

# **Metro**

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**Metro**

## **Minutes**

**Thursday, March 2, 2017**

**2:00 PM**

**PACKET REVISED 02/28/17**

**Metro Regional Center, Council chamber**

**Council meeting**

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**1. Call to Order and Roll Call**

Council President Tom Hughes called the regular council meeting to order at 2:02 p.m.

**Present:** 7 - Council President Tom Hughes, Councilor Sam Chase, Councilor Carlotta Collette, Councilor Shirley Craddick, Councilor Craig Dirksen, Councilor Kathryn Harrington, and Councilor Bob Stacey

**2. Citizen Communication**

Ron Swaren, City of Portland: Mr. Swaren commented on the Southwest Washington Regional Transportation Council (RTC) and expressed concerns about their upcoming resolutions and the stakeholders involved.

**3. Presentations****3.1 2030 Regional Waste Plan**

Council President Hughes introduced Mr. Matt Korot and Ms. Marta McGuire, Metro staff, for a presentation on the work plan for the development of the 2030 Regional Waste Plan.

Mr. Korot explained that the Regional Waste Plan would provide a framework for the direction of the solid waste system by establishing goals, policies, strategies, and actions. He stated that the plan would also satisfy state requirements related to the need for a regional waste reduction program and would provide a framework to local governments to use in their own programs and services.

Ms. McGuire stated that the development of the plan was structured across five major phases outlined in the work plan. She explained that in order to fully incorporate Metro's equity goals, staff planned to use an equity lens throughout the planning and decision-making process, which was

reflected in each phase of plan development. Ms. McGuire informed the Council that the goal of the project was to adopt a regional waste plan that reflected community input, was built upon sound technical analysis, and advanced the region as a leader both in conserving resources and protecting the environment.

*Council Discussion*

The Metro Council expressed its approval of the work plan and thanked staff for their work.

#### 4. Consent Agenda

##### Approval of the Consent Agenda

**A motion was made by Councilor Collette, seconded by Councilor Harrington, to adopt items on the consent agenda. The motion passed by the following vote:**

**Aye:** 7 - Council President Hughes, Councilor Chase, Councilor Collette, Councilor Craddick, Councilor Dirksen, Councilor Harrington, and Councilor Stacey

- 4.1 Resolution No. 17-4766, For the Purpose of Amending the 2015-18 Metropolitan Transportation Improvement Program (MTIP) to Include TriMet's New Open Trip Planner and Low or No Emission (Low-No) Bus Program Projects
- 4.2 Resolution No. 17-4778, For the Purpose of Delegating Authority to the Chief Operating Officer to Execute An Employment Agreement with the General Manager of Visitor Venues
- 4.3 Consideration of the Council Meeting Minutes for February 23, 2017

#### 5. Resolutions

- 5.1 Resolution No. 17-4777, For the Purpose of Reaffirming Metro's Support for Stability, Opportunity, Safety and Justice for All People Living in Our Shared Region

Council President Hughes requested that those wishing to testify on Resolution No. 17-4777 come forward to speak.

Councilor Marc San Soucie, City of Beaverton: Councilor San

Soucie expressed his support for Resolution No. 17-4777 and highlighted the importance of such work. He noted that the Beaverton City Council had unanimously passed a resolution in January declaring the City of Beaverton a sanctuary city and explained that the vast majority of the responses to the resolution had been positive.

Commissioner Greg Malinowski, Washington County:

Commissioner Malinowski emphasized the importance of embracing diversity in the region's communities and expressed his support for Resolution No. 17-4777.

Imam Abdulah Polovina, City of Portland: Imam Polovina testified in favor of Resolution No. 17-4777. He recognized the importance of such displays of solidarity as expressions of hope for the region and thanked the Metro Council for showing support for all of the region's residents.

Council President Hughes thanked the speakers for their testimony. He noted that it was important for Metro to act in solidarity with its local jurisdictions and express that the region welcomed people of all colors, races, and religions.

Councilor Harrington also thanked those who came to testify in support of the resolution. She noted that the affirmation reflected Metro's strong values and the work the agency did to support diversity, equity, and inclusion in the region. She emphasized that the Metro Council also stood with the residents of the Portland metropolitan region in supporting stability, opportunity, safety, and justice for all, regardless of their differences and noted that a strong community required the inclusion of all residents.

Councilors expressed their support for the resolution and highlighted the importance of affirming that Metro welcomed all of the region's residents. They spoke to the significance of diversity in the region's communities and confirmed their commitment to fostering such values in the

agency's work.

