

MINUTES OF THE METRO COUNCIL

November 10, 1994

Council Chamber

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

Councilors Absent: None

Also Present: Councilor-Elect Don Morrisette and Executive Officer-Elect Mike Burton

Presiding Officer Wyers called the regular meeting to order at 4:05 p.m.

Presiding Officer Wyers congratulated Executive Officer-Elect Mike Burton, Councilors-Elect Patricia McCaig and Don Morrisette, and re-elected to the Metro Council Ruth McFarland, Susan McLain and Ed Washington in addition to Councilors elected outright in the May primary election: Jon Kvistad and Rod Monroe.

Presiding Officer Wyers announced the next Council would be held Tuesday, November 22, rather than Thursday, November 24, Thanksgiving Day.

Presiding Officer Wyers announced that Agenda Item No. 8 had been added, that the former Agenda Item No. 8 had been renumbered as Agenda Item No. 9, and that Agenda Item No. 5.2 had been added to the agenda. She noted also that Agenda Item No. 7.5 would be considered before Agenda Item No. 7.4.

Presiding Officer Wyers announced that Kathie Stimac of Public Cable Access, who had filmed Metro Council meetings for two years on a contractual basis, had been permanently hired by PCA and would continue to film Metro Council meetings. The Council congratulated and thanked Ms. Stimac for her efforts.

Councilor Monroe congratulated Tri-Met General Manager Tom Walsh and Tri-Met on the successful passage of the light rail bond measure at the General Election.

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

None

3. EXECUTIVE OFFICER COMMUNICATIONS

Rick Bullock, Security Officer, briefed the Council on the Lloyd District Safety Program. The Council and Mr. Bullock briefly discussed the Lloyd District Safety Program further.

4.1 CONSENT AGENDA

4.1 Minutes of October 13, 1994

REFERRED FROM THE GOVERNMENTAL AFFAIRS COMMITTEE

4.2 Resolution No. 94-2048, For the Purpose of Accepting a Nominee to the Metro Committee for Citizen Involvement (MCCI)

Motion Councilor Gates moved, seconded by Councilor Devlin, for adoption of the Consent Agenda.

Vote Councilors Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Buchanan was absent. The vote was 12-0 in favor and the Consent Agenda was adopted.

5. ORDINANCES, FIRST READINGS

5.1 Ordinance No. 94-577, Relating to the Portland Metropolitan Area Local Government Boundary Local Government Boundary Commission Amending Metro Code Section 2.01.190 and Declaring an Emergency

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

Presiding Officer Wyers announced that Ordinance No. 94-577 had been referred to the Governmental Affairs Committee for consideration.

5.2 Ordinance No. 94-578, An Ordinance Amending the Regional Urban Growth Goals and Objectives (RUGGO) Ordinance to Reflect the 1992 Metro Charter and to Include the Region 2040 Urban Growth Form and Growth Concept

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

Presiding Officer Wyers announced that Ordinance No. 94-578 had been referred to the Planning Committee for consideration.

6. ORDINANCES, SECOND READINGS

6.1 Ordinance No. 94-580A, For the Purpose of Adding New Title 10 to the Metro Code, Creating an Administration Code, and Declaring an Emergency

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

Presiding Officer Wyers announced that Ordinance No. 94-580 was first read on October 13 and referred to the Governmental Affairs Committee for consideration. The Governmental Affairs Committee considered it on October 25, 1994 and recommended Ordinance No. 94-580A to the full Council for adoption.

Councilor Gates asked that the ordinance be referred back to committee so that Executive Officer-Elect Hurton would have an opportunity for input. He said the ordinance could return for Council consideration at the November 22 meeting.

Presiding Officer Wyers announced that Ordinance No. 94-580A had been referred back to the Governmental Affairs Committee.

7. RESOLUTIONS

7.1 Resolution No. 94-2047, A Resolution Approving Voting Membership on the Metro Policy Advisory Committee for Clark County and Vancouver, Washington

Motion Councilor Monroe moved, seconded by Councilor Washington, for adoption of Resolution No. 94-2047.

METRO COUNCIL

November 10, 1994

Page 3

Councilor Monroe gave the Planning Committee's report and recommendations. He explained the resolution would grant voting membership to MPAC members from Clark County and Vancouver. He said per the 1992 Metro Charter, MPAC had actual powers that those particular members could not vote on, but said they would otherwise be full, participating and voting members of MPAC.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was 12-0 in favor and Resolution No. 94-2047 was adopted.

