

MINUTES OF THE METRO COUNCIL MEETING

January 22, 1998

Council Chamber

Councilors Present: Jon Kvistad (Presiding Officer) Ruth McFarland, Susan McLain, Patricia McCaig, Ed Washington, Lisa Naito, Don Morissette

Councilors Absent:

Presiding Officer Kvistad convened the Regular Council Meeting at 5:36 p.m.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATION

Art Lewellyn, 3205 SE 8th #9 Portland OR, LOTI Designer, reviewed his project of three years. He noted his new developments which included a regional overview adding four trackless trolleys: OHSU, Hillsdale, St. John's, and MLK. He showed the historic streetcars of Portland. He urged consideration of his proposal.

3. EXECUTIVE OFFICER COMMUNICATIONS

None.

4. MPAC COMMUNICATION

Councilor McLain reviewed the last MPAC meeting which concerned their bylaws and membership. They were also interested in the Affordable Housing Task Force. She had suggested that they fax their ideas to Councilor Washington. She said there was a lengthy discussion about the appeals that had been brought forward on the Regional Framework Plan. She reported there were twelve jurisdictions involved in the litigation. She felt everyone was working toward making sure the Plan was understood.

5. CONSENT AGENDA

5.1 Consideration meeting minutes of the January 8, 1998 Regular Council Meeting.

Motion: **Councilor Washington** moved to adopt the meeting minutes of January 8, 1998 Regular Council Meeting.

Seconded: **Councilor McFarland** seconded the motion.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed unanimously.

6. ORDINANCES - FIRST READING

6.1 **Ordinance No. 98-720**, For the Purpose of Amending Metro Code Chapter 5.02, Reducing Disposal Fees Charged at Regional Solid Waste Facilities, Establishing a Performance- and Incentive-Based Regional System Charge Credit, Establishing a Transaction Charge, and Making other Related Amendments.

Presiding Officer Kvistad assigned Ordinance No. 98-720 to the Regional Environmental Management Committee.

6.2 **Ordinance No. 98-722**, For the Purpose of Amending Metro Code Title X, Metro Regional Parks and Greenspaces, to increase rental fees at Blue Lake Regional Park's Lake House.

Presiding Officer Kvistad assigned Ordinance No. 98-722 to Regional Facilities Committee.

7. RESOLUTIONS

7.1 **Resolution No. 98-2597**, For the Purpose of Accepting New Nominees for January 1998 to the Metro Committee for Citizen Involvement.

Motion: **Councilor McLain** moved to adopt Resolution No. 98-2597.

Seconded: **Councilor Washington** seconded the motion.

Discussion: **Councilor McLain** reviewed Resolution No. 98-2597. She asked Aleta Woodruff to come forward as nominating committee chair.

Aleta Woodruff, MCCI Vice Chair and Chair of the Nominations Committee, reviewed the four new candidates for MCCI. She said the 5 members of the committee felt confident that they had chosen the best candidates.

She said Juanita Crawford, Gresham, would fill a District 1 position. She added that Ms. Crawford was a member of the Gresham Police Citizens' Advisory Committee, the League of Women Voters and a board member of Human Solutions. She could not attend the meeting due to previous engagement.

She said that Larry Bisset, who would serve in District 6 Position 7, was currently a member of several advisory and development committees and was a recent resident of the Laurelhurst neighborhood. He also could not attend.

Nancy Rangila will serve in District 5 Position 15. She said Ms. Rangila's knowledge of the many organizations she had served in leadership positions would be a great asset to MCCI. She introduced Nancy Rangula.

She said the candidate for District 2 Position 6, John Broderick, had an impressive background with the US Department of Energy and had served on many committees, including the CAC of the Washington State Department of Ecology.

She said there would be more applicants introduced as soon as there had been some more resignations.

Councilor McFarland said Bob Wiggen, a member of MCCI was unable to attend this meeting. She said they had talked at some length about the new nominees on the telephone the previous evening. He especially endorsed Juanita Crawford and wished that message be related to the Council.

Councilor McCaig asked Ms. Woodruff how many candidates were there for each of the vacancy.

Ms. Woodruff said there were several candidates for most positions but not all.

Councilor McCaig asked Ms. Woodruff to get those figures for her and the turn over rate for the last year.

Ms. Woodruff asked council to make recommendations for District 4.

Councilor McCaig asked if the nominations and the elections for the chair were held at the same time every year.

Ms. Woodruff said yes, in December.

Councilor McCaig said that they had gotten the recommendations in early December and it struck her that there was immediate pressure to confirm due to the nominating committee. She asked for more lead time in the future since it was a regular meeting so there wouldn't be so much pressure to get the confirmations done.

Ms. Woodruff said they had a difficult time due to the staffing problem. It was difficult to have a shared position. That staff person was in total overload and could not keep up with the work.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed unanimously.

Councilor Washington welcomed Ms. Rangula and thanked her for coming.

Councilor McLain clarified with Ms. Woodruff that the MCCI retreat was February 21, 1998. She invited the council to attend and asked them to think about issues for discussion there.

