

MSD BOARD OF DIRECTORS  
 MINUTES OF JUNE 10, 1977 MEETING

BOARD MEMBERS IN ATTENDANCE

Ray Miller, Chairman  
 Lyle Salquist  
 Connie McCready  
 Mel Gordon

BOARD MEMBERS NOT IN ATTENDANCE

Robert Schumacher  
 James Robnett  
 Sidney Bartels

ADVISORS IN ATTENDANCE

Dean Gisvold, Attorney  
 Bob Brown, DEQ

GUESTS IN ATTENDANCE

List attached.

STAFF IN ATTENDANCE

Charles C. Kemper  
 Merle Irvine  
 Chuck Estes  
 Warren Iliff  
 Jean Woodman

METROPOLITAN SERVICE DISTRICT  
 BOARD ACTION

NO. 77-854 DATE 6-24-77

	YES	NO	ABST.
BARTELS			
GORDON			
MCCREADY			
ROBNETT			
SALQUIST			
SCHUMACHER			
MILLER, CHAIRMAN			

*Ray Miller*  
 Member of the Board

The clerk called the roll and there being a quorum present, the following items of business were considered:

77-841.1 MINUTES

Commissioner Gordon moved to approve the minutes of the May 27, 1977, Board meeting. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

77-842.1 PUBLIC COMMUNICATIONS

Commissioner Miller asked if there was anyone in the audience that wished to address the Board on matters not listed on the meeting agenda. There was no response.

77-843 CASH DISBURSEMENTS

Mr. Kemper reviewed the cash disbursements staff recommendation and indicated major expenditures to be approved. Commissioner Gordon questioned the purpose of \$1,600 payable to E. J. Schraner, and Mr. Kemper stated that it was a capital expenditure on the Zoo's concession improvement previously approved by the Board. Mr. Estes will confirm the purpose of the expenditure by memo at a later date.

Commissioner Gordon moved to approve payment of Checks No. 3409 through 3515 in the total amount of \$59,859.94. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

77-844 ORDINANCE NO. 51 - SECOND PUBLIC HEARING

Commissioner Miller opened the public hearing to give second consideration to Ordinance No. 51, an ordinance creating an MSD Management Committee to oversee and coordinate actions of the Administrative, Solid Waste, and Zoo Divisions, defining its functions and duties and prescribing procedures.

Commissioner Miller asked if there was anyone in the audience that wished a copy of the ordinance. There was no response.

77-844.A: Commissioner McCready moved to read Ordinance No. 51 by title only. Commissioner Gordon seconded the motion. The motion carried unanimously by roll call vote.

The clerk read the ordinance title.

The Board discussed staff's proposed amendment to add election of committee members by secret ballot, as requested at the May 27, 1977, meeting. There was a concensus in favor of Chairman appointments rather than ballot elections. There was also some discussion on committee members substituting their staff on the committee and there was a concensus against this suggestion.

77-844.B: Councilman Salquist moved to amend Section 2.(A) to read: "The Chairman shall appoint a committee.....". Commissioner Gordon seconded the motion. The motion carried unanimously by roll call vote.

77-844.C: Commissioner McCready moved to adopt Ordinance No. 51 as amended. Commissioner Gordon seconded the motion. The motion carried unanimously by roll call vote.

77-845 ORDINANCE NO. 52 - SECOND PUBLIC HEARING

Commissioner Miller opened the public hearing to give second consideration to Ordinance No. 52, an ordinance amending Ordinance No. 40 and declaring an emergency.

Commissioner Miller asked if there was anyone in the audience that wished a copy of the ordinance. There was no response.

77-845.A: Commissioner Gordon moved to read Ordinance No. 52 by title only. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

The clerk read the ordinance title.

Mr. Irvine reviewed the staff report showing an over-expenditure in the Zoo Fund of \$153,000, and the budget transfers necessary as compensation. Mr. Irvine also reviewed the increased revenues in the fund in relation to the expenditures and the time constraints of a supplemental budget entry prior to FY 77-78 which would have allowed compensation for the over-expenditures. Staff suggested that resources from the Zoo Fund Contingency and Zoo Fund General Capital Improvements line items be used to offset the needed funds with excess revenues shown in the FY 77-78 Budget as cash carryover.

Commissioner Gordon requested an explanation as to the causes of the over-expenditures, and Mr. Iliff cited improper forecasting of line item amounts, increased attendance and demands for services, increased utility costs, and organizational changes. Commissioner Gordon was concerned that with the lack of budget and purchasing control that allowed over-expending now, this might occur again in the future. Mr. Iliff felt that employing an Assistant Director with necessary authority would prevent recurrence of such situations. Commissioner McCready was also concerned with the lack of budgeting control exercised by the Zoo Division after the Board had adopted procedures which should have prevented over-expending.

In reviewing the inclusion for renovating the fire damaged Ladybug Theater in the budget over-expenditures, the Board questioned staff's proceeding on a capital expenditure without Board approval and the reason for its appearing in the FY 76-77 Budget transfer. Mr. Iliff stated that funds for reconstruction were available through the insurance company if expended this year and that the Board should have been notified. Commissioner Gordon emphasized that Board permission was mandatory on all such capital constructions.

