

MINUTES OF THE METRO COUNCIL

February 11, 1993

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 regular meeting to order at 4:04 p.m. Presiding Officer Wyers announced Agenda Item No. 7.5, Resolution No. 93-1756, originally scheduled for this agenda, had been accidentally omitted due to clerical error and had been reinstated.

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 4 and 14, 1993

REFERRED FROM THE FINANCE COMMITTEE

4.2 Resolution No. 93-1478, For the Purpose of Confirming the Appointment of William E. Peressini to the Investment Advisory Board

Councilor Moore noted the January 14, 1993, minutes contained an error in the first paragraph on page 11 which read: "She (Councilor McLain) noted similar projects had been successful in California, Idaho, Hawaii and other states," and asked if those states were the locations where successful congestion pricing programs had been carried out. Councilor McLain said the record should read "California, Oklahoma, Hong Kong and Singapore."

Motion to Correct: Councilor Devlin moved, seconded by Councilor Buchanan, to correct the minutes as stated above.

Vote on Motion to Correct: Councilors Buchanan, Devlin, Gardner, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilors Gates and Hansen were absent. The vote was unanimous and the January 14 minutes were corrected.

Motion: Councilor Kvistad moved, seconded by Councilor Washington, to adopt the Consent Agenda as corrected.

Vote: Councilors Buchanan, Devlin, Gardner, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilors Gates and Hansen were absent. The vote was unanimous and the Consent Agenda was adopted as corrected.

5. ORDINANCES, FIRST READINGS

5.1 Ordinance No. 93-483, For the Purpose of Amending Metro Code Section 5.05.030 to Modify the Designated Facility Status of Columbia Ridge Landfill, Hillsboro Landfill and Lakeside Reclamation for Purposes of Flow Control, to Add Roosevelt Regional Landfill and Finley Buttes Landfill to the List of Designated Facilities, and Declaring an Emergency

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

Presiding Officer Wyers referred Ordinance No. 93-483 to the Solid Waste Committee for consideration.

Councilor Buchanan noted objections to the first reading of the ordinance registered by Delyn Kies, Washington County Solid Waste Management Coordinator, and Estle Harlan, Tri-County Council, because they believed the ordinance should not be considered until after the first meeting of the newly-reformed Solid Waste Advisory Committee (SWAC). He said reading the ordinance for a first time did not predetermine the Council's decision.

Presiding Officer Wyers noted the Council's rules stated that an ordinance filed in a timely manner must be placed on the next possible Council agenda.

6. ORDINANCES, SECOND READINGS

6.1 Ordinance No. 93-482, For the Purpose of Amending Metro Code Chapter 5.02, Metro Solid Waste Disposal Charges and User Fees at Metro Facilities

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

Presiding Officer Wyers announced Ordinance No. 93-482 was first read on January 28, 1993, and referred to the Solid Waste Committee for consideration. She said the Solid Waste Committee considered the ordinance on February 2 and recommended it to the full Council for adoption.

Motion: Councilor McLain moved, seconded by Councilor Hansen, for adoption of Ordinance No. 93-482.

Councilor McLain gave the Solid Waste Committee's report and recommendations. She said the ordinance created a new fee on Household Hazardous Waste (HHW) to help defray the costs of Metro's HHW program. She said a typical user would pay \$5.00 per load and users with special loads would pay \$10.00 per load.

Presiding Officer Wyers opened the public hearing.

No persons appeared to testify and the public hearing was closed.

Councilor Moore asked if the fee was small enough so that customers would not be discouraged from disposing of hazardous waste at Metro facilities. Councilor McLain said no study had been performed, but that Metro had to be able to pay for an expensive service offered for the public's benefit. Councilor Moore said educational cards could be distributed at the gate to educate the public on the cost of disposing of hazardous waste. Councilor Devlin said a small brochure could be developed on alternative products that did not require hazardous waste disposal. Presiding Officer Wyers said she believed such a brochure had been developed or would be.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. The vote was unanimous and Ordinance No. 93-482 was adopted.

