

BEFORE THE METRO COUNCIL

A RESOLUTION APPROVING VOTING ) RESOLUTION NO. 94-2047  
MEMBERSHIP ON THE METRO POLICY )  
ADVISORY COMMITTEE FOR CLARK ) Introduced by  
COUNTY AND VANCOUVER, ) Rena Cusma  
WASHINGTON ) Executive Officer

WHEREAS, Metro's regional planning program requires a partnership with cities, counties, and citizens in the region; and

WHEREAS, the region, if defined by economic, social, and physical measures, includes Southwest Washington as an integral part of the region; and;

WHEREAS, the Metro Charter, in references to Metro's Future Vision and Regional Framework Plan, calls for coordination of planning and growth management efforts; and;

WHEREAS, the Metro Charter requires a Metro Policy Advisory Committee (MPAC) for coordination of growth management and planning of the region; and;

WHEREAS, Clark County and Vancouver, Washington, are represented on the Metro Policy Advisory Committee (MPAC); and;

WHEREAS, MPAC voted on September 15, 1994, to give those representatives expanded membership through amendment to the Committee By-Laws in Article III, Section 1(a)(e), allowing them to vote on issues except those approving or disapproving authorization for Metro to provide or regulate a local service; and;

WHEREAS, the 1992 Metro Charter requires approval of a majority of the Metro Council for any change in membership for MPAC; now, therefore,

BE IT RESOLVED,

1. That the Metro Council hereby concurs with the MPAC recommendation and approves the amendment expanding voting membership of MPAC. The Metro Council welcomes the representatives from Clark County and Vancouver, Washington as voting members of MPAC.

ADOPTED by the Metro Council this 10th day of November, 1994.


  
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Judy Wyers, Presiding Officer

EXHIBIT A

**METRO POLICY ADVISORY COMMITTEE (MPAC) BY-LAWS**

(As of ~~3/10/94~~ 9/15/94)

Article I

This Committee shall be known as the METRO POLICY ADVISORY COMMITTEE (MPAC) created by Section 27 of the 1992 Metro Charter.

Article II  
Mission and Purpose

Section 1. The MPAC shall perform the duties assigned to it by the 1992 Metro Charter and any other duties the Metro Council prescribes.

Section 2. The purposes of MPAC are as follows:

a. MPAC shall perform those duties required by the Charter, including:

1. Providing consultation and advice to the Council on the Regional Framework Plan (Section 5 (2));
2. Providing consultation and advice to the Council on the possible inclusion in the Regional Framework Plan of other growth management and land use planning matters, determined by the Council to be of metropolitan concern, which will benefit from regional planning, other than those specifically identified in Charter Section 5 (2) (b);
3. Providing consultation and advice to the Council on any amendments to the Regional Framework Plan (Section 5 (2) (d));
4. Approve or disapprove the authorization for Metro to provide or regulate a local government service, as defined in Charter Section 7 (2), in those cases in which Metro does not seek or secure such approval directly from the voters;
5. Providing advice to the Council before it adopts an ordinance authorizing provision or regulation by Metro of a service which is not a local government service as defined by the Charter (Section 7 (3)); and
6. Providing advice to the Council on a study of the Portland Metropolitan Area Local Government Boundary Commission (Section 7 (5)).

b. Other duties prescribed by the Council.

**Article III  
Committee Membership**

**Section 1. Membership**

a. The Committee will be made up of representatives of the following:

Multnomah County Commission	1
Second Largest City in Multnomah County	1
Other Cities in Multnomah County	1
Special District in Multnomah County	1
 City of Portland	 2
Clackamas County Commission	1
Largest City in Clackamas County	1
Other Cities in Clackamas County	1
Special District in Clackamas County	1
 Washington County Commission	 1
Largest City in Washington County	1
Other Cities in Washington County	1
Special District in Washington County	1
 Tri-Met	 1
 Citizens of Metro	 3
 State Agency Growth Council	 1
<del>Clark County</del>	<del>1</del>
<del>City of Vancouver</del>	<del>1</del>
 Total	 <del>1921</del>

- b. Members representing jurisdictions shall be appointed from among members of the governing body. All jurisdictions represented by members, including cities within each county, shall have territory within Metro boundaries.
- c. Alternates qualified to be members shall be appointed to serve in the absence of the regular members.
- d. Metro Councilors will participate with the Committee membership with three non-voting liaison delegates appointed by the Metro Council.
- e. ~~Clark County, Washington, will participate with the Committee membership with two non-voting liaison delegates, one appointed by the Clark County Commissioners and one appointed by the City Council of the City of Vancouver. and City of Vancouver, Washington membership includes all duties of MPAC except approving~~

or disapproving authorization for Metro to provide or regulate a local service, as defined in Charter section 7(2), in those cases in which Metro does not seek or secure such approval directly from the voters.

