

Minutes of the Metro Council  
February 10, 1994  
Metro Regional Center, Council Chamber

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

Councilors Absent: Jim Gardner, Mike Gates

Also Present: Rena Cusma, Executive Officer

Presiding Officer Wyers called the regular meeting to order at 4:00 p.m.

**1. INTRODUCTIONS**

None

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

None

**3. EXECUTIVE OFFICER COMMUNICATIONS**

None

**4. CONSENT AGENDA**

**4.1 Minutes of January 20, 1994**

Motion: Councilor Devlin moved, seconded by Councilor McLain to approve the consent agenda

Vote: Councilors Buchanan, Devlin, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington, and Wyers aye. The vote was unanimous and the motion passed.

**5. ORDINANCES, FIRST READINGS**

**5.1 Ordinance No. 94-534, Amending Ordinance No. 93-487A Revising the FY 1993-94 Budget and Appropriations Schedule For the Purpose of Funding Oregon Safety and Health Administration (OSHA) Required Safety Equipment**

The Clerk read the ordinance for the first time by title only. Presiding Officer Wyers announced that Ordinance No. 94-534 had been referred to the Finance Committee.

**5.2 Ordinance No. 94-522, An Ordinance Amending Ordinance No. 93-487A Revising the FY 1993-94 Budget and Appropriations Schedule For the Purpose of Funding Legislative Increases in Elected Officials Salaries; and Declaring an Emergency**

The Clerk read the ordinance for the first time by title only. Presiding Officer Wyers announced that Ordinance No. 94-534 had been referred to the Finance Committee.

**5.3 Ordinance No. 94-530. An Ordinance Amending Ordinance No. 93-487A Revising the FY 1993-94 Budget and Appropriations Schedule For the Purpose of Funding Outside Counsel Opinion on the Lease of Metro Center; and Declaring an Emergency**

The Clerk read the ordinance for the first time by title only. Presiding Officer Wyers announced that Ordinance No. 94-534 had been referred to the Finance Committee.

**6. ORDINANCES, SECOND READINGS**

**6.1 Ordinance No. 94-528. An Ordinance Amending Ordinance No. 93-487A Revising the FY 1993-94 Budget and Appropriations Schedule For the Purpose of Funding a Compost Bin Program and the Remainder of the Project to Replace the Roof and Ventilation System at Metro South Transfer Station; and Declaring an Emergency PUBLIC HEARING**

The Clerk read the ordinance for the second time by title only. Presiding Officer Wyers announced the Ordinance was first read on January 13, 1994 and referred to the Solid Waste Committee and the Finance Committee for consideration. She said the Solid Waste Committee considered the ordinance on February 1, 1994 and the Finance Committee considered it on February 9, 1994 and recommended it to the full Council for adoption at this time.

Motion: Councilor Hansen moved, seconded by Councilor McLain to adopt Ordinance No. 94-528.

Councilor McLain presented the Solid Waste Committee report, a copy of which is included in the record of this meeting.

Councilor McFarland presented the discussion held at the Solid Waste Committee on February 1, 1994.

Presiding Officer Wyers opened the public hearing, no citizens appeared to testify and Presiding Officer closed the public hearing.

Councilor Monroe noted the emergency clause was appropriate due to anticipated increase in composting activity.

Vote: Councilors Buchanan, Devlin, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington, and Wyers aye. The vote was unanimous and the motion passed.

**7. RESOLUTIONS**

**7.1 Resolution No. 94-1901A. For the Purpose of Approving the Year Five Annual Waste Reduction Program for Local Governments**

Motion: Councilor Hansen moved, seconded by Councilor McFarland to adopt Resolution No. 94-1901A.

Councilor Hansen presented the Solid Waste Committee report, a copy of which is included in the record of this meeting.

Councilor Devlin clarified the intent of the resolution. Councilor McFarland noted the resolution would require grant applicants to provide additional information at the request of Metro.

Presiding Officer Wyers noted at a recent community meeting, a business owner asked why business recycling was not similar to residential. She stated she supported the resolution.

Vote: Councilors Buchanan, Devlin, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington, and Wyers aye. The vote was unanimous and the motion passed.

Presiding Officer Wyers recessed the Metro Council and convened the Contract Review Board to consider agenda item 7.2 and 7.3.