Presiding Officer Kvistad dismissed the regular meeting and convened the Contract Review Board.

8. CONTRACT REVIEW BOARD

8.1 **Resolution No. 98-2590B**, For the Purpose of Authorizing Change Order No. 23 to the Contract for Waste Transport Services.

Motion: **Councilor Morissette** moved to adopt Resolution No. 98-2590B.

Seconded: **Councilor Washington** seconded the motion.

Discussion: **Councilor Morissette** said that due to time constraints, the REM meeting dealing with the Jack Gray contracts had been extended to today and ended with a recommendation to pass this "B" version of the Resolution which modified the "A" version. He reviewed the handout which explained the implications of the Resolution and the background. He

said basically, it was Jack Gray retiring and selling the business to this new company with the same service level and a stronger agreement. He recommended moving forward with the resolution.

Councilor Washington asked the size of the contract.

Marv Fjordbeck, Legal Counsel, said \$10 million a year was paid to Jack Gray to carry the garbage to the Arlington disposal site and there were 12 more years on the contract.

Presiding Officer Kvistad asked legal counsel if resolutions required a public hearing for the contract review board.

Mr. Fjordbeck said no.

Councilor McCaig asked Councilor Morissette if he was confident that the issues raised specifically about the predators, the upper level management, and the ability of the parent company had been resolved.

Councilor Morissette said he was and asked Mr. Fjordbeck to respond also.

Mr. Fjordbeck said that he had reviewed the loan agreements as well as the firewall that Councilor Morissette referred to and he was confident the agreements met the concerns of staff with regard to the 180 day requirement, the protection against diverting assets to the new subsidiary and holding in place for at least 5 years the current management group.

Mr. Bruce Warner, Director of Regional Environmental Management, said he concurred with Mr. Fjordbeck's comments and added that the change order had additional time to process these kinds of issues in the future.

Councilor McCaig wished to be assured that this was the right way and the right time frame.

Councilor Morissette said that was a very important point, their timeline was 30 days once they had received the documents. They also desired to meet the needs of their partner.

Councilor McCaig said with Councilor Morissette's focus on having information early and the background reports being given to Council today for the first time would not be the way she would usually choose to work.

Councilor McFarland reiterated Councilor Morissette's comments that REM had held business over until today's meeting to include new amendments so she now felt comfortable with the resolution.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed unanimously.

8.2 **Resolution No. 98-2602**, For the Purpose of Amending Contract #900825 with ESRI for upgrading the RLIS Data Warehouse.

Motion: **Councilor McCaig** moved to adopt Resolution No. 98-2602.

Seconded: **Councilor Washington** seconded the motion.

Discussion: **Councilor McCaig** reviewed the resolution for the Council. The Capital Improvement Plan approved upgrading the RLIS system. This made it possible to do that.

Councilor Morissette asked if this would help to make more accurate information.

Councilor McCaig said it would upgrade our ability to access information.

Mr. Dick Bolen, Data Resource Center Manager, said this data warehouse at Metro would have official data in one location for people to access from their desktops. Great efficiencies in updating data were realized.

Councilor McLain said she thought the presentation was very helpful. It explained this upgrade would provide good access and the overall product could be used for additional revenue.

Councilor McCaig said because of the contract there was an extraordinary discount with this deal, totaling almost \$95,000.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed unanimously.

Presiding Officer Kvistad adjourned the Contract Review Board and reconvened the regular meeting of the Metro Council at 6:30 p.m.

Presiding Officer Kvistad asked that Councilor McCaig present her budget calendar. Opportunities for public hearings.

Councilor McCaig noted a calendar draft for the Finance Committee and budget deliberations February through June. There were a variety of different opportunities for public hearings. She wished to finalize the calendar as soon as possible.

Presiding Officer Kvistad asked Council to take a look and get back to Councilor McCaig.

Councilor Naito announced that they would be scheduled a public hearing on the water issues on February 26th.

Councilor Morissette said he thought this was going to be done on Thursdays concurrent with the Council and not on Wednesdays.

Councilor McCaig said only during budget time was it done on Thursdays. Updates would be on the Thursdays.

9. CITIZEN ADVISORY COMMITTEE PRESENTATION ON RTP UPDATE.

Andy Cotugno, Director of Transportation Planning, turned the presentation over to the Transportation Citizen Advisory Committee. He said they were present to start converting this policy direction to project direction.

Chuck Becker, Vice Chair of the Committee stood in for Paul Cook, Chair. He read his statement into the record. (A copy of which can be found in the permanent record of this meeting.)

Mr. Becker introduced Ed Gronke for his comments.

Ed Gronke, 4912 SE Rinerson Rd. Milwaukie, OR. Cities of Clackamas County Business Representative. He felt the Committee represented a remarkable good cross section of the community. He said the Committee had felt free to question, debate and change the data, make suggestions and recommendations brought by the Council members until some consensus could be reached. He said he was satisfied with the outcome and hoped it could be of good use. He felt the importance of citizen involvement could not be stressed enough throughout the process.