- f. The composition of the MPAC may be changed at any time by a vote of both a majority of the MPAC members and a majority of all Metro Councilors (Section 27 (2)).

## **Section 2. Appointment of Members and Alternates**

- a. Members and alternates will be initially appointed to serve for two years. Members and alternates from the City of Portland, the counties of Multnomah, Clackamas, and Washington, and the largest cities of Multnomah, Clackamas, and Washington Counties, excluding Portland, shall be appointed by the jurisdiction. Members and alternates may be removed by the appointing jurisdiction at any time.
- b. Members and alternates from the cities of Multnomah, Clackamas, and Washington Counties, excluding Portland and the remaining largest city from each county, will be appointed jointly by the governing bodies of those cities represented. The member and alternate will be from different jurisdictions. The member and alternate will serve two-year terms unless other action is taken by the appointing authority. In the event the member's position is vacated, the alternate will automatically become the member and complete the original term of office.
- c. Members and alternates from the special districts with territory in Multnomah, Clackamas, and Washington Counties will be appointed by special district caucus. The member and alternate will serve two-year terms unless other action is taken by the appointing authority. In the event the member's position is vacated, the alternate will automatically become the member and complete the original term of office.
- d. Metro Council delegates will be appointed by the Presiding Officer of the Metro Council and will represent each county in the region. The delegates may be removed by the Presiding Officer of the Metro Council at any time.
- e. Members and alternates representing citizens will be appointed by the Metro Executive Officer and confirmed by the Metro Council consistent with Section 27 (1) (m) of the 1992 Metro Charter.
- f. Members and alternates from the Tri-County Metropolitan Transportation District of Oregon (Tri-Met) will be appointed by the governing body of that District. The member and alternate will serve until removed by the governing body.
- g. Members and alternates from the State Agency Growth Council will be chosen by the Chairperson of that body. The member and alternate may be removed by the Chairperson at any time.

**Article IV**  
**Meetings, Conduct of Meetings, and Quorum**

- a. A regular meeting date, time and place of MPAC shall be established by the MPAC Chair. Special or emergency meetings may be called by the Chair or a third of the members of MPAC.
- b. A majority of the members (or designated alternates) shall constitute a quorum for the conduct of business. The act of a majority of those voting members present at meetings at which a quorum is present shall be the act of MPAC, except in exercising the duty of authorizing Metro to provide or regulate a local government service as described in Section 7 (2) of the 1992 Metro Charter. In these cases a majority vote of all voting MPAC members is required.
- c. Subcommittees or advisory committees to develop recommendations for MPAC may be appointed by the Chair and ratified by MPAC. At a regularly scheduled meeting MPAC shall approve subcommittee membership and MPAC members and/or alternates and outside experts. The Chair of any citizen advisory committee shall neither be the Chair of MPAC nor be an MPAC member, except upon the agreement of a majority of the advisory committee membership. MPAC members of any citizen advisory committee of MPAC shall participate on a nonvoting basis.
- d. All meetings shall be conducted in accordance with Robert's Rules of Order, Newly Revised.
- e. MPAC may establish other rules of procedure as deemed necessary for the conduct of business.
- f. Unexcused absence from regularly scheduled meetings for three (3) consecutive months shall require the Chair to notify the appointing body with a request for remedial action.
- g. MPAC shall make its reports and findings, including minority reports, public and shall forward them to the Metro Council.
- h. MPAC may receive information and analysis on issues before it from a variety of sources.
- i. MPAC shall provide an opportunity for the public and the Metro Committee for Citizen Involvement (Metro CCI) to provide comment on relevant issues at each of its regularly scheduled meetings.
- j. MPAC shall provide a minimum of seven days notice to members of any regular or special meetings.
- k. MPAC shall abide by ORS chapter 192, which provides for public records and meetings.

**Article V  
Officers and Duties**

- a. A Chair, 1st Vice-Chair, and 2nd Vice-Chair shall be elected by a majority of the voting members for a one year term of office ending in January of the year following appointment. A vacancy in any of these offices shall be filled by a majority vote of MPAC, for the remainder of the unexpired term.
- b. The Chair shall set the agenda of and preside at all meetings, and shall be responsible for the expeditious conduct of MPAC's business. Three members can cause a special meeting to be called with a minimum of seven days notice.
- c. In the absence of the Chair, the 1st Vice-Chair, and then the 2nd Vice-Chair shall assume the duties of the Chair.

**Article VI  
Amendments**

- a. These By-Laws may be amended by a majority vote of the MPAC membership, except that Article III related to the MPAC membership may not be amended without the concurrence of the majority of the Metro Council.
- b. Written notice must be delivered to all members and alternates at least 30 days prior to any proposed action to amend the By-Laws.