**7.2 Resolution No. 94-1886, For the Purpose of Authorizing Execution of Change Order No. 19 and Ratification of Change Order Nos. 1-18 to the Hoffman Construction Co. Contract For the Construction of Metro Regional Center and Adjacent Parking Structure**

Motion: Councilor McLain moved, seconded by Councilor Monroe to adopt Resolution No. 94-1886.

Councilor McLain presented the Finance Committee Report, a copy of which is included in the record of this meeting.

Councilor Monroe noted that under the advice of General Counsel the change orders were before the Contract Review Board.

Dan Cooper, General Counsel, noted the contract amount was within budget. He explained the funds were available and the amendments did not require separate competitive bids. At the request of Councilor Moore, Mr Cooper explained the requirements of the Contract Review Board under provisions of the Code.

Vote: Councilors Hansen, McFarland, McLain, Monroe, Moore, Van Bergen, Washington, Buchanan, and Devlin voted aye. Councilor Kvistad voted nay. Councilors Gates and Gardner were absent. The vote was 10-1 and the motion passed.

**7.3 Resolution No. 94-1898, For the Purpose of Extending the Personal Services Contract for Audit Services with KPMG Peat Marwick for One Year with an Additional One Year Option**

Motion: Councilor Monroe moved, seconded by Councilor Washington to adopt Resolution No. 94-1898.

Councilor Monroe presented the Finance Committee report, a copy of which is included in the record of this meeting.

Vote: Councilors Buchanan, Devlin, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington, and Wyers aye. The vote was unanimous and the motion passed.

Presiding Officer Wyers adjourned the Contract Review Board and reconvened the Metro Council.

**8. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS**

Councilor Van Bergen noted regarding Ordinance No. 94-528 he thought perhaps only a portion of the item was eligible for the emergency clause.

Councilor Van Bergen stated meetings of the Council should be held if a majority of the Council can attend. He did not favor postponement if one individual could not attend. He stated his objections were not directed at any

individual Councilor. The Council discussed the issue and concluded that the February 26, 1994 Council Budget workshop should begin at 10:00 a.m. and that the Regional Rail Summit should have Councilors in attendance.

Councilor Monroe complimented Executive Officer Cusma, in her efforts to prepare the proposed 1994-95 Budget. He stated he had directed Executive Officer Cusma to prepare the budget at a level reduced from the 1993-94 Budget and decision package alternatives based on the level of excise tax levied.

Councilor McLain spoke to the Budget Committee schedule and process. She noted none of the Budget Committee meetings started after 4:00 p.m. She stated this was in opposition to the previously decided time of 4:00 p.m. She noted several days with no other Council meetings were available to hold Budget Committee meetings at 4:00 p.m. She emphasized the importance of public participation and perception during the budget deliberations.

Councilor Kvistad stated he favored a proposal discussed by Councilor Van Bergen of eliminating Phase One and holding an all day budget meeting to hear the presentations. Councilor Van Bergen asked for guidance for budget procedure from Councilor Monroe at the Council Budget Workshop.

Councilor Moore favored the 4:00 p.m. meeting time. She asked for a method to allow the MCCI members to participate in the process. Councilor Devlin stated the interest of the MCCI was evolving due to changes anticipated as a result of the election.

Don Carlson, Council Administrator, explained the budget process from a historical perspective. He explained the methodology used in developing the proposed process. Councilor Monroe explained his rationale for preparing the schedule as proposed.

Councilor Moore reiterated her concerns about disenfranchising Councilors interested in participating in the process.

Councilor Hansen discussed her position. She advocated consistency in the starting times. She favored a 3:00 p.m. or 4:00 p.m. start time. She stated her dismay about the discussion related to the Budget process. She noted the discussion occurred, but no changes resulted. Councilor Moore said her comments were ignored.

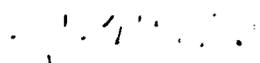
The Council discussed staff scheduling regarding the budget process. Councilor Kvistad noted staff received comp time. Councilor Monroe noted some staff received overtime and others received comp time. He expressed concerns over cost of staffing that would result if meetings were held later. Councilor Moore noted staff could work flexible schedules to achieve greater efficiency during peak times.

Presiding Officer Wyers asked Councilors Moore and Devlin to work together with the MCCI. She expressed concerns about the number of activities the MCCI considered.

Councilor McFarland noted preliminary discussions indicated no tipping fee increases were anticipated but that excise tax was figured at seven percent.

With no further business before the Council, Presiding Officer Wyers adjourned the regular meeting at 5:30 p.m.

Respectfully Submitted,

  
Susan Lee  
Acting Clerk of the Council