



METROPOLITAN SERVICE DISTRICT

527 S. W. HALL, PORTLAND, OREGON 97201 222-3671

METROPOLITAN SERVICE DISTRICT

BOARD OF DIRECTORS MEETING

PORTLAND WATER BUREAU
1800 SW 6TH AVE.
AUDITORIUM

APRIL 23, 1976
2:00 P.M.

A G E N D A

76-514

MINUTES

76-515

PUBLIC COMMUNICATIONS

ADMINISTRATION

76-516

CASH DISBURSEMENTS

76-517

FY 76-77 BUDGET PRESENTATION

DRAINAGE PROGRAM

(NO BUSINESS)

SOLID WASTE PROGRAM

(NO BUSINESS)

ZOO PROGRAM

76-518

MSD/CITY OF PORTLAND AGREEMENT FOR
TRANSFER OF ZOO FACILITIES

OTHER BUSINESS



APRIL 16, 1976

TO: MSD BOARD OF DIRECTORS
FROM: MSD STAFF
SUBJECT: STAFF REPORT FOR APRIL 23, 1976

TRANSMITTED HEREWITH FOR CONSIDERATION AND RECOMMENDED ACTION ARE THE FOLLOWING ITEMS OF BUSINESS:

<u>PAGE</u>	<u>ACTION RECORD</u> <u>No.</u>	
1	76-514	MINUTES Action - <u>Approve</u> the minutes for April 9, 1976, and the special meeting of April 14, 1976
18	76-515	PUBLIC COMMUNICATIONS Action - <u>Receive</u> comments from the public on items not listed on the meeting agenda

<u>PAGE</u>	<u>ACTION RECORD</u> <u>No.</u>	
19	76-516	CASH DISBURSEMENTS Action - <u>Approve</u> payment of Vouchers No. 422 through 433 in the total amount of \$455.61
20	76-517	FY 76-77 BUDGET PRESENTATION Action - <u>Review</u> and <u>discussion</u>
21	76-518	MSD/CITY OF PORTLAND AGREEMENT FOR TRANSFER OF ZOO FACILITIES Action - <u>Approve</u> agreement if appropriate

76-514 MINUTES

THE FOLLOWING PAGES CONTAIN THE MINUTES OF THE APRIL 9, 1976,
AND APRIL 14, 1976, BOARD MEETINGS.

THE STAFF RECOMMENDS APPROVAL OF THE MINUTES.

76-515 PUBLIC COMMUNICATIONS

THIS AGENDA ITEM ALLOWS THE BOARD TO CONSIDER COMMENTS FROM THE PUBLIC ON ITEMS NOT LISTED ON THE MEETING AGENDA.

76-516 CASH DISBURSEMENTS

THE FOLLOWING PAGE, CONTAIN A LISTING OF ITEMS FOR PAYMENT.

THE STAFF RECOMMENDS APPROVAL OF VOUCHERS No. 422 THROUGH 433
FOR PAYMENT IN THE TOTAL AMOUNT OF \$455.61.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO.....

DATE.....

BY.....

CLERK OF THE BOARD

M. S. D.

CASH DISBURSEMENTS

April, 1976

VOUCHER NO.	CHECK NO.	PAYABLE TO:	PURPOSE	AMOUNT	PROJECT CODE
422	422	Boise Cascade	Office Products	17.24	401 508
423	423	Daily Journal of Commerce	Notice of Board Meetings	19.20	301 530
				16.00	401 530
424	424	Daniel Durham	Computer Time	50.00	403 502
425	425	Firestone Tire & Rubber	Adjustment of Accts. Receivable	11.88	403 295
426	426	John C. Hankee	Travel Expense	26.90	301 505
427	427	C. C. Kemper	Travel Expense	4.50	301 505
				5.05	401 505
428	428	Cordell Ketterling	Reimburse for Publication	15.00	401 518
429	429	Nat'l Academy of Sciences	Publication	9.25	401 518
430	430	Oregonian Publishing	Notice of Board Meeting	27.57	301 530
431	431	Pacific N. W. Bell	Monthly Service	2.64	301 510
				173.66	401 510
				7.11	403 510
432	432	Petty Cash	Reimburse Fund	12.00	301 508
				2.00	301 505
				10.49	401 508
				2.42	403 508
433	433	Portland State University	Reproductions	26.50	401 506
				16.20	403 506
			TOTAL	\$455.61	

- 19.1 -

76-517 FY 76-77 BUDGET PRESENTATION

THIS IS A FORMAL PRESENTATION BY STAFF OF THE PROPOSED FY 76-77 MSD BUDGET DOCUMENT. IN ADDITION STAFF HAS AVAILABLE FOR CONSIDERATION, TWO CONSTRAINT BUDGETS WHICH ARE BASED ON LACK OF FUNDING OF INDIVIDUAL PROGRAMS.