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September 15, 1994

Presiding Officer Judy Wyers  
Metro Council  
600 NE Grand Ave.  
Portland, OR 97232

Dear Presiding Officer Wyers:

A year ago, the Metro Policy Advisory Committee (MPAC) and the Metro Council welcomed Clark County and Vancouver, Washington, representatives to MPAC as liaison members.

As Metro and MPAC have moved forward with the Region 2040 planning process it has become more clear that much of what goes on at Metro impacts our neighbors to the north. Expanded membership on MPAC was discussed and MPAC unanimously agreed to allow Clark County and Vancouver, Washington, representatives to vote except on issues regarding Metro's providing of, or regulating, a local service which does not have to have approval of the region's voters.

The Vancouver and Clark County representatives have been diligent members of MPAC this last year and will, I'm sure, continue to contribute to our process. This is also a step closer to a more formal relationship between Metro and Clark County and Vancouver in the years ahead which could benefit us all.

I hope the Metro Council will concur with MPAC's approval.

Sincerely,

Mayor Gussie McRobert, Chair  
Metro Policy Advisory Committee

GM:mw:bd

STAFF REPORT

RESOLUTION 94-2047, A RESOLUTION APPROVING VOTING POWERS ON THE METRO POLICY ADVISORY COMMITTEE (MPAC) FOR REPRESENTATIVES OF CLARK COUNTY AND VANCOUVER, WASHINGTON

October 10, 1994

By: Merrie Waylett

BACKGROUND

The Metro Charter has created a Metro Policy Advisory Committee (MPAC). Clark County and Vancouver, Washington, were added as liaison members to MPAC in September 1993.

Due to the increase in issues coming before Metro which impact Southwest Washington as part of the larger region, members of MPAC voted on September 14, 1994, to allow Clark County and Vancouver, Washington representatives to vote. The expanded membership does not extend to votes approving or disapproving authorization for Metro to provide or regulate a local service, as defined in Charter section 7(2), in which Metro does not seek or secure such approval directly from the voters.

At their September 14, 1994, meeting, MPAC members voted unanimously to agree to the change by amending their by-laws. However, an action of this type must be acted on both by MPAC and the Metro Council in order to have effect.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Resolution 94-2047, approving expanded membership on the Metro Policy Advisory Committee for Clark County and Vancouver, Washington, representatives.



## PLANNING COMMITTEE REPORT

### CONSIDERATION OF RESOLUTION NO. 94-2047 APPROVING VOTING MEMBERSHIP ON THE METRO POLICY ADVISORY COMMITTEE (MPAC) FOR CLARK COUNTY AND VANCOUVER, WASHINGTON

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Date: November 4, 1994

Presented By: Councilor Monroe

**Committee Recommendation:** At the November 3 meeting, the Planning Committee voted unanimously to recommend Council adoption of Resolution No. 94-2047. Voting in favor: Councilors Kvistad, Gardner, Devlin, McLain, Monroe, Moore, and Washington. Absent: Councilor Gates.

**Committee Issues/Discussion:** Gail Ryder, Senior Council Analyst, presented the staff report at the October 20 meeting. She explained that this resolution codifies the recent action of the Metro Policy Advisory Committee (MPAC) to extend voting membership to the representatives from the City of Vancouver and Clark County Washington. The new members who have been serving as liaison members on MPAC would be allowed full voting rights on all issues except MPAC approval of the extension of new local government services by Metro.

Chair Kvistad suggested an amendment to exclude these members from a vote on taking over the boundary commission and provision of or regulation by Metro of a service which is not a local government service as defined by the Charter (Section 7 (3)).

Councilor McLain asked about what level of decision making is extended to Washington members of JPACT. It was determined that there were no voting limitations on Washington JPACT members.

Councilor Moore asked for clarification on the boundary commission item. Ms. Ryder clarified that the Charter calls for a study of whether Metro should assume the functions of the boundary commission. MPAC would be allowed to comment on the results of the study. It would be unlikely that they would be asked to provide comment on any specific boundary commission action should Metro assume their duties. She further clarified that the only actual *decision* made by MPAC was approval of extension of new local government services by Metro. On all other matters, MPAC is only advisory.

Councilor Washington suggested a full airing of this question when legal council could be present. After discussion it was decided to delay final action on this resolution until the November 3 meeting when questions could be answered by legal counsel.

At the November 3 meeting, John Fregonese, Manager of Growth Management, briefly outlined the resolution. Larry Shaw, Senior Assistant Counsel, explained his memorandum to Chair Kvistad. The memorandum clarified why Washington members should not be allowed a vote on MPAC's approval of extension of a new local government service by Metro.