



METROPOLITAN SERVICE DISTRICT

1220 S.W. MORRISON, ROOM 300, PORTLAND, OREGON 97205

(503) ~~223-0771~~ 248-5470

MSD BOARD OF DIRECTORS

MINUTES OF JUNE 23, 1978 MEETING

BOARD MEMBERS IN ATTENDANCE

Sidney Bartels, Vice Chairman
Connie McCreedy
Raymond Miller
Dennis Buchanan
James Robnett

BOARD MEMBERS NOT IN ATTENDANCE

Robert Schumacher, Chairman
Lyle Salquist

GUESTS IN ATTENDANCE

List attached.

STAFF & ADVISORS IN ATTENDANCE

Dean Gisvold, Attorney
Charles C. Kemper
Cordell Ketterling
Merle Irvine
A. McKay Rich
Warren Iliff
Chuck Estes
Jean Woodman

There being a quorum present, the Board considered the following items of business:

78-1082 MINUTES

Commissioner Miller moved to approve the minutes of June 9, 1978, as submitted. Commissioner Buchanan seconded the motion. The motion carried unanimously by roll call vote.

METROPOLITAN SERVICE DISTRICT BOARD ACTION

NO. 78-1098 DATE 7-18-78
YES NO ABST.

	YES	NO	ABST.
BARTELS			
BUCHANAN			
McCREADY			
<i>Dueis</i> MILLER			
ROBNETT			
SALQUIST			
SCHUMACHER			

Jean M. Wood
Clerk of the Board

78-1083 PUBLIC COMMUNICATIONS

Councilman Bartels 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.

78-1084 CASH DISBURSEMENTS

Commissioner Buchanan moved to approve payment of Checks No. 2840 to 2948 for check registers dated June 22, 1978, in a total amount of \$12,961.87, and June 23, 1978, in a total amount of \$34,099.65. Commissioner Miller seconded the motion. The motion carried unanimously by roll call vote.

78-1085 ORDINANCE NO. 60 - EMERGENCY

Councilman Bartels opened the public hearing to give consideration to emergency Ordinance No. 60, an ordinance adopting the annual budget of the Metropolitan Service District for the fiscal year beginning July 1, 1978, making appropriations from the funds of the District in accordance with said annual budget, levying of ad valorem taxes, and declaring an emergency.

Councilman Bartels asked if there was anyone in the audience that wished a copy of Ordinance No. 60. There was no response.

Motion 78-1085.A: Commissioner McCready moved to read Ordinance No. 60 by title only. Commissioner Miller seconded the motion. The motion carried unanimously by roll call vote.

The clerk read the ordinance by title.

Mr. Kemper read the following budget document amendments into the record:

Page 15, the figures under Anticipated Revenues, Total Revenues Except Property Taxes and Total Property Taxes Required to Balance the Budget were changed slightly.

Page 16, Funds Required for Ad Valorem Tax to be levied was changed to \$1,780,000.

Page 31, a first preceding year deficit of \$14,624 was added for the Johnson Creek Drainage fund. This addition was at the request of the Tax Supervising and Conservation Commission.

Page 31.A and 31.B were added to clarify the Drainage Fund.

Page 32, a new Tualatin Project Department was added to the Drainage Fund.

Page 39, a typing error was corrected.

Page 55, a typing error under Zoo Administrative Department was corrected.

Motion 78-1085.B: Commissioner McCready moved to approve the above amendments to the Budget Document. Commissioner Miller seconded the motion. The motion carried unanimously by roll call vote.

Mr. Kemper stated that the Budget had been given review and approval by the Tax Supervising and Conservation Commission.

Councilman Bartels asked if there was anyone in the audience that wished to speak to Ordinance No. 60. There was no response.

Motion 78-1085.C: Commissioner Miller moved to adopt Ordinance No. 60 as amended. Commissioner Buchanan seconded the motion. The motion carried unanimously by roll call vote.

78-1086 CONTRACT 78-161 - PORTLAND STATE UNIVERSITY WORK STUDY PROGRAM

Commissioner Buchanan moved to approve Contract 78-161 for Portland State University work study program and authorize the Chairman to sign the contract. Commissioner Miller seconded the motion. The motion carried unanimously by roll call vote.

78-1087 DISPOSAL SITING ALTERNATIVES REPORT

Mr. Ketterling addressed the Board on the status of the Disposal Siting Alternatives Report, stating that approval of the report has been delayed due to the Board's interest in making recommendations to the state on minimum standards, and due to some unresolved problems with DEQ on the use of gravel pits as potential sites.

Comments received from Washington County, the City of Tigard, and the Environmental Protection Agency have been incorporated and the Solid Waste Committee is recommending approval. Staff will return upon resolution of cover requirement and gravel pit questions and request adoption of the report.

78-1088 ORDINANCE NO. 59 - SECOND HEARING

Councilman Bartels opened the public hearing to give second consideration to Ordinance No. 59, an ordinance establishing fees for admission to the Washington Park Zoo, criteria for admission passes to the Zoo, a procedure for allowing special days, and declaring an emergency.

