

# MINUTES OF THE METRO COUNCIL MEETING

October 22, 1998

Council Chamber

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

Councilors Absent: None

Presiding Officer Kvistad convened the Regular Council Meeting at 2:03 p.m.

## 1. INTRODUCTIONS

None.

## 2. CITIZEN COMMUNICATION

None.

## 3. EXECUTIVE OFFICER COMMUNICATIONS

None.

## 4. AUDITOR COMMUNICATIONS

None.

## 5. MPAC COMMUNICATION

None.

## 6. CONSENT AGENDA

6.1 Consideration meeting minutes of the October 15, 1998 Regular Council Meeting.

**Motion:** **Councilor Washington** moved to adopt the meeting minutes of October 15, 1998 Regular Council Meeting.

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

**Councilor Morissette** requested the minutes be amended as follows:

Page 6 Paragraph 9: **Councilor Morissette** said the church had been a good neighbor for 26 years and he ~~did not~~ believed they would continue to be good neighbors with the expansion.

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

## 7. ORDINANCES - FIRST READING - QUASI-JUDICIAL PROCEEDINGS

- 7.1 **Ordinance No. 98-778**, Approving Urban Growth Boundary Locational Adjustment Case 98-9 C.G.C. Persimmon, and adopting hearings officer's report including findings and conclusions.

**Presiding Officer Kvistad** asked Legal Counsel to review these proceedings.

**Larry Shaw**, Legal Counsel, reviewed the quasi-judicial standards for this first reading.

**Glen Bolen**, Growth Management Services Department, explained that C.G.C. Inc. was asking for 19.6 acres to be added into the UGB for the purpose of developing the site with residential uses. He noted the attachments in the council packet (included with the permanent record of this meeting). He said the property was located in Multnomah County adjacent to the Persimmon Golf Course. He said a public hearing was held in August and introduced the hearings officer to give her report and recommendations.

**Pamela Beery**, Hearings Officer, reported that there were no exceptions filed to the decision. She said staff concurred with her recommendation for approval. She described the property as steep and formerly used for logging. She said the decision was difficult in some aspects but she ultimately concluded that the proposed boundary would be superior to the existing UGB because the planned unit development, already approved in the City of Gresham, could not effectively receive utilities or access without the inclusion (A copy of the hearings officer's report can be found with the permanent record of this meeting.).

**Presiding Officer Kvistad** called for questions. He reviewed the Council's options in this matter.

**Motion:** **Councilor Morissette** moved that this Ordinance be moved forward to the next council meeting for second reading.

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

**Vote:** The vote was 7 aye/0 nay/ 0 abstain. The motion passed to move this ordinance forward for second reading.

## 8. **ORDINANCES - SECOND READING - QUASI-JUDICIAL PROCEEDINGS**

- 8.1 **Ordinance No. 98-777**, For the Purpose of Approving the Urban Growth Boundary Locational Adjustment Case 98-2: Dennis Derby and adopting the findings and conclusions.

**Motion:** **Councilor Morissette** moved to adopt Ordinance No. 98-777.

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

**Presiding Officer Kvistad** opened a public hearing on Ordinance No. 98-777. No one came forward. Presiding Officer Kvistad closed the public hearing.

**Discussion:** **Councilor Morissette** said council was familiar with this ordinance.

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

## 9. **RESOLUTIONS**

9.1 **Resolution No. 98-2709**, For the Purpose of Appointing Paul I. Matthews to the Solid Waste Rate Review Committee.

**Motion:** **Councilor McFarland** moved to adopt Resolution No. 98-2709.

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

**Discussion:** **Councilor McFarland** said this resolution appointed Mr. Matthews to the Solid Waste Rate Review Committee. She asked Mr. Warner to talk about Mr. Matthew's qualifications and urged approval.

**Bruce Warner**, REM Director, said Mr. Matthews had extensive experience in analyzing and establishing utility rates and would take the position formerly held by Andy Thaler who was term limited out.

**Councilor McFarland** said Mr. Thaler would be hard to replace but they had high hopes for Mr. Matthews.

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

9.2 **Resolution No. 98-2710**, For the purpose of Reappointing Garry L. Penning to the Solid Waste Rate Review Committee.

**Motion:** **Councilor Morissette** moved to adopt Resolution No. 98-2710.

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

**Discussion:** **Councilor Morissette** urged reappointment of Mr. Penning.

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

9.3 **Resolution No. 98-2712**, For the Purpose of Authorizing Release of Request for Proposals for Master Planning Services for Blue Lake Regional Park and Authorizing the Executive Officer to Enter into a Multi-Year Contract.

**Motion:** **Councilor McFarland** moved to adopt Resolution No. 98-2712.

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

**Discussion:** **Councilor McFarland** said this had already been built into the budget and this would implement that intent. She urged approval.