**A motion was made by Councilor Harrington, seconded by Councilor Collette, that this item be adopted. The motion passed by the following vote:**

**Aye:** 7 - Council President Hughes, Councilor Chase, Councilor Collette, Councilor Craddick, Councilor Dirksen, Councilor Harrington, and Councilor Stacey

5.2 Resolution No. 17-4772, For the Purpose of Endorsing the Regional Policy and Funding Priorities for 2017 State Transportation Legislation

Council President Hughes called on Mr. Noah Siegel for a brief presentation on Resolution No. 17-4772. Mr. Noah Siegel stated that the Joint Policy Advisory Committee on Transportation (JPACT) had voted to recommend that the Metro Council approve Resolution No. 17-4772 endorsing the regional policy and funding priorities for the 2017 state transportation legislation. He explained that the memo accompanying the resolution directed the region's local jurisdictions and partners to work together at the state legislature towards the passage of a comprehensive transportation bill that would help achieve many of the region's goals, including those outlined in the Regional Transportation Plan and the state-mandated Climate Smart Strategy.

He informed the Council that many of the region's stakeholders, including JPACT, community-based organizations, local governments, and others, had expressed support for a large-scale package that would address the state's significant transportation needs. Mr. Siegel then provided an overview of the principles of the proposed package and how the funds would be distributed. He noted that the proposal was already supported by the region's three counties along with many of its cities and stated that staff was working on scheduling a joint lobby day for the JPACT members to demonstrate the collaborative effort behind the policy and funding priorities at the state legislature.

*Council Discussion*

Councilor Stacey stated that Mr. John Charles of the Cascade Policy Institute had asked the Council to consider an amendment to the resolution to encourage utilization of congestion pricing as a mechanism for addressing congestion and funding. He expressed support for the idea but noted that he felt the resolution was flexible enough to allow for such opportunities if they arose. Councilor Dirksen emphasized the importance of greater commitment to regional transportation issues, highlighting the lack of transportation investments across the nation in the last fifty years. Councilor Craddick noted that the Metro Council was committed not only to approaching the state legislature for help but also sharing the costs of transportation with the rest of the state. Councilor Chase acknowledged the importance of transit in the region's transportation system and provided an overview of the work being done by TriMet and Metro to explore more affordable transit options for the region's low-income residents.

**A motion was made by Councilor Dirksen, seconded by Councilor Craddick, that this item be adopted. The motion passed by the following vote:**

**Aye:** 7 - Council President Hughes, Councilor Chase, Councilor Collette, Councilor Craddick, Councilor Dirksen, Councilor Harrington, and Councilor Stacey

**6. Public Hearings****6.1 Public Hearing on Urban and Rural Reserves**

Council President Hughes introduced the public hearing. He stated that the purpose of the hearing was to allow staff to provide additional information that reinforced the Metro Council's adoption of urban and rural reserves in the region and to take testimony from the public. He explained that the Metro Council was not reconsidering the findings adopted in 2016 as part of Ordinance No. 16-1368 but instead addressing two state rules that applied to the amount of

urban reserve acreage and the balance of urban and rural reserves region-wide. Council President Hughes highlighted that an urban reserve designation would provide local jurisdictions with the flexibility to request an urban growth boundary (UGB) expansion in the Stafford area, but would not open the area for development immediately or in the near future.

President Hughes then introduced Mr. Andy Shaw and Mr. Roger Alfred, Metro staff, for a presentation.

Mr. Shaw provided a brief history of Metro's urban and rural reserves process. He noted that intelligent planning over the past three decades had allowed the region to maintain successful development, conserve farm and forest land, and protect natural areas and wildlife habitat. He explained that urban and rural reserves were created in response to concerns related to how the existing land use system worked. He noted that the original final map of urban and rural reserves was created following extensive public comment opportunities, open houses, and meetings. Mr. Shaw stated that urban reserves were areas where the region could expand if additional land was required, but noted that in addition to designating urban reserves, Metro also established new rules concerning UGB expansions, focused on forecasts of population and economic growth. Mr. Shaw shared a map of land within the UGB and urban reserves land available for development, and demonstrated that the vast majority of available land was within the existing UGB.

Mr. Alfred of the Metro Attorney's office provided an overview of the legal issues related to the urban and rural reserves process. He explained that the 50-year requirement was codified in state law, meaning that Metro and the counties were required under statute to review the region's land supply and identify areas that had characteristics that could make them possible options to add to the UGB over



the next 50 years.