Councilman Bartels asked if there was anyone in the audience that did not have a copy of the ordinance. There was no response.

Motion 78-1088.A: Commissioner McCready moved to read Ordinance No. 59 by title only. Commissioner Miller seconded the motion. The motion carried unanimously by roll call vote.

The clerk read the ordinance title.

Mr. Gisvold submitted the following amendment to Section II (3) defining the MSD boundaries: "Boundaries of MSD means the MSD boundaries as established by law, and, for the purposes of this Ordinance only, from January 1, 1979 to June 30, 1979, means also the area withdrawn from MSD by Ballot Measure 6." This amendment would allow the area withdrawn from the District but still contributing tax money to receive the reduced rate until July 1, 1979, and would also benefit the new area by a reduced rate as of January 1, 1979.

Motion 78-1088.B: Commissioner McCready moved to approve the amended wording of Section II (3) as presented by Counsel. Commissioner Buchanan seconded the motion. The motion carried unanimously by roll call vote.

Mr. Iliff requested an amendment to Section VI, Reduced Admission Passes, honoring the existing Zoological Society passes until their expiration, with reimbursement by the Society of 80% of the admission fees. Mr. Iliff's suggestion was in response to a written request by the Chairman of the Society. There was some discussion on the mechanics required to document the use of the passes during heavy attendance periods at the Zoo. It was agreed that for the present forms would have to be used to record the name and age group to obtain billing information, and when the new "Friends of the Zoo" group is organized, new passes will be issued using a numerical identification system.

A letter of agreement will be developed between the MSD and the Society for reimbursement of 80% of the admission fees.

Motion 78-1088.C: Commissioner Buchanan moved to amend Section V.(1) to read as follows: "All free admission passes currently outstanding are cancelled and will not be honored by MSD, except that outstanding passes to members of the Portland Zoological Society will be honored by MSD through their present date of expiration provided that the Society agrees to reimburse MSD each month 80% of the applicable admission charges each time such members use the Zoo." Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

Mr. Bob Peterson, of the Zoological Society and the Zoo Advisory Committee addressed the Board requesting delay of adoption of Section III, MSD Resident Fees, to allow the Advisory Committee to study the impact on MSD residents. Mr. Peterson felt that voter support of the levy was largely due to campaign promises that residents would receive a reduced rate. He also felt that the Board was remiss in not requesting the Advisory Committee's review of the rate increases.

Mr. Iliff was in favor of Mr. Peterson's request. Commissioner McCready stated that she felt voter reaction would be worse if they were aware that the Zoo was not meeting their operating standards, and that a commitment had never been made to maintain the present entrance fees. She felt a rate increase was necessary and appropriate. Councilman Bartels felt that if an increase was not made, the Zoo would be forced to operate on capital funds and would not meet the commitment to the public for capital improvements. Commissioner Miller was concerned that the ordinance had not been reviewed by the Advisory Committee and felt the delay was appropriate.

Motion 78-1088.D: Commissioner Miller moved to change the fees under Section III, MSD Resident Fees, to the present rates, for the months of July and August, and refer the matter to the Zoo Advisory Committee for review. The motion was seconded by Mayor Robnett.

Under discussion, Commissioner McCready stated her disagreement with the motion. She felt that financial picture of the Zoo was very bad and the rate increases should be implemented immediately to meet the Board's goal of 60% operating costs from revenues. The rates have not been increased in four years, and she felt it was needed now to meet the Zoo's fiscal responsibilities.

The question was called and the motion failed with Commissioner Miller voting in favor and Commissioners Bartels, Buchanan and McCready and Mayor Robnett voting against.

Councilman Bartels asked if there was any further testimony from the public. There was no response.

Motion 78-1088.E: Commissioner Miller moved to adopt Ordinance No. 59 as amended. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

78-1089 EMPLOYEE UNIFORM BID AWARD

Commissioner Buchanan moved to approve staff recommendation to reject the one bid received for employee uniform services and to direct staff to analyze the matter further in preparation of another bid approval. Commissioner Miller seconded the motion. The motion carried unanimously by roll call vote.

78-1090 CONTRACT 78-151 - JAMES RICCIO CONTRACT EXTENSION

Mr. Rich requested an extension to an existing contract with James Riccio for assistance in the planning, design and construction of construction projects at the Zoo. The contract procedure set out in MAP 7 had been followed initially and a contract signed for three months work. Mr. Rich stated that staff was satisfied with Mr. Riccio's performance and wished to extend the contract to December 31, 1978.

Commissioner McCready moved to extend Contract 78-151 with James Riccio to December 31, 1978, at an additional cost not to exceed \$10,500. Commissioner Buchanan seconded the motion. The motion carried unanimously by roll call vote.

78-1091 CONTRACT 76-021 - TED HALLOCK CONTRACT EXTENSION

Commissioner Miller moved to extend Contract 76-021 with Ted Hallock by two months. Commissioner Buchanan seconded the motion.