Presiding Officer Wyers recessed the Metro Council and convened the Metro Contract Review Board to consider Agenda Item No. 7.2.

7.2 Resolution No. 94-2042, For the Purpose of Authorizing a Competitive Bid Exemption Pursuant to Metro Code Chapter 2.04.041(c) and Execution of a Sole-Source Contract with Nancy Owen-Myers for Development of an Integrated Pest Management Program for Metro Solid Waste Facilities

Motion: Councilor Hansen moved, seconded by Councilor Gates, for adoption of Resolution No. 94-2042.

Councilor Hansen gave the Solid Waste Committee's report and recommendations. She explained the resolution would obtain a contract for pest management for all Metro facilities except for Glendevver Golf Course. She said the Committee did discuss including the golf course at a later time, however. She said Ms. Owen-Myers had written a grant application to the Environmental Protection Agency which in turn awarded Metro the grant. She said the contract cost to Metro over two years would be approximately \$11,000.

The Council briefly discussed the resolution.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was 12-0 in favor and Resolution No. 94-2042 was adopted.

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

7.3 Resolution No. 94-1976, For the Purpose of Authorizing an Amendment to Intergovernmental Agreement with Portland State University (Contract #903466)

Motion: Councilor McLain moved, seconded by Councilor Hansen, for adoption of Resolution No. 94-1976.

Councilor McLain gave the Solid Waste Committee's report and recommendations. She explained PSU had provided groundwater and leachate modeling for use in closing the St. Johns Landfill. She said some of the work called for in the original contract had already been done and that this resolution would continue the contract with PSU for the remaining work to be done at the Landfill.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. The vote was 13-0 in favor and Resolution No. 94-1976 was adopted.

7.5 Resolution No. 94-1975, For the Purpose of Amending the Local Share Allocation Formulas and Guidelines in the Greenspaces Master Plan

Motion Councilor McFarland moved, seconded by Councilor Hansen, for adoption of Resolution No 94-1975

Councilor Gates stated he had a conflict of interest because he owned land that could end up adjacent to Metro Greenspaces parcels and stated he would abstain from the vote on all Greenspaces-related legislation at this meeting

Councilor McFarland gave the Regional Facilities Committee's report and recommendations

Presiding Officer Wyers opened the public hearing

Amanda Fritz, Friends of Arnold Creek, 4106 SW Vacuna St., Portland, said the Blue Ribbon Committee originally recommended the bond measure amount range from \$136 to \$139 million and said its financial structure was similar to the Oregon Health Plan. She said if the City of Fairview did not wish to receive its share of funding, there were many other sites and/or entities that could use the money. She said Metro gave the Tryon Creek Linkages \$1 million in July, but that the local share gave nothing. She said there were other sites, including land in the East Buttes, that should be bought. She displayed sites of natural areas currently being developed along Arnold Creek. She said the pictures demonstrated what would happen if natural areas were not acquired soon.

Councilor Hansen said specific money amounts and specific acreage would be dealt with in Resolution No 94-2049

Councilor Buchanan said he would vote nay on the resolution because areas that should have been included were not

Councilor Gardner said he would vote nay also because of testimony received the last time the Council considered the issues. He said the Mayor of Fairview expressed strong objections to Fairview's inclusion in the Master Plan at that time. He said Fairview representatives did not believe the lands listed were appropriate for inclusion in the list. He said he did not feel confident that the area would be as protected as it would have been if it had been included in Metro's list.

Councilor Devlin said the issues the Council was discussing were actually germane to Resolution No 94-2049, not Resolution No 94-1975

Vote Councilors Devlin, Gardner, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Buchanan voted nay. Councilor Gates abstained. The vote was 11-1 in favor with one abstention and Resolution No 94-1975 was adopted.

