

MINUTES OF THE METRO COUNCIL

January 4, 1994
(Special Meeting)

Council Chamber

Councilors Present: Presiding Officer Judy Wyers, Deputy Presiding Officer Roger Buchanan, Richard Devlin, Jim Gardner, Mike Gates, Sandi Hansen, Jon Kvistad, Ruth McFarland, Susan McLain, Rod Monroe, Terry Moore, George Van Bergen and Ed Washington

Councilors Absent: None

Presiding Officer Wyers called the special meeting to order at 6:00 p.m.

Presiding Officer Wyers announced the next regular Council meeting would be held at 4:00 p.m., Thursday, January 13, 1994.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATIONS TO THE COUNCIL ON NON-AGENDA ITEMS

None

3. EXECUTIVE OFFICER COMMUNICATIONS

None.

4. ELECTION OF COUNCIL PRESIDING OFFICER

Presiding Officer Wyers announced the Council Presiding Officer for calendar year 1994 would be elected per Metro Code Section 2.01.010. She explained nominations would be received for Presiding Officer and voting would be done via written ballot. She explained election nominations did not require a second and that seven votes must be received in order for a Presiding Officer to be elected. She announced that if seven votes were not cast for one candidate, another ballot would be distributed and the voting would continue until one nominee had received seven votes.

Presiding Officer Wyers opened nominations for Presiding Officer for calendar year 1994.

Motion to Nominate: Councilor Monroe moved to nominate Councilor Wyers for Presiding Officer.

Presiding Officer Wyers asked if there were any other nominations. There were no other nominations and the nominations process was closed.

The Council then voted via ballot for Councilor Wyers.

The Clerk announced the results of the ballots cast: Councilor Wyers received votes from Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen and Washington. There were 13 votes for Councilor Wyers and she was elected Presiding Officer for calendar year 1994.

Presiding Officer Wyers thanked the Council for electing her and said it was an honor to serve as Presiding Officer and that she would do the best job she possibly could.

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Presiding Officer Wyers announced Councilor Washington would serve as Deputy Presiding Officer for calendar year 1994 and thanked him for his willingness to serve.

Councilor Washington said he was honored to be appointed as Deputy Presiding Officer

6. ORDINANCES, FIRST READINGS

6.1 Ordinance No. 94-527, For the Purpose of Granting a Franchise Renewal to Ambrose Calcano, DBA A.C. Trucking For the Purpose of Operating a Solid Waste Transfer Station and Declaring an Emergency

The Clerk read the ordinance for a first time by title only.

Presiding Officer Wyers announced Ordinance No. 94-527 had been referred to the Solid Waste Committee for consideration. She announced a special Solid Waste Committee meeting had been set for January 11 at 6:00 p.m. to consider Resolution No. 94-1848. Councilor Monroe noted the Governmental Affairs Committee chair believed the Governmental Affairs Committee might conclude its business earlier than 6:00 p.m. that date and the Solid Waste Committee could possibly begin at an earlier time.

The Council and General Counsel Dan Cooper briefly discussed the emergency clause included in Ordinance No. 94-527 and whether or not it was necessary. Councilor McLain noted those present at the Solid Waste Committee were told the special Solid Waste meeting would start at 6:00 p.m. and the Council should stick to that time.

5. NON-REFERRED RESOLUTIONS

5.1 Resolution No. 94-1893, For the Purpose of Reorganizing Council Standing Committees, Making Appointments and Setting Meeting Schedules

Motion to Suspend the Rules: Councilor Gates moved, seconded by Councilor Washington, to suspend the Council's rules requiring resolutions be referred by committee so that the Council as a whole could consider Resolution No. 94-1893.

Vote on Motion to Suspend: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. The vote was 13:0 and the motion passed.

Main Motion: Councilor Monroe moved, seconded by Councilor Kvistad, for adoption of Resolution No. 94-1893

Presiding Officer explained the resolution would make appointments to standing and advisory committees to the Council.

