

MINUTES OF THE METRO COUNCIL MEETING

Thursday, May 19, 2005
Metro Council Chamber

Councilors Present: David Bragdon (Council President), Susan McLain, Robert Liberty, Rex Burkholder, Carl Hosticka, Rod Park, Brian Newman

Councilors Absent:

Council President Bragdon convened the Regular Council Meeting at 2:02 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

There were none.

3. OREGON ZOO VOLUNTEER PACKY AWARD WINNERS

Council President Bragdon acknowledged the Packy Award Winners: Erma Henrie, Katherine Floyd-Knox, Kathy Larsen, Sharron Bradshaw, and Scott Boring. He spoke to the qualities that embodied these volunteer award winners and the contributions they have made to the Oregon Zoo. Each of the volunteers talked about their experience at the Zoo. Councilor Newman thanked the award winners for their efforts. He said there were 1.3 million people who went through the gates at the Zoo every year. He asked what the one thing the citizens would like to have at the Zoo. Ms. Bradshaw said many people liked the lions. Ms. Henrie talked about the parades they held at the Zoo. Council President Bragdon noted the upcoming Starlight Parade and again thanked the volunteers.

4. NATURE IN NEIBHORHOODS – HABITAT FRIENDLY DESIGN SOLUTIONS

Paul Ketcham, Planning Department, talked about the Nature in Neighborhoods initiative goals. An important element of this program was to promote habitat friendly design solutions. He reviewed what those designs included. They had contracted with consulting groups to demonstrate how design could include habitat friend design. He acknowledged the consultant groups working with Metro. Today, they would be looking at the MacKenzie Lands Case Study. He provided a brief overview of the case study. He shared photographs where the consultants had used avoid and minimize practices. Councilor Newman asked about the green roof picture and how realistic it was on a single-family dwelling. Mr. Ketcham responded to his question. Councilor Liberty asked Mr. Ketcham about the goals of the case study. Mr. Ketcham responded to his question. Councilor Liberty summarized, we were testing the development types and how the Model Code would work. Mr. Ketcham said he was giving a brief overview and the consultants would be back to provide further detail. He then talked about a case study that was demonstrating residential and mixed-use habitat friendly designs. Councilor Hosticka asked him about mixed-use design habitat protection. Councilor Liberty asked about transfer of density standards. He asked, were there more housing units with more protection? Mr. Ketcham responded by sharing a drawing and said the Model Code allowed for less density but this example showed more density with more protection.

He then provided scenarios for new urban development such as Damascus. He noted the objective of this case study, which included cluster development. He talked about Option 2, which clustered all of the development on the west side. He noted that there was a variety of home types and the benefits of this design type. Councilor Park asked about connectivity and allowance for walking traffic. Mr. Ketcham responded to his question. The option featured trails to natural areas. He shared where access was allowed to open space.

The last two illustrations were for industrial lands. Industrial redevelopment represented an opportunity to restore habitat and streamside areas. The new design included residential, commercial and industrial development. He spoke to the goals of the redevelopment. Councilor Newman asked about parking. Mr. Ketcham shared where parking was on the schematic. They complied with required standards.

Geraldine Moyle, Group MacKenzie, provided an overview of the Industrial Use design type (a copy of the design is included in the meeting record). She noted key findings, mitigation issues, Habitat Conservation Areas on site, and other habitat friendly design issues such as conservation areas and connectivity. Councilor Burkholder asked about parking constraints and the reduction of parking spaces. Ms. Moyle said it was dependent upon the operational use of the facility. She provided other options, which would reduce impervious pavement areas further. Councilor Newman asked about costs of impervious pavement. Ms. Moyle said it cost more particularly in areas that you had a lot of truck traffic. Councilor Park asked about green roof technology. Ms. Moyle said it was more expensive but was possible. Councilor Liberty asked about development cost comparisons. Ms. Moyle talked about cost per square foot. Conventional design was close to clear and objective. Landscape costs were increased but everything else was comparable. She provided findings on all of the design options. Councilor Newman said this was extremely useful for him and illustrated some of the lessons learned. He was hopeful that the future presentations would provide as much detail. Councilor Burkholder talked about parking minimums and employment density. Councilor McLain suggested that we utilize these presentations beyond just presenting to Council. Councilor Liberty flagged three issues, parking issues and flexibility, waiving density maximums, and looking at adjoining properties. He spoke to Measure 37 issues and maintaining the value of the property with these design types. Councilor Park talked about large trucks and access. Mr. Ketcham clarified the mitigation issues, which was preferred on site.

5. WASTE REDUCTION EDUCATION UPDATE

Frieda Sherburne, Solid Waste and Recycling Department, said she was representing the waste reduction crew. As educators they were trying to find new and innovative ways to present information on waste reduction. They were presenting a video, which highlighted what they provided to schools in the area. She provided statistics on the program. She spoke to links to other areas such as conserving nature resources. Councilor McLain acknowledged staff's efforts and how many people they touched. Councilor Park spoke to the benefits of the outreach. Councilor Newman asked about the education efforts and did all school districts in the region participate? Ms. Sherburne said they had tried targeting schools that they hadn't been to in the past. All school districts had been open to presentations.