7.4 Resolution No. 94-2049, For the Purpose of Modifying the Submission to the Voters of a General Obligation Bond Indebtedness to Proceed with the Acquisition of Land for a Regional System of Greenspaces

Motion Councilor Hansen moved, seconded by Councilor Devlin, for adoption of Resolution No 94-2049

METRO COUNCIL

November 10, 1994

Page 5

Councilor Hansen gave the Regional Facilities Committee's report and recommendations. She said the resolution listed the actual bond measure language and eliminated Fairview lands at the City of Fairview's request and reduced the bond measure amount to \$135.5 million. She said the resolution also referenced the fact that the City of Cornelius did not respond to Metro's request for their list of preferred greenspaces. She said the Committee discussed the removal of the Cornelius and Fairview lands at length. She said the committee consensus was that Councilor McFarland continue to meet with representatives from Fairview and Metro staff. She said the Committee was satisfied that Fairview would provide for their properties in a proper manner. She said mayors from other cities, including Gresham, had stated that if the Fairview lands were included in the resolution, they would officially oppose the bond measure. She said the lands in question comprised a total of eight acres and the Committee believed the rest of the package was a good product.

Councilor Hansen noted Resolution No. 94-2049Δ was before the Council and said changes to the resolution before the Council she would propose included language about Cornelius not having been included; minor schematic changes to the actual ballot measure summary language; and reduction of the original amount asked for to \$135.5 million because of changes made to the local share formula.

Councilor Hansen noted a memorandum from Craig Prosser, Financial Planning Manager, to Charlie Ciecko, Director of Parks and Greenspaces, "Metro Greenspaces Program Alternative Financing Scenarios" dated November 9, 1994. She said the memorandum gave the methodology used to arrive at the maximum cost of 22.5 cents per thousand dollars as the maximum figure paid for by taxpayers on their property taxes.

Presiding Officer Wyers asked why the committee decided to lower the total amount rather than including new areas and keeping the original amount intact. Councilor Hansen said Councilor Moore raised that issue at committee also and said the committee consensus was that, rather than go back and reopen the whole process again to redetermine the best allocation of the funds, it was best to just go on. She said the committee believed the \$138.8 million was the maximum amount that could be asked for. She said she had since heard from the business community that the \$135.5 million was a more realistic amount to ask for.

The Council discussed the issues. At Councilor McFarland's request, Mr. Ciecko discussed staff's recommendation. He said there were many areas that could use the funds, but said Metro had already spent one year on a very involved process which involved the Greenspaces Policy Advisory Committee, the Greenspaces Technical Advisory Committee, and the Blue Ribbon Committee comprised of business representatives and citizens and other technical advisors. He said staff believed that to reassign funds and reselect or select new sites would compromise the process the involved parties/entities had already gone through. He said staff was concerned about maintaining a geographically balanced package. He said the reduction of \$2.8 million did not make a great deal of difference either way to regional taxpayers, but said it sent a signal to the region that Metro was trying to keep the project as economically feasible as possible. He said local Greenspaces projects were addressing such areas as the Tryon Creek area and said Multnomah County had allocated \$300,000 of its local share to that area. He said with regard to the Terwilliger area, the City of Portland had earmarked \$150,000 in funds for that area and that Metro had committed to acquiring the option that the Trust for Public Lands had acquired for that area also.

Councilor McLain said the date of this meeting she had been contacted by citizens from the City of Cornelius who said they had not been given any opportunity for input at the local level. She said Metro should not delete the \$1.5 million allocated for their share until Metro made sure the correct process had been followed with regard to the City of Cornelius.

Councilor Hansen noted the issues raised by Councilor McLain were not available to the Committee. She said the City of Cornelius had a new mayor per the November 8 election and said Cornelius now appeared to want to change their Greenspaces status.

METRO COUNCIL.

November 10, 1994

Page 6

Presiding Officer Wyers opened the public hearing.

Amanda Fritz, Friends of Arnold Creek, 4106 SW Vacuna St., Portland, again discussed natural areas sites not listed that would be jeopardized by nearby development. She said other sites would benefit from acquisition. She said Metro had designated \$4.8 million for Tryon Creek, and said even if all of the local share funds came through, there still would not be enough funding to buy all the land necessary for adequate preservation of the Creek and possible linkages, especially to Arnold Creek.

Liz Callison, Friends of West Hills Streams, 6039 SW Knightsbridge Drive, Portland, urged the Council to retain the original \$138.8 million bond figure. She said Metro should be encouraged by the success of the City of Portland's parks measure at the November 8 election. She said more lands should be slated for acquisition on the east side and in North Portland. She said the higher bond measure amount would allow for more discretionary funding or allow Metro to pick up properties later that were dropped in the process.