7. RESOLUTIONS

7.1 Resolution No. 93-1742A, For the Purpose of Confirming Citizen Member Appointees to the Metro Policy Advisory Committee (MPAC)

Motion: Councilor Hansen moved, seconded by Councilor Gardner, for adoption of Resolution NO. 93-1742A.

Councilor Hansen gave the Governmental Affairs Committee's report and recommendations. She explained the resolution approved James Zehren and Arnold Polk for appointment to the Metropolitan Policy Advisory Committee (MPAC) and that Sandra Suran would be appointed via resolution later due to logistical difficulties. Councilor Hansen introduced Mr. Zehren and Mr. Polk to the Council. She noted MPAC had its first meeting on February 10 in conjunction with the Regional Policy Advisory Committee (RPAC).

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. The vote was unanimous and Resolution No. 93-1742A was adopted.

7.2 Resolution No. 93-1479A, For the Purpose of Establishing a New Metro Solid Waste Advisory Committee

Motion: Councilor McFarland moved, seconded by Councilor Devlin, for adoption of Resolution No. 93-1479A.

Councilor McFarland gave the Solid Waste Committee's report and recommendations. She explained both the Solid Waste Policy Advisory Committee (SWPAC) and Solid Waste Technical Advisory Committee's (SWTAC) work had merged over the years and the newly formed Solid Waste Advisory Committee (SWAC) would provide recommendations on the solid waste planning process, provide recommendations on compliance with regional solid waste management planning, provide recommendations on alternative solid waste policies and practices, and recommend opportunities for citizen involvement and achieve regional consensus on said policies. She explained the SWAC's membership composition and said that Councilor Buchanan would serve as chair and she would serve as vice chair. She said three citizens would serve on the committee and explained non-voting members included the Director of Metro's Solid Waste Department.

Vote: Councilors Buchanan, Devlin, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Gardner was absent. The vote was unanimous and Resolution No. 93-1479A was adopted.

Presiding Officer Wyers recessed the Metro Council and convened the Metro Contract Review Board to consider Agenda Item Nos. 7.3 and 7.4.

7.3 Resolution No. 93-1750, For the Purpose of Authorizing an Exemption to Metro Code Chapter 2.04.060, Personal Services Contracts Selection Process, and Authorizing a Sole-Source Contract with Stop Oregon Litter and Vandalism (SOLV) for Sponsorship of the Annual "SOLV-IT" Cleanup Event on Saturday, April 17, 1993

Motion: Councilor Gates moved, seconded by Councilor McFarland, for adoption of Resolution No. 93-1750.

Councilor Gates gave the Solid Waste Committee's report and recommendations. He explained the resolution would authorize a sole-source contract with SOLV to coordinate the fourth annual "SOLV-IT" clean-up event scheduled for Saturday, April 17. He said this would be the fourth time Metro had been a primary sponsor of the event and that \$30,000 had been budgeted over last year's allocated amount of \$20,000 for this year's event because of increasing costs.

Jack McGowan, SOLV president, introduced **Ann Marie Massano**, KINK Radio, and gave a video presentation on SOLV activities.

The Council briefly discussed the event and related activities with Mr. McGowan.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Washington and Wyers voted aye. Councilor Van Bergen was absent. The vote was unanimous and Resolution No. 93-1750 was adopted.

7.4 Resolution No. 93-1752, For the Purpose of Authorizing an Exemption to Metro Code Chapter 2.04.060 Personal Services Contracts Selection Process, and Authorizing a Sole Source Contract with the Portland Art Museum for Sponsorship of a One-Day Event to Emphasize Waste Reduction and Recycling in the Museum Family Sunday Series, Sunday, March 14, 1993

Motion: Councilor McLain moved, seconded by Councilor Hansen, for adoption of Resolution No. 93-1752.

Councilor McLain gave the Solid Waste Committee's report and recommendations. She said the contract represented a new educational endeavor for Metro and said it was sole source because only one provider, the Art Museum, could provide this type of experience or educational offering. She said the Museum had five family Sunday events scheduled, had requested \$5,000 in financial assistance and requested technical assistance as well. She said the \$5,000 was not budgeted, but funds were available in the Waste Reduction Division's budget. She said Metro as a sponsor would be listed in 7 print advertisements and 30 radio spots. She said the Art Museum had also offered the loan of art work for display in the lobby of Metro's new Regional Center.