Commissioner McCready directed Mr. Iliff to utilize purchasing procedures as ordered by the Board in September.

Motion 77-845.B: Commissioner Gordon moved to adopt Ordinance No. 52. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

77-846 CONTRACT 77-078 - CETA VI - WEIGHING PROGRAM

Staff requested approval for two CETA positions to assist the new Engineer and Technician in the solid waste weighing program as per the staff report.

Commissioner Gordon moved to approve Contract 77-078 with the City of Portland for two CETA VI positions and directed staff to proceed with the weighing program as soon as possible. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

77-847 CONTRACT 76-032 - ZOOLOGICAL SOCIETY

Mr. Iliff requested approval of Contract 76-032 with the Zoological Society as per the staff report, the approval to include remittance to the Society of \$20,000 for operating funds. Commissioner Gordon felt the \$20,000 figure for return to the Society was arbitrary and suggested calculating a figure that would subtract the amount of services supplied to the Society for the past year which are as yet unpaid. Commissioner McCready also questioned the return of \$20,000 to the Society and requested clarification as to what the advantages to MSD would be in return for the services listed in the proposed contract. She was concerned that MSD as a governmental agency would be doing work for a private organization, and suggested making a complete break from the Society. Mr. Iliff stated that MSD had the staff and equipment to maintain the membership listings, which the Society did not, and the Society's newsletter was also utilized by the Zoo for public relations.

Commissioner Miller was not in favor of a total separation at this point feeling that the Zoo and the Society were still in a transition process and should be given at least another year. He felt that success of the Zoo was tied to a strong Zoological Society and as such, the Society should receive MSD's support. Commissioner McCready still questioned the Society's advantage to MSD and in discussing the services contained in the contract, felt that use of the administrative staff should be better defined. It was also felt that free passes for the Society members themselves and not for their families and friends should be clearly stated.

The Board discussed other private operations being conducted on the Zoo grounds such as volunteer purchasing for the gift shop, the Playbox Players Theater and nursery school. The Board members were very much concerned that such operations were being conducted on the Zoo grounds which the Board had not been made aware of and directed Mr. Iliff to prepare a list of all on-going activities at the Zoo. They felt there was potential in theater and gift shop operations which should be evaluated.

The Zoological Society contract agenda item was set over to June 24, 1977, and Mr. Iliff directed to present the Board with an activities report on the Zoo grounds.

77-848 CONTRACT 76-021 - TED HALLOCK, INC.

Commissioner Gordon moved to approve Contract 76-021 extension for the FY 77-78 between MSD and Ted Hallock, Inc., at a total expenditure of \$6,750 plus out-of-pocket expenses. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

77-849 LADYBUG THEATER RENOVATION EXPENDITURE AND BID AWARD

Set over to June 24, 1977.

77-850 SECURITY GUARD BID AWARD

Set over to June 24, 1977

OTHER BUSINESS

Commissioner Gordon moved to consider items 77-851, 77-852 and 77-853 under Other Business. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

77-851 REQUEST FROM STATON CONSTRUCTION CO., FOR VARIANCE TO ORDINANCE NO. 47

Mr. Irvine reviewed staff's request for a variance for Staton Construction Company to Ordinance No. 47 and the conditions under which the variance should be approved, as outlined in the staff report. Mr. Irvine also recommended the addition of item No. 6 under conditions to include payment of the user fee of 16¢ per cubic yard and the inclusion of a termination clause upon violation of MSD or DEQ regulations.

Commissioner Gordon moved to accept staff recommendation as outlined on Page 38 of the staff report to grant a variance to Staton Construction Company and to include payment of the user fee and termination clause as proposed by staff. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

77-852 CHANGE IN SIGNATURE AUTHORIZATION

Commissioner Gordon moved to approve staff recommendation for amending authorized signatures on MSD checking account, saving account, State Investment Pool, and safety deposit box to Charles C. Kemper, Merle Irvine, and Chuck Estes. Councilman Salquist seconded the motion. The motion carried unanimously by roll call vote.

77-853 CETA VI CONTRACTS 77-079, ZOO FELINE NOCTURNAL EXHIBIT AND 77-080, ZOO LANDSCAPE BEAUTIFICATION PROJECT

Mr. Iliff reviewed the staff report discussing grant applications submitted for improvement of the feline and bear grottos and MSD's subsequent award of the CETA funding.

Commissioner McCready felt such grants should be reviewed by the Board to determine their application, and Commissioner Miller so directed Mr. Iliff.

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Commissioner Gordon moved to approve Contracts 77-079 and 77-080 with the City of Portland for CETA VI funding subject to legal counsel review. Councilman Salquist seconded the motion. The motion carried unanimously by roll call vote.

The meeting adjourned at 4:15 P.M. Commissioner Miller left and Commissioner Gordon, Councilman Salquist and Commissioner McCready remained to discuss union negotiations with Local 483.