Mr. Alfred provided a timeline of developments since the region-wide analysis in 2008-2010. He highlighted that the purpose of the current proceeding was to consider two region-wide issues that needed to be addressed under the applicable state rules governing urban and rural reserves: 1) whether the existing amount of urban reserves across the region was significant to accommodate estimated urban growth for between 40 and 50 years after the Council's adoption of the most recent Urban Growth Report in 2015 and 2) whether the balance of designated urban and rural reserves across the region best achieved livable communities, the viability and vitality of the agricultural and forest industries and protection of the important natural landscape features that define the region for its residents.

Council President Hughes opened a public hearing and requested that those wishing to testify come forward to speak.

Chair Jim Bernard, Clackamas County: Chair Bernard noted that Metro and Clackamas County were moving quickly and collaboratively to revise and complete the findings related to four urban reserves in the Stafford area to address the remand from the Court of Appeals. He expressed his support for concluding the lengthy process and providing land use certainty to area residents, businesses, and property owners. He explained that the county and region were working together to develop an intergovernmental agreement (IGA) that sought to address the concerns of the affected cities, residents, businesses, and property owners. He noted that the IGA would ensure that key issues were addressed before any decision could be made to expand the UGB into Stafford. Chair Bernard informed the Council that on April 12 and 19, Clackamas County would hold public hearings to hear from its residents and act on the revised findings. He added that the county was also meeting with

affected parties to discuss the process and receive community input. He emphasized his support for the process moving forward and thanked Metro for their collaborative effort.

Commissioner Paul Savas, Clackamas County: Commissioner Savas noted that he was testifying as an individual and not representing Clackamas County. He expressed concerns about the urban and rural reserves process. He cited regional issues such as homelessness and significant housing costs and explained that he felt the proposed designations would only augment such problems. He urged the Metro Council to consider a different approach.

Commissioner Greg Malinowski, Washington County: Commissioner Malinowski, speaking on behalf of District 2, expressed concerns about the proposed findings. He noted that the average price of homes in the areas in Washington County involved would make it incredibly difficult for most regional residents to afford housing. He recommended that the Metro Council reconsider its calculations to better ensure affordability before finishing the process.

Mayor Russ Axelrod, City of West Linn: Mayor Axelrod testified on behalf of the West Linn City Council opposing Metro's urban reserves designation for Stafford. He explained that the City of West Linn supported a compromise that preserved of the current rural character of Stafford area while facilitating urban development in other appropriate locations that could be served by transit and other critical infrastructure in the future. He expressed concerns about the time allotted for finishing the reserves process and suggested that the jurisdictions work together to come to a decision grounded in good governance and public opinion.

Councilor Teri Cummings, City of West Linn: Councilor Cummings testified in opposition to Metro's reserves

designations and expressed disappointment with the reserves process. She noted that many of the area's residents were strongly opposed to the urbanization of Stafford and did not believe the area was well-suited for further development. She requested further opportunities to discuss other options and urged the Council not to support the current designations.

Councilor Jeff Gudman, City of Lake Oswego: Councilor Gudman expressed support for the IGA proposed between Metro and Clackamas County, but asked that the three area cities also be involved to address their concerns. He commented that under current assumptions, the increasing density of the region would be sufficient and would not require expansion of the existing UGB. He added that he would not act in opposition to other cities requesting UGB expansions in the future, but urged the Council not to support expansion in the Stafford area.

Thomas Greyerbiehl, City of West Linn: Mr. Greyerbiehl testified in opposition to Metro's reserves designations. He highlighted the importance of the natural features and wildlife of his neighborhood. He asked that the Metro Council support the preservation of the Stafford area's current rural character.

Larry Read, City of West Linn: Mr. Read testified in opposition to Metro's reserves designations. He noted that Metro's 2015 Urban Growth Report found that there was enough land within the UGB for regional growth until 2035 and no need for a boundary expansion. He requested that the Stafford area not be designated as urban reserves in order to protect the natural landscape that defined the area.

Jay Minor, City of West Linn: Mr. Minor, Stafford Hamlet Board Chair, testified in opposition to Metro's proposed reserves designation for the Stafford area. He urged the Council to leave areas 4A and 4B north of the Tualatin River

undesigned. He noted that 86% of those residents that voted on the Stafford Community Vision Plan supported this option. He stated that the lack of infrastructure such as arterials made the area badly suited for urban expansion.

Christopher James, City of Portland: Mr. James testified in opposition to the proposed reserves designations on behalf of four area property owners. He explained that the process that led to the designation of the owners' properties was alleged to have failed constitutional standards and was sent to federal court. He expressed concerns that there was not a procedure in place to address contentions that the process did not meet such standards. He noted that it was his clients' wish to leave the area of 9B undesigned in order to help protect the landscape features and ensure sensitive development.