Vote: Councilors Buchanan, Devlin, Gardner, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Gates was absent. The vote was unanimous and Resolution No. 93-1752 was adopted.

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

7.5 Resolution No. 93-1756, For the Purpose of Amending the FY 93 Unified Work Program and Endorsing the Use of Surface Transportation Program Funds for Regional Transportation Planning

Councilor Moore noted Agenda Item No. 7.5 had been added to the agenda after it was printed and asked if any Councilor wished to have it removed from the agenda. Councilor Van Bergen noted the resolution was originally scheduled for consideration on this agenda and had been omitted inadvertently.

Motion: Councilor Moore moved, seconded by Councilor Devlin, for adoption of Resolution No. 93-1756.

Councilor Moore gave the Planning Committee's report and recommendations. She explained the resolution called for the allocation of \$1.75 million of the \$59 million discretionary to

the region from federal Surface Transportation Program (STP) funds. She said the funds were allocated for a six-year time period. She said \$585,000 of the allocation had been approved by the Planning Committee and previously by the Joint Policy Advisory Committee on Transportation (JPACT). She said Planning Committee discussion centered on when and how JPACT should be briefed on Planning Committee discussion and review. Councilor Moore expressed concern that funding was being approved for projects without review because they were part of bigger FAU projects that had already been reviewed and approved. She said Planning Department staff said they would return to Committee with further information on those projects and determine a way to keep the Planning Committee informed on overall projects.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. The vote was unanimous and Resolution No. 93-1756 was adopted.

7. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

Councilor Hansen noted a recent article in The Oregonian's Metro section on housing goals and the North Portland Enhancement Committee's (NPEC) Home Loan Grant Program. She noted staff had logged over 200 phone calls since the article was published.

The Council briefly discussed the pending Global Warming conference.

Councilor Moore noted she had been asked to present testimony to the City of Portland's Planning Commission on east buttes and upland areas as they related to Metro's Greenspaces Program.

Councilor Washington noted when individual Councilors spoke in another Councilor's district, it would be a courtesy to let that District's Councilor know in advance.

The Council discussed Multnomah County's proposal to transfer its parks and cemeteries to Metro. Presiding Officer Wyers noted her memorandum dated February 11 creating a Council Greenspaces Task Force comprised of Councilors Devlin, McFarland, Monroe, Moore and herself. She said the Task Force would work on Multnomah County and other parks issues.

Councilor McLain said the Council should discuss designated facilities issues at length before the Council voted on Ordinance No. 93-483.

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Councilor Monroe distributed the Budget Committee meeting schedule and discussed same.

Councilor Monroe said the Council Task Force on Expenses would require at least two meetings before it developed recommendations for Governmental Affairs Committee consideration.

Councilor Gardner noted discussion at the February 10 joint MPAC/RPAC meeting on governmental dues.

Councilor Gates noted he attended a special districts meeting held in Washington County and said Metro had been asked to take a leadership role in providing a forum for emergency management services.

Councilor McLain asked about the legal ramifications of MPAC becoming an employer and employing staff outside of regular Metro staff.

The Council as a whole discussed the possibility of having a Councilor conference room in the tower portion of Metro Regional Center.

Presiding Officer Wyers asked the Council for consensus on a slide show on Metro for community presentations. The Council discussed same and agreed the slide show could be produced in-house rather than being contracted out. Presiding Officer Wyers referred discussion on the slide show to the Governmental Affairs Committee for consideration.

Presiding Officer Wyers noted she had asked the Public Affairs Department to begin coordinated efforts to use Councilors when Metro received requests for speakers in the community and noted she would issue weekly memos to the Council to let them know the status of Public Affairs Department projects and her activities.

All business having been attended to, Presiding Officer Wyers adjourned the meeting at 6:30 p.m.

Respectfully submitted,



Paulette Allen
Clerk of the Council