**Councilor Morissette** asked if there had been a conversation in committee regarding the high ranking for schedule over cost. He requested the maker of the motion to look at a modification of the numbers. Right now it was showing 10 points for understanding of the project, 30 points for experience, 30 points for schedule, 20 points for cost, 10 points for ability to do the project prior to the deadline. He said that made 80 points outside the realm of the cost and he thought that was a little much. He recommended modification of the schedule from 30 points to 20 and the cost proposal from 20 points up to 30.

**Councilor McFarland** asked Mr. Ciecko about the allocation of points.

**Charlie Ciecko, Director of Parks and Greenspaces**, said there were many different facets of the project, one of which was cost. He said they had been made aware of Councilor Morissette's concern and supported his suggestion.

**Motion to**

**Amend:** **Councilor Morissette** moved to modify Section 5 Evaluation of Proposals Criteria #3, (proposed project approach, work plan, and schedule) from 30 points to 20, and Item #4 (cost proposal) from 20 points to 30 to put more emphasis on the bid portion of the proposals.

**Seconded:** **Councilor McFarland** seconded the amendment.

**Councilor McFarland** said the allocation of points was quite important when council was judging the proposals and switching these would change the way the proposals were made and evaluated. She thought it was fair and supported the amendment.

**Councilor Washington** asked what were "passerines" (Section II, Paragraph 1).

**Mr. Ciecko** responded that they were migrating songbirds.

**Vote to**

**Amend:** The vote was 7 aye/ 0 nay/ 0 abstain. The motion to amend passed unanimously.

**Councilor McLain** wanted to make sure that MCCI would be involved in this public process (page 11, item #6 regarding public involvement). She stated that MCCI had divided into subcommittees and were ready to help.

**Julie Weatherby, Metro Parks and Greenspaces**, said they fully intended to involve MCCI in the way set out in the guidelines.

**Vote on the**

**Main Motion:** The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed unanimously as amended. Presiding Officer Kvistad declared that Resolution No. 98-2712A was adopted as amended.

## **10. CONTRACT REVIEW BOARD**

10.1 **Resolution No. 98-2669**, For the Purpose of Approving Contract Extensions to Glisan Street Recreation, Inc., for Management of Glendoveer Golf Course.

**Motion:** **Councilor Monroe** moved to adopt Resolution No. 98-2669.

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

**Discussion:** **Councilor Monroe** explained that Glisan Street Recreation Inc. had been taking care of the golf course and had 4 years remaining on their contract. He said this resolution would extend that contract for another 20 years to 2112 with conditions. He said under the current contract, Metro received 44% of the gross greens fees plus \$12,000 per year which had been

approximately \$700,000 a year. This extension would continue those terms and in addition they had agreed to invest \$1 million of their own money over 4 years for capital improvements to the golf course and also to give Metro Parks and Greenspaces \$115,000 to use at their discretion for a capital improvement project on parks and/or greenspaces. He believed this was an excellent proposal for extending the contract and would benefit Metro. He urged support.

**Councilor McFarland** indicated that this was better than the previous contract and financially beneficial.

**Councilor Washington** asked Mr. Ciecko what was the normal number of years previously for Metro to grant an extension.

**Mr. Ciecko** said the term of the original contract was 25 years because Glisan Street Recreation had made extensive capital investment in the facilities at the time.

**Councilor Washington** asked who was on the citizen's committee that did the review for that contract.

**Mr. Ciecko** said the citizen committee had consisted of 3 members of the Parks and Greenspaces Advisory Committee, 3 regular customers at Glendoveer and Jeff Stone, as representative of the Presiding Officer.

**Presiding Officer Kvistad** commented that he normally had a problem with long term contracts but they had a good history and working relationship with the vendor. He felt it was a solid partnership and this was a good investment for Metro and the region.

**Councilor Monroe** said Glisan Street Recreation had been operating the golf course since August of 1977. He urged support of this resolution.

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

**11. 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 or litigation likely to be filed.**

Members Present: Larry Shaw, Ken Helm, Elaine Wilkerson, Tim Rafael, members of the press.

**12. COUNCILOR COMMUNICATION**

**Presiding Officer Kvistad** announced two upcoming Growth Management hearings on land in the Urban Reserve notice. He said any UGB resolutions and/or ordinances should be turned in by Tuesday October 27 in order to get them noticed and first read.

**13. ADJOURN**

There being no further business to come before the Metro Council, Presiding Officer Kvistad adjourned the meeting at 3:07 p.m.

Prepared by,

Metro Council Meeting  
October 22, 1998  
Page 6

Chris Billington  
Clerk of the Council