6. THIRD QUARTERLY REPORT

Bill Stringer, Chief Financial Officer, and Kathy Rutkowski, Budget Manager, presented the Quarterly Report, Third Quarter, January through March 2005 (a copy of the report is included in the record). Mr. Stringer summarized the highlights of the report including an overview of operating funds, capital funds, and excise tax. He provided a summary of the budget

appropriations versus expenditures. Finally, he spoke to the outstanding audit report summary found on page 62. Councilors asked questions and made suggestions about revenues and expenditures. Mr. Stringer responded to their questions and suggestions. Councilor Newman asked about the cost for the exit incentive program. Ms. Rutkowski said they were in the process of analyzing those costs and would be bringing a budget amendment to Council in June.

7. CONSENT AGENDA

7.1 Consideration of minutes of the May 12, 2005 Regular Council Meetings.

Motion:	Councilor Newman moved to adopt the meeting minutes of the May 12, 2005 Regular Metro Council.
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Vote:	Councilors Burkholder, McLain, Liberty, Park, Newman, Hosticka and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.
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8. ORDINANCES – FIRST READING

8.1 Ordinance No. 05-1080, For the Purpose of Amending Metro Code Chapter 5.02 To Establish Metro’s Solid Waste Disposal Charges and System Fees For Fiscal Year 2005-06.

Council President Bragdon assigned Ordinance No. 05-1080 to Council.

8.2 Ordinance No. 05-1081, Amending Metro Code Chapter 5.05 to Include Cedar Grove Composting, Inc. on the List of Designated Facilities; and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 05-1081 to Council.

8.3 Ordinance No. 05-1083, Amending Metro Code Chapter 5.05 to Include The Weyerhaeuser Regional Landfill on the List of Designated Facilities; And Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 05-1083 to Council.

9. ORDINANCES – SECOND READING

9.1 Ordinance No. 05-1079, For the Purpose of Amending the FY 2004-05 Budget and Appropriations Schedule Recognizing a Land Donation from the Wetlands Conservancy, Amending the FY 2004-05 through FY 2008-09 Capital Budget; and Declaring an Emergency.

Motion:	Councilor Burkholder moved to adopt Ordinance No. 05-1079.
Seconded:	Councilor Park seconded the motion

Councilor Burkholder explained the amendment to the budget and recognition of the land donation. He said the value of the donation was \$320,000. He urged support. He thanked the Wetlands Conservancy for their donation.

Council President Bragdon opened a public hearing on Ordinance No. 05-1079. No one came forward. Council President Bragdon closed the public hearing.

Vote:

Councilors Park, Hosticka, Burkholder, McLain, Newman, Liberty and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

9.2 **Ordinance No. 05-1084**, Amending the FY 2004-05 Budget and Appropriations Schedule for the Purpose of Adopting a Supplemental Budget for the Metropolitan Exposition Recreation Commission for the Fiscal Year Beginning July 1, 2004 and Ending June 30, 2005; and Declaring an Emergency.

Motion:	Councilor Park moved to adopt Ordinance No. 05-1084.
Seconded:	Councilor Burkholder seconded the motion

Councilor Park said this was a good news amendment, which recognized additional revenue from purchases of food and beverages at the Convention Center. He urged an aye vote.

Council President Bragdon opened a public hearing on Ordinance No. 05-1084. No one came forward to testify. Council President Bragdon closed the public hearing.

Vote:

Councilors Park, Hosticka, Burkholder, McLain, Newman, Liberty and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

10. RESOLUTIONS

10.1 **Resolution No. 05-3563**, For the Purpose of Amending the Transit-Oriented Development (TOD) Program Work Plan to Apply Additional Selection Criteria to TOD Program Frequent Bus Line Projects.

Motion:	Councilor Liberty moved to adopt Resolution No. 05-3563.
Seconded:	Councilor McLain seconded the motion

Councilor Liberty said this resolution would add additional selection criteria for frequent bus line projects. He talked about two projects on high frequency bus lines over the past year. The TOD Committee had recommended additional criteria. He recommended adoption. Councilor Newman said he would be supporting this resolution. He spoke to concerns and the need to have an additional conversation about narrowing the scope. Councilor Burkholder suggested adding criteria, changing bus line to bus stops. Councilor McLain said they were very interested in this program and found value in it. She suggested looking at the term “spreading ourselves too thin” and what that meant. They also wanted to make sure these projects were reactive to possible changes that we might have in the future. Councilor Park made further suggestions. Council President Bragdon said he would support this resolution, tightening up the criteria was a good idea. Councilor Liberty acknowledged the work that had been done by staff and the fact that future discussions would include information based on additional experience.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, McLain, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

10.2 Resolution No. 05-3585, For the Purpose of Confirming the Appointment Of Margaret Bax, Jesse Beason, Mark Coffey, Martha McLennan, Fr. Michael Maslowski and Mike Swanson to the Region Housing Choice Task Force.