Joe Wallake, of Beaverton said he represented the “alternative” transportation methods. He said he sold his car a few years ago. He said he had enjoyed his work with the CAC members and hoped to continue in some volunteer capacity in the future.

Bill Stewart 2434 NE 43rd, Portland said he had been the freight delegate since December 1996. He said he was pleased to see their work reflected significantly the perspectives, issues and concerns of the freight industry. He thanked the staff for their exceptional job.

In closing, Chuck Becker said that the committee had worked hard and diligently. He said it had been a thought provoking process and a learning experience, a pleasant opportunity to serve the region. He dedicated the idea kit to Charlie Noble who had served on the committee as the business delegate for the cities of Washington County with thanks and admiration.

Andy Cotugno thanked the committee for their work. He said there was now a lot of good stuff to pick from and hard decisions to be made. He introduced and thanked staff for their hard work including Pam Peck, Cheri Arthur, Mike Hoglund, Tom Kloster and Rich Ledbetter and Bill Barber. He said the CAC was going to carry the message to other committees in the area.

Councilor Washington thanked the Committee for their hard work. He said he knew there would be some great ideas to consider.

Councilor McCaig thanked Mr. Becker and the committee and said there had been much movement in the last 3-4 years with leadership in the business community understanding the links between land use and transportation and the growing needs the system had. She said she was worried that there hadn't been public acknowledgment or support of these needs. She said she was curious whether they had encountered any hostility or antagonism towards government spending of transportation dollars.

Mr. Becker said yes, there had been some regarding gas tax and license fees. He felt that coordination between jurisdictions could help to maximize the dollars available

Mr. Gronke said he agreed completely. He said he had a perception that there was a great amount of public apathy not only here but across the United States. He said even worse than apathy, was the disinterest or lack of desire to be involved or know about it. He said he was concerned about this and had spoken to people about it. He suggested the way to handle it was to keep talking to people about it.

Anne O’Ryan, Motorist at Large delegate and Public Affairs Manager for AAA Oregon/Idaho said she received many phone calls about transportation and government issues as public affairs manager. She said the kinds of attitudes seen were a lack of confidence in government overall. The people did not feel that what they thought or had to say made a difference. She said she saw an effort for governments to reach out to the people. She suggested going to where the people are and interfacing with them there, i.e. the state fair or other places.

Bill Stewart, Trucking representative, said there had to be a way to get around the issue of the weight and mile tax structure. The industry felt this was an unfair and burdensome tax structure and they wanted to change it. He urged Council to consider ways to do that. He said creative ways needed to be produced to deal with these issues.

Presiding Officer Kvistad and Councilor Washington presented certificates of appreciation and letters from the Committee Chair to committee members. He said a reception would follow the meeting.

10. COUNCILOR COMMUNICATION

Councilor Morissette said the REM Committee was now meeting on Tuesday at 11 o'clock.

Councilor McLain invited the public and the council to attend the stream and water workshops next Tuesday and Saturday.

11. ADJOURN

There being no further business to come before the Metro Council, Presiding Officer Kvistad adjourned the meeting at 7:05 p.m.

Prepared by,

Chris Billington
Clerk of the Council

Document Number	Document Date	Document Title	TO/FROM	Res/Ord Number
012298c-01	February 1998	FY 1998-99 Budget Committee Calendar Draft	TO: Metro Council FROM: Patricia McCaig, Chair of Finance Committee	
012298c-02	1/22/98	Regional Environmental Management Committee Report	TO: Metro Council FROM: John Houser, Council Analyst	Resolution No. 98-2590B
012298c-03	no date	Executive Summary on Resolution No. 98-2590	TO: Metro Council FROM: Executive	Resolution No. 98-2590B
012298c-04	1/22/98	For the Purpose of Authorizing Change Order No. 23 to the Contract for	TO: Metro Council FROM: REM Dept.	Resolution No. 98-2590A

012298c-05	1/22/98	Waste Transport Services For the Purpose of Authorizing Change Order No. 23 to the Contract for Waste Transport Services	TO: Metro Council FROM: REM Dept.	Resolution No. 98-2590 <u>B</u>
012298c-06	1/22/98	Finance Committee Report on Resolution No. 98-2602	TO: Metro Council FROM: John Houser, Council Analyst	Resolution No. 98-2602
012298c-07	1/22/98	Comments to the Metro Council from Paul Koch concerning the Regional Transportation Plan	TO: Metro Council FROM: Paul Koch, CAC member	
012298c-08	1/19/98	Letter from Theodore Kyle RTP Citizen Advisory Committee Member concerning RTP	TO: Metro Council FROM: Theodore Kyle, RTP CAC Member	
012298c-09	1/22/98	Regional Transportation Plan Update Public Outreach and Review Chronology	TO: Metro Council FROM: Transportation Planning Dept.	
012298c-10	1/6/98	Regional Transportation Plan Update Citizen Advisory Committee Idea Kit	TO: Metro Council FROM: Transportation Planning Dept.	