

MINUTES OF THE METRO COUNCIL MEETING

October 8, 1998

Council Chamber

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

Councilors Absent:

Presiding Officer Kvistad convened the Regular Council Meeting at 2:15 p.m.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATION

Art Lewelan, 3205 SE 8th #9, Portland, OR noted that he had testified in opposition of the south/north lightrail before and now had incorporated a change in his streetcar alignment design that included going through the urban center. He presented his proposed changes to council.

3. EXECUTIVE OFFICER COMMUNICATIONS

None.

4. AUDITOR COMMUNICATIONS

None.

5. MPAC COMMUNICATION

None.

6. CONSENT AGENDA

6.1 Consideration meeting minutes of the October 1, 1998 Regular Council Meeting.

Motion: **Councilor McFarland** moved to adopt the meeting minutes of October 1, 1998 Regular Council Meeting as amended Councilor Morissette.

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

Councilor Morissette noted several amendments for the minutes of 8/1/98 as follows:

Page 19, **Councilor Morissette** said he would like to make a motion at the appropriate time. He said he knew the meeting was not there yet. He said he wanted to be careful in how he asked his question, because he was not certain whether it was in the record or not, but this property had a long history. It was going to be developed to a higher, better use. ~~It was approved by the Metro Council, appealed to LUBA, was sent back to Council again and then Council found that the~~

~~property would be parceled into five-acre "McMansions." Councilor Morissette said he saw the potential for that if Council did not act on this now. A past Metro Council approved bringing this property into the boundary, LUBA remanded this decision back to the Council, then the Council decided not to bring the property inside of the Urban Growth Boundary. Subsequently a portion of the property was parceled into five-acre of "McMansions." There was still a balance of the property that could potentially be parceled into five-acre parcels. Councilor Morissette said he was afraid this could happen to the rest of the property if it was not brought into the boundary and saw the potential for that type of development if the Council did not act on this now. He said he did not want to ask Mr. Derby what his intentions for the property were, without proper approval. He asked whether that history was in the record so it was all right to discuss it.~~

Page 22, **Councilor Morissette** said...The property was designed to be a reasonable use, ~~it was approved by the Metro Council, and upon rejection sent back to us and then partially developed into "McMansions".~~ a past Metro Council approved bringing the property into the UGB, it was appealed to LUBA and when remanded, came back to the Council. The Council decided not to bring the property inside the UGB so it was partially developed into five-acre parcels. He thought as we move forward the Council needed to be cognizant of that.

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

7. RESOLUTIONS

7.1 **Resolution No. 98-2708**, To Adopt the Metro Native Plant List as Referenced in the Title 3 Model Ordinance Adopted in Ordinance No. 98-730C.

Motion: **Councilor Monroe** moved to adopt Resolution No. 98-2708.

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

Discussion: **Councilor Monroe** said this resolution would adopt the Metro native plant list which was a list of native, nuisance and prohibited plants for this region. He said the native and nuisance plant lists were quite long. He thought it was interesting that the prohibited plant list included plants like English ivy, Scotch Broom and Himalayan blackberry. He urged support of the resolution.

Councilor Morissette supported the goal of cleaning the rivers and having buffers but took some exception to the lack of flexibility to finding solutions for cleaning the rivers. He believed the native vegetation requirements in this proposal did very little to impact clean rivers and found the plants on the list to be among the more expensive ones to purchase. He felt the goal of this resolution was not whether to clean the rivers but to make things like grass non-native vegetation which he found to be a problem. He said his no vote would not be a reflection that the rivers did not need to be cleaned up and maintained by good efficient ways to filter runoffs going into them, but to the exclusivity of putting things there that made sense and could do the job just as well at less cost.

Councilor McLain said MPAC with consultation to MTAC and WRPAC had gone on record as being in favor of this resolution. She pointed out that the reason it may be expensive at this time was that the growers had not known of the market. The plants would probably go down in price as the nurseries picked native plants up as necessary products. She noted a place in Wilsonville that had asked people to write them with suggested plants they want to use so they would start to

be available. She felt there was a way to deal with the cost of the plants on the list and would have an impact toward cleaner rivers and streams.

Vote: The vote was 6 aye/ 1 nay/ 0 abstain. The motion passed with Councilor Morissette voting no.

Presiding Officer Kvistad reviewed the custom of Council to endorse a ballot measure if it had unanimous support of the council. He had been asked to present Measure 66, the Oregon Parks measure, to council for consideration of endorsement. He distributed material for council's consideration and said after the Executive Session he would ask if there were objections or if they could move forward with a motion for endorsement of the Measure.

Councilor Morissette felt that was inappropriate and said he would not be able to give the matter proper consideration while he was supposed to be focused on an \$80 million issue during the Executive Session.

Presiding Officer Kvistad said the purpose was to see if the councilors wanted to consider an endorsement. He noted some may already know where they stood and he would ask following the Executive Session.

Councilor Monroe said there were two ballot issues that this body was integrally involved with, one dealing with South/North Lightrail and one with the Convention Center expansion. He said it seemed to him that if they were going to consider endorsements they ought to consider endorsing those two as well.

Councilor McCaig said as the campaign director for Measure 66 she was stunned to find it before council today. She said she would abstain and urged councilors not to take a position. She felt the issue did not specifically involve Council and they had no direct relationship or responsibility over it.

Presiding Officer Kvistad said he had been requested to bring it forward and since it did not have unanimous support it would not move to a vote.

8. EXECUTIVE SESSION, Held Pursuant to ORS 192.660(1)(h), to consult with legal counsel concerning the legal rights and duties of a public body with regard to current litigation likely to be filed.

9. COUNCILOR COMMUNICATION

Councilor Washington advised the council that the Affordable Housing Technical Advisory Committee had met twice and would meet twice monthly to develop a work plan for their work. He said there was lots of enthusiasm and the committee was working very well.

Councilor McLain announced the WRPAC meeting next Monday to start working on Goal 5 issues.

Presiding Officer Kvistad announced the upcoming Growth Management Public Hearings on parcels for possible inclusion in the UGB. He invited councilors to attend.

10. ADJOURN

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There being no further business to come before the Metro Council, Presiding Officer Kvistad adjourned the meeting at 3:58 p.m.

Prepared by,

Chris Billington
Clerk of the Council

Document Number	Document Date	Document Title	TO/FROM	RES/ORD
100898c-01	10/8/98	Bridge the Divide	TO: Metro Council FROM: Art Lewellan	
100898c-02	10/8/98	Resolution "For the Purpose of Endorsing Measure 66, 1998 General Election	TO: Metro Council FROM: Presiding Officer Kvistad	Resolution No. 98-2720