General Counsel Cooper explained committee membership was appointed by the Presiding Officer and confirmed by Council. Presiding Officer Wyers noted she sent all of the Councilors questionnaires on committee membership and distributed answers on same to all of the Councilors and discussed the process further.

Councilor Devlin stated for the record he did not support Councilor Kvistad's appointment as chair of Planning Committee, but said he would work with him and support him as chair.

Gail Cerveny, Metro Committee for Citizen Involvement, asked who would serve on the Governmental Affairs Committee.

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Presiding Officer Wyers told Ms. Cerveny that she had appointed Councilor Devlin to serve as the Council's liaison to the MCCI. She said he had agreed to do that in conjunction with all Councilors. She said a process would be developed so that all of the Metro Council would be involved with the MCCI, but said Councilor Devlin would be the MCCI's direct liaison/contact.

Councilor Gardner discussed the process used this year to organize the Council committees. He said the process was not that different from last year's. He said this year Councilors were allowed to give their preferences for committee membership. He said most important to him were the decisions Metro would have to make this year. He said he had been assured that Council debate would not be stifled or that certain decisions would not be blocked, and said in that case, he could support the resolution. He again stated his belief that this year's process varied little from last year's.

Councilor Moore thanked Presiding Officer for the time she spent interviewing Councilors and developing committee memberships. She said committees of the whole and/or expansion of membership should be allowed to allow Councilors to participate in all issues if they so desired. She said she would attend all Budget meetings, but was saddened she was not included on the committee. She noted the footnote on Budget Committee membership stated that two additional members to the committee "may serve" on the committee and asked if they would actually serve during the Budget process.

Presiding Officer Wyers said there was a suggestion that the Finance Committee go back to five members after the Budget process was concluded. She said those two members could remain on the Finance Committee if they wanted to. Councilor Moore confirmed that the two Councilors would also serve on the Budget Committee. She stated for the record her willingness to serve on the Budget Committee, but said she would attend them even though she was not a member. She said she was glad the Council would have a MCCI liaison. She said it was important for all members of the Council to attend MCCI meetings periodically. She discussed whether or not there should be a Councilor appointment to the Transportation Policy Alternatives Committee (TPAC). She said there had been some controversy over who would serve as Planning Committee chair and said she would vote for the resolution if the Planning Committee chair agreed not to impede discussion at that committee so that Planning Committee members could fully discuss the issues.

Presiding Officer Wyers said only six Councilors felt there should be a Council representative on TPAC. She said if more Councilors decided the committee membership should be changed, that action could be taken at a later date.

Councilor Monroe said he did not ask for any members to be left off the Finance Committee, but said he did want to stipulate that the Committee have odd-numbered membership. He said during last year's Budget process, some items resulting in 2/2 votes caused the most dissension at the full Council level.

Councilor McLain asked that meetings scheduled to start at times other than the regular 4:00 p.m. starting time be noticed in advance as much as possible to let the public and the MCCI know.

Vote on Main Motion: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. The vote was 13/0 and Resolution No. 94-1893 was adopted.

7. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

7.1 Discussion of Dates for Council Workshops on 2040 Concepts and Budget Discussions

Presiding Officer Wyers noted Planning Department staff had asked when a good date would be to brief the Council on 2040 concepts and said also the Council needed to schedule discussions on the budget process.

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The Council and Council Department staff discussed the best dates/times for the Council workshops. The Council as a whole decided to schedule Saturday, January 15 from 12-6 p.m. to have a briefing on 2040 issues and the budget process; Saturday, February 12, from 10-4 p.m. to hold a 2040 workshop; and Saturday, February 26 from 10-4 to have a budget briefing given by staff on the FY 94-95 Budget process.

All business having been attended to, Presiding Officer Wyers adjourned the special meeting at 7:00 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Paulette Allen', with a stylized flourish at the end.

Paulette Allen
Clerk of the Council
MCMIN94.004