Under discussion Mr. Iliff stated that the Zoo Advisory Committee felt that Mr. Hallock's performance was excellent and that the Board extend the contract for another year rather than go out for proposals as required under MAP 7. The Board disagreed with the Advisory Committee, feeling that the procedure should be followed.

The question was called and the motion carried unanimously by roll call vote.

78-1092 ZOO ADVISORY COMMITTEE APPOINTMENTS

Removed from the agenda.

OTHER BUSINESS

Commissioner Miller moved to consider items 78-1093, Surplus Animal List, 78-1094, Cascades Nature Center and Van, 78-1095, Travel Request, 78-1096, Executive Session, and 78-1097, MSD/CRAG Transition Committee Resolution under Other Business. Mayor Robnett seconded the motion. The motion carried unanimously by roll call vote.

78-1093 SURPLUS ANIMAL LIST

Mr. Iliff reviewed the animal surplus listing for the Board and recommended approval.

Commissioner McCready moved to approve surplus of the animals listed in the staff report. Commissioner Buchanan seconded the motion. The motion carried unanimously by roll call vote.

78-1094 CASCADES NATURE CENTER AND VAN

Commissioner Miller moved to approve the Cascades Nature Center concept and direct staff to seek funding grants for its development. Commissioner Buchanan seconded the motion. The motion carried unanimously by roll call vote.

78-1095 TRAVEL REQUEST

Commissioner McCready moved to approve travel requests for Merle Irvine, Cordell Ketterling, and Charles Kemper, to attend the GRCDA National Conference in Calgary, Alberta, Canada, between August 29 through September 1, 1978, at a total cost not to exceed \$1,365. Commissioner Buchanan seconded the motion. The motion carried unanimously by roll call vote.

78-1096 EXECUTIVE SESSION - Labor Negotiations

The Board adjourned to Executive Session under ORS 192.660 (2)(a) to consider labor negotiations. No action was taken.

78-1097 MSD/CRAG TRANSITION COMMITTEE RESOLUTION

Commissioner Miller stated his dissatisfaction at what he felt were political maneuverings in the makeup of the MSD/CRAG Transition Committee. He stated that it was his impression that he had been appointed as a regular member of the committee and not as an alternate member, and that as a member of the MSD Board and a past member of CRAG, such an appointment would have been appropriate. Commissioner Miller also stated his concern that he had opposed Ballot Measure 6 because of his feelings that an appointed Board such as MSD's was the most efficient method for governing this type of agency, and that now he felt he had been wrong. He requested that Commissioner Schumacher be notified that he did not wish to be an alternate on the Committee.

Councilman Bartels and Don Williams both stated their understanding that MSD's representation on the Committee was to be made up of the MSD Board Management Committee, of which Commissioner Miller is an alternate. Commissioner Buchanan made some comments indicating that the makeup of the committee appeared to be balanced and that how the new MSD was handled would be up to the new Council. He felt the Committee should be charged with setting up the mechanics of resolving any transitional problems, and this should be done with the cooperation of both MSD and CRAG.

Corky Kirkpatrick, Chairman of the CRAG Board, approached the Board presenting a resolution with the request for approval by the MSD Board. She stated that the CRAG Board adopted the resolution with the stipulation that it would be rescinded if not approved by MSD, and CRAG would then not participate in the Transition Committee. Commissioner Buchanan reviewed the resolution. It was agreed to amend the seventh paragraph clarifying that "proposed changes" referred to changes in the membership structure.

Commissioner Miller moved to approve the resolution amended appropriately by changing "CRAG" to "MSD" and amending paragraph 7. Commissioner Buchanan seconded the motion. The motion carried unanimously by roll call vote. (Commissioner McCready was not present.)

INFORMATIONAL REPORTS

1. Solid Waste Division

. White Weld Financial Report Resource Recovery Facility

Mr. Ketterling presented the first draft of White Weld's evaluation of the financial feasibility of the Oregon City Resource Recovery Project, stating that the report was difficult to develop. The report presents the key issues in proceeding with the project and discusses significant issues for both Times-Mirror and MSD. Mr. Ketterling reviewed the report indicating the major issues involved, dealing with the project description, project economics, terms of revenue contracts, and arrangements for additional capital. Councilman Bartels questioned whether or not MSD possessed the expertise for determining whether the financial structure presented is reasonable and fair to both sides. Staff felt that this information and staff's information in the disposal report could be analyzed to make a recommendation to the Board. In some areas staff felt that the review competency could be questioned, however, in considering the time table involved, staff would be asking the Board to make a decision to enter into negotiations with Times-Mirror and Publishers, and at some point outside consultants would be utilized. Councilman Bartels felt that the program should be analyzed prior to contract negotiations to determine whether it is fair to both parties. There was some discussion as to whether the expert consultant should be contracted at this point, and it was agreed to bring the question before the Board on an agenda item for consideration.

2. Zoo Division

. Oregon Coast Exhibit

Mr. Iliff presented an information report on staff's efforts to obtain outside funding for the Oregon Coast Exhibit, most specifically with the assistance of the Department of Commerce, City of Portland.

There being no further business to come before the Board, the meeting adjourned at approximately 4:45 P.M.