Kelly Hossaini, City of Portland: Ms. Hossaini, on behalf of the Cities of Tualatin and West Linn, requested a second hearing to consider changes to designation. She noted that it was the cities' position that the Stafford areas should remain undesigned given the current physical and infrastructure constraints and that an urban reserve designation would make Stafford first priority for urban growth boundary expansions. She stated that it was important that the local jurisdictions reach a solution that worked best for the cities and region and avoided further appeals in the future.

Carol Chesarek, City of Portland: Ms. Chesarek, on behalf of the Forest Park Neighborhood Association, expressed support for Metro and Multnomah County's current rural reserve designation for the West Hills. She noted that the neighborhood had actively participated in the region's urban reserves process and believed strongly in findings that demonstrated the area was not well-suited for urban expansion.

Ed Trompke, City of Lake Oswego: Mr. Trompke expressed

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his support for adoption of the urban and rural reserves. He noted that the reserves process was a complicated process that required collaboration among Stafford's communities and highlighted the work that had already been done among neighborhoods and hamlet. He urged the Metro Council to adopt the findings.

Councilor Harrington asked staff to summarize the next steps in the reserve process. Mr. Shaw explained that staff recommended a second public hearing be held on March 16 along with the first read of the proposed ordinance. He noted that the ordinance would incorporate staff's findings as well as feedback received from the public and Metro's local partners.

Council President Hughes noted that first read of the reserves ordinance and a second public hearing would take place on Thursday, March 16. He stated that the public comment period and hearing would be kept open through that date.

**7. Chief Operating Officer Communication**

Ms. Martha Bennett commented on the grand opening of the Oregon Zoo Education Center. She thanked the Councilors for attending the opening ceremony and noted that the center's Wildlife Talk Series would begin the following weekend with a talk from Mr. Mark Moffat, National Geographic photographer and insect expert.

**8. Councilor Communication**

Councilor Collette noted that she would be absent at the March 16 council meeting.

**9. Adjourn**

There being no further business, Council President Hughes adjourned the Metro Council meeting at 4:20 p.m. The

Metro Council will convene the next regular council meeting on March 16 at 2:00 p.m. at the Metro Regional Center in the council chamber.

Respectfully submitted,



Nellie Papsdorf, Legislative and Engagement Coordinator

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF MARCH 2, 2017**

<b>ITEM</b>	<b>DOCUMENT TYPE</b>	<b>DOC DATE</b>	<b>DOCUMENT DESCRIPTION</b>	<b>DOCUMENT No.</b>
2.0	Letter	03/02/17	1000 Friends of Oregon Letter to Council	030217c-01
2.0	Letter	03/02/017	Ann Culter letter to Council	030217c-02
2.0	Letter	03/02/017	Christopher James letter and materials to Council	030217c-03
2.0	Letter	03/02/017	Axelrod letter to Council	030217c-04
2.0	Letter	03/02/017	Cooke letter to Council	030217c-05
2.0	Letter	03/02/017	Smith letter to Council	030217c-06
2.0	Letter	03/02/017	J. Gamble letter and materials to Council	030217c-07
2.0	Letter	03/02/017	Balogh letter to Council	030217c-08
2.0	Letter	03/02/017	Minor letter and materials to Council	030217c-09
2.0	Letter	03/02/017	Barthalomew letter to Council	030217c-10
2.0	Letter	03/02/017	Lockwood letter to Council	030217c-11
2.0	Letter	03/02/017	Memorandum of Understanding	030217c-12
2.0	Letter	03/02/017	Metro 2014 Urban Growth Report	030217c-13
2.0	Letter	03/02/017	Reinmiller letter to Council	030217c-14
2.0	Letter	03/02/017	Stafford Hamlet values and vision	030217c-15
2.0	Letter	03/02/017	Starr letter to Council	030217c-16
2.0	Letter	03/02/017	Thurston letter to Council	030217c-17

Metro Council Work Session

<b>2.0</b>	Letter	03/02/017	Kennedy letter to Council	030217c-18
<b>2.0</b>	Letter	03/02/017	W. Gamble letter to Council	030217c-19
<b>2.0</b>	Letter	03/02/017	Read letter to Council	030217c-20
<b>2.0</b>	Letter	03/02/017	Thomas Greyerbiehl letter to Council	030217c-21
<b>2.0</b>	Letter	03/02/017	John Charles letter to Council	030217c-22
<b>3.1</b>	PowerPoint	03/02/17	PowerPoint: Developing the 2030 Regional Waste Plan	030217c-23
<b>4.3</b>	Minutes	03/02/17	Minutes from the February 23, 2017 Council Meeting	030217c-24
<b>6.1</b>	PowerPoint	03/02/17	PowerPoint: Urban and Rural Reserves	030217c-25