Motion:	Councilor Liberty moved adoption of Resolution No. 05-3585A which included Ramsay Weit.
Seconded:	Councilor Hosticka seconded the motion

Councilor Liberty reviewed the nominees for this Task Force. Councilor McLain suggested having a task and a timeline. She asked, did these folks understand the task and have a timeline. Councilor Burkholder said they would be reviewing the task and timeline under Councilor Communication.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, McLain, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

10.3 Resolution No. 05-3586, For the Purpose of Endorsing the Formation of the Oregon Metropolitan Planning Organization Consortium.

Motion:	Councilor Burkholder moved to adopt Resolution No. 05-3586.
Seconded:	Councilor Liberty seconded the motion

Councilor Burkholder spoke to the MPOs that existed in Oregon. They thought it was important to have the leaders of these MPOs have an opportunity to get together and share issues. He acknowledged Metro's resources. He recommended agreeing to the bylaws for establishing a new organization. He spoke to the goals of the consortium. He urged support. Councilor McLain spoke to strength of Metro's land use and transportation connection. She asked if the Metropolitan Planning Organization weakened our recognition by the federal government. Dan Cooper, Metro Attorney, responded to her question. This organization was being formed to deal with issues of common interest. Councilor McLain said she was happy to vote for something that will bring better communication. Councilor Liberty, Councilor Park and Council President Bragdon thanked Councilor Burkholder for taking the lead on this issue. They noted additional opportunities to deal with issues of growth and transportation planning. Councilor Burkholder said there was a large population living within these MPOs and they haven't had a voice about what issues they faced differently from cities and counties. They were organizing themselves so they could be more effective.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, McLain, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

11. OREGON LEGISLATIVE UPDATE

Mr. Cooper reported that SB 245 did not move out of committee. They anticipated that the bill would include a seven-year cycle with no other provisions. SB 431, single appeal bill, was going to be on the consent agenda for the House unamended from the bill that was passed in the Senate. Land Use Board of Appeals (LUBA) had dismissed the appeal of the 2002. Councilor Newman asked about the other litigants. Mr. Cooper said they were still waiting for a response for the Court of Appeals.

12. CHIEF OPERATING OFFICER COMMUNICATION

Michael Jordon, COO, had nothing to report.

13. COUNCILOR COMMUNICATION

Councilor McLain provided an update on the Neighboring Cities project. They had sent out letters to the various jurisdictions and had some call back requesting meetings. Second, she reported on Regional Solid Waste Management Plan (RSWMP) project. They were working on the update of the waste reduction area and the disposal system planning.

Councilor Park updated the Council on the Oregon Convention Center shortfall and the convention hotel discussion. He also talked about the Disposal System Plan and the proposed work plan, which would be coming back to Council at a later date. They had looked at different models of governance. Councilors asked questions about the convention center hotel. Council President Bragdon provided a summary of what had happened over the past week.

Councilor Burkholder reported on the Housing Choice Task Force (a copy of the work plan was included in the record). He noted a short description about some of the activities they were going forward on.

Councilor Liberty reviewed the Measure 37 Task Force progress. Their meetings had been primarily spent talking about projects on the ground. He noted the increase in claims. They had been in a learning mode to date. He said they needed to move back to the main charge of the task force. They would also be looking at claims process. He would like some feedback from Council about tools for implementation of Measure 37 and 2040 Growth Concept. Councilor Hosticka added his comments about the Task Force and the claims process.

Councilor Newman shared Zoo updates. This Saturday, May 21st would be the opening of the Wing Wonder Exhibit. The Zoo Animal Presenters project just received two grants. He said the Zoo Foundation would be asking the Council to have a joint meeting followed by a dinner. The joint MERC/Council meeting that had occurred several weeks ago inspired them.

Council President Bragdon said tomorrow, May 20th Portland State University was convening all of the mayors to talking about regional decision-making. Several of the Councilors would be in attendance.

Councilor McLain talked about the Contract List for next year. She urged Councilors' review. Mr. Jordan suggested providing their comments to Kim Bardes, his assistant.

14. ADJOURN

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 4:55 p.m.

Prepared by

Chris Billington
Clerk of the Council

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF MAY 19, 2005

Item	Topic	Doc Date	Document Description	Doc. Number
7.1	Minutes	5/12/05	Metro Council Meeting Minutes of May 12, 2005	051905c-01
10.1	Exhibit A	5/19/05	Replacement Exhibit A for Resolution No. 05-3563	051905c-02
10.2	Resolution No. 05-3585A	5/19/05	Resolution No. 05-3585A, For the Purpose of Confirming the Appointment Of Margaret Bax, Jesse Beason, Mark Coffey, Martha McLennan, Fr. Michael Maslowski and Mike Swanson to the Region Housing Choice Task Force.	051905c-03
13	Work Plan Report	5/19/05	To: Metro Council From: Geri Uba, Planning Department Re: Work Plan for HCTF	051905c-04
4	Habitat Field Design Solutions	5/19/05	To: Metro Council From: Geraldine Moyle, MacKenzie Group Re: Industrial use Nature in Neighborhoods Habitat Friendly Design types	051905c-05
6	Quarterly Report	January through March 2005	To: Metro Council From: Bill Stringer, CFO Re: Fiscal Year 04-05, Quarterly Report Third Quarter	051905c-06