Lucille Beck, Friends of Tryon Creek State Park, 1430 SW Englewood Drive, Lake Oswego, said there were many important land parcels that could be included in Metro's package such as a seven-acre parcel that would connect Portland's Marshall Park and Tryon Creek State Park and would enable a trail to go all the way through. She urged the Council to keep all the funding intact and dedicate as much funding possible to the areas she had noted.

Walt Amacher, Executive Director, Friends of Terwilliger, 734 SW Cheltenham Street, Portland, urged the Council to keep all of the funding intact if only to allow for discretionary spending. He concurred with Ms. Callison's testimony and said a great deal of land in the Terwilliger area was available and accessible to the public for walking and hiking. He said most people did not know the area was not yet publicly owned.

Jay Mower, Secretary-Treasurer, Friends of Terwilliger, 777 SW Chestnut St., Portland, said he was involved also with the Friends of Terwilliger and the Friends of Springwater Corridor, as well as a citizen planning group in Hillsdale. He said property owners in the Terwilliger area were willing to sell their lands for Greenspaces, but said the City of Portland Parks Bureau had no funds to buy such properties. He said retaining the additional \$3 million would allow Metro to acquire those lands.

Steve Rice, Acting Director, Friends of Tryon Creek State Park, 11321 SW Terwilliger Boulevard, Portland, concurred with Ms. Beck's testimony. He said anything that could be done to acquire land for the Tryon Creek Watershed would be much appreciated.

Sherry Patterson, Friends of Bryant Woods and Canal Acres, Lake Oswego, said she served as director of the Oregon Earthquake Preparedness Network, and urged the Council to keep the original bond amount intact. She said the City of Lake Oswego bought Canal Acres three years ago to prevent it from being developed. She said that area was contiguous with Bryant Woods Park and was adjacent to the Tualatin River where it met Lake Oswego and said that area had been identified as an important ecosystem and should be included in Metro's Greenspaces Program. She said Newell Creek Canyon, prone to landslides, and the Blue Lake area should also be included for preservation now also. She said the 1995 State Legislature would probably reduce or lighten land use restrictions.

Councilor McLain noted a letter from the City of Cornelius received on the issues. She said the City of Cornelius had concerns about its local share that should be addressed. She noted Legal Counsel Larry Shaw's response to the City of Cornelius. The Council discussed the issues further.

Councilor Hansen did not think the resolution should be deferred because of late breaking issues. She said it would set back the process, staff and persons who were already working on Greenspaces issues. Mr. Shaw explained Metro's response to Cornelius. He said some language was added to the resolution to indicate that the City of Cornelius was the only local government that had declined to submit a local Greenspaces project and make it clear

METRO COUNCIL

November 10, 1994

Page 7

that part of the reduction in the newly proposed bond measure amount to reflect that Cornelius' funds were removed. He said that was based on the Regional Facilities Committee's instructions to local governments that they had to meet Metro's deadline for inclusion. He said the City of Cornelius made it clear that they did not wish to be taxed on the bond measure amount for the region overall. He said the date of this meeting, staff revised the resolution to make the list not exclusive and to change the bond measure amount from \$135 million to \$135.6 million and to reinstate Cornelius without a specific listing of lands from them. He said Metro staff did not wish to defer adoption of the resolution at this time if possible.

Presiding Officer Wyers noted one more citizen wished to testify and reopened the public hearing.

Doug Weir, Friends of Terwilliger president, discussed various properties arranged in a contiguous manner in the Friends area and said many persons believed those lands were already publicly owned. He said the property owners should be compensated for their land. He said reduction of the bond measure amount asked for would not help make the bond measure any more successful and noted the success of the City of Portland's parks measure November 8.

The Council discussed the issues and the timing of the City of Cornelius' request further. Councilor Devlin said it would be difficult to reconfigure the list this late in the process. He said other interested parties would want to be informed if Metro chose to do so at this time. He said he knew that city leadership at the City of Cornelius was about to change. He recommended that Councilor McLain move to amend the resolution to reserve a share for the City of Cornelius for its future participation.

Councilor McLain said she did not wish to defer, delay or add items to the resolution, but to ensure that jurisdictions that should have been included in the list were included.

Motion to Amend Main Motion (No. 1)

Councilor McLain moved, seconded by Councilor Gardner, to substitute Resolution No. 94-2049Δ for Council consideration.