STAFF RECOMMENDS DISCUSSION OF THE FY76-77 BUDGET DOCUMENT AND CONSTRAINT BUDGET DOCUMENTS. STAFF FURTHER RECOMMENDS THAT THE DATE OF MAY 7, 1976, BE SET FOR A SPECIAL BOARD MEETING TO FORMALLY APPROVE THE DOCUMENT FOR SUBMITTAL TO THE TAX SUPERVISION AND CONSERVATION COMMISSION BY THEIR DEADLINE DATE.

76-518 MSD/CITY OF PORTLAND AGREEMENT FOR TRANSFER OF ZOO FACILITIES - CONTRACT No. 76-006

THE BOARD WILL RECEIVE UNDER SEPARATE COVER AN AGREEMENT BETWEEN THE MSD AND THE CITY OF PORTLAND FOR TRANSFER OF ZOO FACILITIES FROM THE CITY TO MSD BASED ON THE APPROVAL OF THE ZOO SERIAL LEVY BY THE ELECTORATE. THIS AGENDA ITEM WAS SET OVER FROM THE APRIL 9, 1976, MEETING AS THE AGREEMENT WAS NOT AVAILABLE AT THAT TIME.

THE STAFF RECOMMENDS THAT THIS AGREEMENT, IF SATISFACTORY TO THE MSD BOARD, BE APPROVED WITH AUTHORIZATION FOR THE CHAIRMAN'S SIGNATURE.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. _____

DATE _____

BY _____

CLERK OF THE BOARD

AGREEMENT

THIS AGREEMENT is entered into by and between the CITY OF PORTLAND, OREGON, herein called "City", and the METROPOLITAN SERVICE DISTRICT, herein called "District."

THE PARTIES RECITE:

a. City is a municipal corporation of the State of Oregon. District is a Metropolitan Service District, established under ORS Chapter 268.

b. City presently operates, by ownership and through a contract for lease and services, the Portland Zoological Gardens, herein called the "Zoo."

c. ORS 268.310 (5) allows the District to acquire, construct, alter, maintain, administer and operate metropolitan zoo facilities.

d. ORS 268.315 provides that for the purposes of performing the functions set forth in ORS 268.310 (5), the District when authorized at any properly called election held for such purpose, shall have the power to levy an ad valorem tax on all taxable property within its boundaries.

e. District has properly called for such an election and is willing to exercise those powers set forth in ORS 268.310 (5) upon passage of the May 25, 1976 tax levy measure by the district voters.

f. City is willing to transfer ownership of the Portland Zoological Gardens, herein called the "Zoo", upon passage of the tax levy.

g. The Portland Zoological Society, currently operating and managing the Zoo by contract with the City, is willing to terminate that contract upon passage of the tax levy, and as a part of the transaction in which this agreement is executed, City and the Society will enter into a separate agreement terminating their present contract, conditioned upon passage of the tax levy measure.

h. This agreement is entered into pursuant to ORS 190.003 to 190.110.

THE PARTIES THEREFORE AGREE:

1. City agrees to transfer to District, and District agrees to receive, title to the real property described in Exhibit A, attached hereto and incorporated herein, and the personal property described in Exhibit B, attached hereto and incorporated herein, the transfer shall be effective July 1, 1976, and is conditioned upon passage of

the May 25, 1976 Zoo-MSD tax levy measure; provided, however, that the property shall be used only for zoo or zoo-related purposes, and if any of such property shall cease to be used for such purposes, or shall be used for other purposes, title to such property shall revert to City.

2. City agrees to transfer to the District all funds remaining in the City's general fund budgeted for the Zoo, including those funds designated for use on the Zoo's Northwest Exhibit Project, effective July 1, 1976, upon passage of the May 25, 1976 tax levy measure.

3. City agrees to lease, at no cost, to the District the Zoo railway, effective July 1, 1976, upon passage of the May 25, 1976 tax levy measure.

This agreement is executed on behalf of City by authority of Ordinance No. _____ approved by the Council of City on _____, and on behalf of District by authority of Ordinance No. _____, approved by the Board of Directors of District on _____. This agreement is dated _____, the date of last signature.

CITY OF PORTLAND

By _____
Mayor

By _____
Commissioner of Public Affairs

METROPOLITAN SERVICE DISTRICT

By _____
Chairman

Approved as to form:

.....

City Attorney



METROPOLITAN SERVICE DISTRICT

527 S. W. HALL, PORTLAND, OREGON 97201 222-3671

NAME

REPRESENTATION

Jack Pement

Oregon Journal

MIKE Downs

MULTNOMAH COUNTY

John Michael WIGAT

City of Portland

Robin Greene

City Attorney Portland