

METRO POLICY ADVISORY COMMITTEE MEETING RECORD

May 11, 2005 – 5:00 p.m.

Metro Regional Center, Council Chambers

Committee Members Present: Charles Becker, Nathalie Darcy, Rob Drake, Andy Duyck, Dave Fuller, Bernie Giusto, John Hartsock, Jack Hoffman, Kent Hutchinson, Joe Keizur, Richard Kidd, Charlotte Lehan, Deanna Mueller-Crispin, Alice Norris, Dan Saltzman, Martha Schrader

Alternates Present: Larry Cooper, Tim Crail, Ed Gronke, Diane Linn

Also Present: Hal Bergsma, City of Beaverton; Doug Bollam, Citizen; Bev Bookin, CREEC; Ron Bunch, City of Gresham; Tom Brian, Washington County; Cindy Catto, AGC; Bob Clay, City of Portland; Sarah Cleek, THPRD; Gary Clifford, Multnomah County; Debbie Collard, Ball Janik, LLP; Valerie Counts, City of Hillsboro; Sara Culp, Tom Potter’s Office; Brent Curtis, Washington County; Carol Chesarek, Citizen; Kay Durtschi, MTAC; Craig Dye, Clean Water Services; Barbara Fryer, City of Beaverton; Thomasina Gabriele, Institutional Facilities Coalition; Lisa Godwin, Providence Health System; Stacy Hopkins, DLCD; Delna Jones, Providence Health System; Steve Kelley, Washington County; Jim Labbe, Audubon Society of Portland; Susie Lahsene, Port of Portland; Stephan Lashbrook, City of Lake Oswego; Leeanne MacColl, League of Women Voters; Sue Marshall, Tualatin Riverkeepers; Doug McClain, Clackamas County; Laura Oppenheimer, The Oregonian; Pat Ribellia, City of Hillsboro; Jonathan Schlueter, Westside Economic Alliance; Michael Sykes, City of Forest Grove; Thane Tienson, Landye Bennett; Andrea Vannelli, Washington County; Ty Wyman, Providence Health System; David Zagel, TriMet

Metro Elected Officials Present: Liaisons – Carl Hosticka, Council District 3; Susan McLain, Council District 4; Robert Liberty, Council District 6 others: Brian Newman, Council District 2; David Bragdon, Council President

Metro Staff Present: Kim Bardes, Andy Cotugno, Chris Deffebach, Paul Garrahan, Paul Ketcham, Mike Wetter, Malu Wilkinson

Chair Hoffman called to the meeting to order at 5:05 p.m. Chair Hoffman asked the members and audience participants to introduce themselves.

1. NATURE IN NEIGHBORHOODS

Chair Hoffman said that the members would be making decisions on the Nature in Neighborhoods and he reviewed the agenda. He distributed a memorandum from Andy Cotugno regarding the MTAC comments on Nature in Neighborhoods Legislation, which is attached and forms part of the record.

Andy Cotugno, Metro Planning Director, reviewed his memorandum item by item.

Motion #1:	Richard Kidd, Mayor of Forest Grove, with a second from Chuck Becker, Mayor of Gresham, moved to 1) remove the stand-alone requirement for use of habitat friendly development practices in Class I and II Riparian; 2) incorporate Habitat Friendly Development practices into the avoid-minimize-mitigate standards; and 3) eliminate set mitigation ratios from the discretionary review option.
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Vote on Motion #1:	The motion passed unanimously.
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Motion #2:	Andy Duyck, Washington County, with a second from Nathalie Darcy, Washington County Citizen, moved to recommend that Metro develop detailed scope of work to describe technical assistance to jurisdictions for habitat-friendly development practices and Metro's role in the Clean Water Act.
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Vote on Motion #2:	The motion passed unanimously.
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Motion #3:	Richard Kidd, Mayor of Forest Grove, with a second from Alice Norris, Mayor of Oregon City, moved to recommend that Exhibit E not be considered by Council on May 12, and that a subcommittee of MTAC, Goal 5TAC/WRPAC review it and complete work by July 1 st , 2005.
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There was discussion on this issue, mostly for clarification of the intent, and arguments to support passing this recommendation.

Vote on Motion #3:	The motion passed unanimously.
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Motion #4:	John Hartsock, Clackamas County Special Districts, with a second from Richard Kidd, Mayor of Forest Grove, moved to recommend adoption of Resolution No. 05-3577, with an amendment to condition 2(d) as recommended by TBNRCC, which would change require to encourage and facilitate and encourage and consider.
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Vote on Motion #4:	The motion passed with 12 yea (Becker, Cooper, Drake, Duyck, Fuller, Giusto, Hartsock, Hoffman, Keizur, Kent, Kidd, Schrader) 8 nay (Crail, Darcy, Gronke, Lehan, Linn, Mueller-Crispin, Norris, Saltzman) and 0 abstained.
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There was discussion on this issue, mostly for clarification. There was some concern over the difference in protection between Class I and II Riparian and vegetative corridors and also over the areas covered/protected. There was also discussion about the money that was part of the proposal for the Tualatin Basin. Andy Duyck and Craig Dye briefly reviewed the funding and projects in the Healthy Streams plan that form the Tualatin Basin Plan.