Motion to Amend No. 2

Councilor McLain moved, seconded by Councilor Gardner, to add language to the end of the sixth Whereas clause in Resolution No. 94-2049Δ to add "therefore, the City of Cornelius local share allocation will be withheld unless an acceptable list of projects is submitted to the Metro Council." Under the same motion, the amount \$135.5 million was changed to \$135.6 million wherever listed and also removed the language stating that the City of Cornelius' share would be excluded.

The Council discussed the issues and motions to amend further. Casey Short, Senior Council Analyst, clarified that the second motion to amend would amend the bond measure amount throughout the entire document.

Vote on Motion to Amend No. 2

Councilors Devlin, Gardner, Hansen, McLain, Monroe, Moore, Washington and Wyers voted aye. Councilors Buchanan, Kvistad, McFarland and Van Bergen voted nay. Councilor Gates abstained. The vote was 8-4 in favor with one abstention and the motion to amend passed.

The Council discussed the first motion to amend and the issues as a whole.

Motion to Amend No. 3

Councilor Gardner moved, seconded by Councilor Moore, to amend Resolution No. 94-2049Δ by increasing the bond measure amount from \$135.6 million to \$138.8 million throughout the resolution document and to

add language to the fourth Whereas on page 3 "... will result in a savings which can be used as contingency funds for other projects"

The Council discussed the motion to amend

Councilor Devlin asked Mr. Cieccko what Metro had allocated for options and contingency. Mr. Cieccko said \$4 million was allocated for options and \$2 million for contingency at the \$135.6 million amount. Councilor Devlin asked Mr. Cieccko what the impact would be of raising the actual bond measure amount. Mr. Cieccko said Metro did commit to the lower amount and the business community had been assured that Metro would proceed in a business-like manner.

The Council discussed the issues further

Vote on Motion to Amend No. 3 Councilors Buchanan, Devlin, Gardner, Moore, Washington and Wyers voted aye. Councilors Hansen, Kvistad, McFarland, McLain, Monroe and Van Bergen voted nay. Councilor Gates abstained. The vote was 6-6 with one abstention and the motion to amend failed.

Presiding Officer Wyers noted persons were present to give their reports for Agenda Item No. 8 and said the Council would continue consideration of Resolution No. 94-2049 after that agenda item was considered.

8. OTHER BUSINESS - STATUS REPORT ON REGION 2040 RECOMMENDED ALTERNATIVE AND ADVISORY COMMITTEE RECOMMENDATIONS

Councilor Kvistad introduced Mayor Alice Schlenker, Lake Oswego, and Robert Liberty, members of the Future Vision Commission, who gave the Future Vision Commission's report on the 2040 Recommended Alternative.

Mayor Gussie McRobert, Gresham, gave the Metro Policy Advisory Committee's report on the 2040 Recommended Alternative.

Councilor McLain gave the Water Resources Policy Advisory Committee's report on the 2040 Recommended Alternative.

Councilor Monroe gave the Joint Policy Advisory Committee on Transportation's report on the 2040 Recommended Alternative.

Councilor Van Bergen requested a verbatim transcript of Councilor Monroe's report.

Councilor Kvistad gave the Planning Committee's report on the 2040 Recommended Alternative.

Councilor Kvistad introduced Ken Gervais to those present and said he would serve as Senior Council Analyst until the Council's work on the 2040 Recommended Alternative was completed.

Councilor Van Bergen said Metro should pay more attention to water quality and supply issues.

The Council briefly discussed the issues further. Councilor Gardner said the Council should continue with the published and adopt Resolution No. 94-2040 on December 8, 1994.

Presiding Officer Wyers thanked the Planning Committee and Planning Department staff for their work on the 2040 Recommended Alternative.

7.4 Resolution No. 94-2049. For the Purpose of Modifying the Submission to the Voters of a General Obligation Bond Indebtedness to Proceed with the Acquisition of Land for a Regional System of Greenspaces (Continued)

The Council continued discussion of Resolution No. 94-2049Δ

Motion to Amend No. 4 Councilor Moore moved, seconded by Councilor McFarland, to amend Exhibit A, Summary, by deleting "about twenty-two" and inserting "22.5" for the bond cost estimate per one thousand dollars of assessed value.

