Paulette Allen
Clerk of the Council