Motion #5:	Richard Kidd, Mayor of Forest Grove, with a second from John Hartsock, Clackamas County Special Districts, moved to support the "allow" decision in the COO recommendation for Port Terminals 4, 5, & 6.
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Susie Lahsene and Jim Labbe gave testimony. There was discussion about the level of protection the term "allow" would or would not provide. Andy Cotugno explained the purpose of the motion.

Vote on Motion #5:	The motion passed with 13 yea (Becker, Cooper, Drake, Duyck, Giusto, Gronke, Hartsock, Hutchinson, Keizur, Kidd, Linn, Norris, Saltzman), 7 nay (Crail, Darcy, Fuller, Hoffman, Lehan, Mueller-Crispin, Schrader), and 0 abstained.
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Motion #6:	Andy Duyck, Washington County, with a second from Richard Kidd, Mayor of Forest Grove, moved to recommend against carrying forward Title 3 exemptions into Title 13.
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There was discussion on what the Title 33 exemptions included, particularly the exemption for west Hayden Island.

Vote on Motion #6:	The motion passed unanimously.
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Motion #7:	Dan Saltzman, City of Portland, with a second from Bernie Giusto, Tri-Met Board, moved to remove the proposed map verification process for adjusting the urban development value for regionally significant education and medical facilities from the functional plan and replace it with a provision allowing jurisdictions to change urban development values for specific sites or uses based on additional Economic Social Environmental and Energy (ESEE) analysis prior to local adoption.
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There was discussion about this proposed amendment, the institutions it included and the effect that different legislation would have.

Vote on Motion #7:	The motion passed. Jack Hoffman did not participate in vote due to conflict of interest. 11 yea (Becker, Crail, Darcy, Fuller, Giusto, Gronke, Lehan, Linn, Mueller-Crispin, Norris, Saltzman), 8 nay (Cooper, Drake, Duyck, Hartsock, Hutchinson, Keisur, Kidd, Schrader), and 0 abstained..
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Chair Hoffman reviewed the issues that MTAC did not consider as outlined in the memorandum from Andy Cotugno under item no. 3 "Other issues that MTAC did not consider and that MPAC may want to consider. There was brief discussion of a few of those issues.

Motion #8:	Richard Kidd, Mayor of Forest Grove, with a second from John Hartsock, Clackamas County Special Districts, moved to endorse support and recommend enactment of the two Metro Nature in Neighborhoods resolutions and the one ordinance as amended.
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Vote on Motion #6:	The motion passed with 1 abstention by Mayor Charlotte Lehan.
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There being no further business, Chair Hoffman adjourned the meeting at 7:38 p.m.

Respectfully submitted,



Kim Bardes
MPAC Coordinator

ATTACHMENTS TO THE RECORD FOR MAY 11, 2005

The following have been included as part of the official public record:

AGENDA ITEM	DOCUMENT DATE	DOCUMENT DESCRIPTION	DOCUMENT NO.
#1 Nature in Neighborhoods	5/11/05	Memorandum from Andy Cotugno to MPAC re: MTAC comments on Nature in Neighborhoods Legislation	051105-MPAC-01
#1 Nature in Neighborhoods	5/10/05	Email and letter from AGC, Cynthia Catto to the Metro Councilors re: Nature in Neighborhoods and Related Resolution 05-3574, 05-3577, and Ordinance 05-1077	051105-MPAC-02
#1 Nature in Neighborhoods	5/10/05	Email from Sara Culp and letter from Mayor Tom Potter's office to David Bragdon re: Nature in Neighborhoods, with City of Portland Comments on Metro's Proposed Nature in Neighborhoods Program comments attached	051105-MPAC-03
#1 Nature in Neighborhoods	5/10/05	Email from Brian Wegener to Metro Councilors and Oregonian article re: Tualatin basin faces building between rock and flood plain	051105-MPAC-04
#1 Nature in Neighborhoods	5/10/05	Email and letter from Jim Labbe to MPAC and MTAC re: AsofP Supplemental Comments on Tualatin Basin Program	051105-MPAC-05
#1 Nature in Neighborhoods	5/11/05	Email and letter from Kelly Ross to MPAC re: testimony on Nature in Neighborhoods resolutions and ordinance	051105-MPAC-06
#1 Nature in Neighborhoods	October 2004	Evaluation of Providence Health System Properties with Respect to Goal 5 Issues, William Conerly Consulting LLC	051105-MPAC-07
#1 Nature in Neighborhoods	unknown	TriMet, Exhibit B, TriMet Marketing Analysis Department	051105-MPAC-08
MISC.	5/3/05	Letter from David Bragdon and Rex Burkholder to Lane Shetterly, Director of Department of Land Conservation and Development re: amending Transportation Planning Rule (TPR)	051105-MPAC-09