The Council discussed the motion to amend. Councilor Devlin said 22.5 was the maximum amount meant and would eventually reduce over time and said the new language made it appear that 22.5 would be assessed over the life of the bond. Councilor Moore said her preference was to state "up to 22.5" rather than to state "estimated at."

Larry Shaw, Legal Counsel, said staff encountered the same logistical difficulties with the last bond measure for Greenspaces and said staff had attempted to use the averaged amount to avoid them again. He said Metro only had space for 85 words in the ballot title and said there was not enough room allowed to explain variables like "up to" and "estimated." He said that staff had provided Exhibit B with detailed information that could not be included in Exhibit A. He said Metro would also provide informational materials to the public that would answer questions likely to be asked. He said those materials could explain that 22.5 cents would be the top amount assessed and what the average amount would likely be. He said if many more changes were made, the Fleisch test would have to be redone to test for simplicity of language.

Councilor Devlin said the voters only saw the actual ballot question in the voting booth. Mr. Shaw said Metro would publish the full explanation in The Voters Pamphlet.

The Council and staff discussed logistical language changes further.

Vote on Motion to Amend No. 4 Councilors Devlin, Gardner, Hansen, Kvistad, Monroe and Wyers voted nay. Councilors McFarland, McLain, Moore and Van Bergen voted aye. Councilors Buchanan and Gates were absent. The vote was 6-5 opposed and the motion failed to pass.

Motion to Amend No. 5 Councilor McLain moved, seconded by Councilor Devlin, to amend Exhibit B, third paragraph, by adding language as follows to the next to last sentence in that paragraph to read: "... matching nearly all providers' pro rata share..."

Vote on Motion to Amend No. 5 Councilors Devlin, Gardner, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Washington and Wyers voted aye. Councilor Van Bergen voted nay. Councilors Buchanan and Gates were absent. The vote was 11-1 in favor and the motion to amend passed.

Motion to Amend No. 6 Councilor McLain moved, seconded by Councilor Gardner to approve Resolution No. 94-2049Δ as amended.

Vote on Motion to Amend No. 6 Councilors Devlin, Gardner, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilors Buchanan and Gates were absent. The vote was 11-0 in favor and the motion passed.

METRO COUNCIL
November 10, 1994
Page 10

Vote on Main Motion as Amended (Motion to Amend No. 1) Councilors Devlin, Gardner, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilors Buchanan and Gates were absent. The vote was 11-0 in favor and Resolution No. 94-2049B was adopted.

EXECUTIVE SESSION Held Pursuant to ORS 192.660(1)(e), to Conduct Deliberations with Persons Designated by the Metro Council to Negotiate Real Property Transactions

The Executive Session began at 7:31 p.m.

Councilors Present: Hansen, Gardner, Devlin, Washington, McFarland, Kvistad, Monroe and Moore

Metro Staff Present: Larry Shaw, Nancy Chase, Casey Short, Charlie Ciecko and Mel Hue.

The Executive Session ended at 7:44.

7.6 Resolution No. 94-1981, For the Purpose of Authorizing the Executive Officer to Enter into an Agreement with Portland General Electric Company to Option Property

Motion Councilor Moore moved, seconded by Councilor Kvistad, for adoption of Resolution No. 94-1981.

The Council briefly discussed the resolution.

Vote Councilors Devlin, Gardner, Hansen, Kvistad, McFarland, McLain, Monroe, Moore and Washington voted aye. Councilors Buchanan, Gates, Van Bergen and Wyers were absent. The vote was 9-0 in favor and Resolution No. 94-1981 was adopted.

The Council authorized staff to continue to pursue action on Resolution Nos. 94-1982 and 94-1987, Agenda Item Nos. 7.7 and 7.8, respectively.

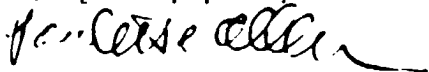
9. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

Councilor Hansen referred the Council to her memorandum on the Zoo Entrance Bond issue. She discussed briefing the Council on regional recreation facility issues and the funding of same in some manner. She said the Council should request an alternative Zoo entrance design.

Councilor Gardner said the Council should consider dropping the Council's lawsuit against Executive Officer Cusma on OWES contract amendment No. 4.

All business having been attended to, Deputy Presiding Officer Washington adjourned the regular meeting at 7:50 p.m.

Meeting record prepared by



Paulette Allen
Clerk of the Council
11/10/94FM:XX