

MINUTES OF THE METRO COUNCIL

Council Chamber

June 24, 1993

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 and Ed Washington

Councilors Excused: Terry Moore and George Van Bergen

Also Present: Executive Officer Rena Cusma

Presiding Officer Wyers called the regular meeting to order at 4:01 p.m.

Presiding Officer Wyers announced Agenda Item No. 8.4 would be considered before Agenda Item No. 8.1.

1. INTRODUCTIONS

None.

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

Veronica Morgan, citizen, testified about a hospital bill she had received after being treated for a fall near Tri-Met's lightrail line near the Oregon Convention Center approximately three years ago. After a brief discussion by the Council, General Counsel Dan Cooper said he would discuss the issue with Ms. Morgan's attorney. Councilor Gates asked that Metro provide Ms. Morgan with a letter to provide her collection agency with to give her additional time to take care of the hospital bill.

3. EXECUTIVE OFFICER COMMUNICATIONS

Executive Officer Cusma said the National Association of Regional Governments (NARC) conference held in Portland the week of June 19 was successful and presented the Council with a plaque from NARC to Metro, "In Grateful Appreciation and Thanks for Their Many Efforts and Courtesies in Hosting a Memorable 27th Annual Conference."

4. OTHER BUSINESS

4.1 Review of MERC Resolution Nos. 226 and 227 and MERC Work Plan

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Councilor Washington gave the Regional Facilities Committee's report and recommendations on Resolution Nos. 226 and 227 and the Metropolitan Exposition-Recreation Commission's (MERC) proposed work plan.

Presiding Officer Wyers opened a public hearing.

Gary Grimmer, Portland/Oregon Visitors Association (P/OVA) Executive Director, agreed there was an expanded need for minorities marketing. Responding to Councilor Washington's question, he said it would be difficult to create a marketing program on a monthly billing basis. The Council and Mr. Grimmer discussed the issues further. Mr. Grimmer noted P/OVA planned for events as much as nine months in advance.

Motion No. 1: Councilor Washington moved, seconded by Councilor McFarland, to continue consideration of MERC Resolution Nos. 226 and 227 to the September 9, 1993, Council meeting.

Patrick LaCrosse, MERC General Manager, said MERC Chair Sam Brooks hoped the Council would defer their decision until the work contained in the work plan (contained in MERC's two-page report printed in the agenda packet) was completed. The Council and Mr. LaCrosse discussed MERC's actions as proposed. Mr. LaCrosse explained a task force had been appointed and was about to begin implementation of the work plan. Councilor McLain asked if starting that work two months from this date would be considered too long or if the Council should take action at its next meeting. Mr. LaCrosse explained Chair Brooks favored delaying signing the contract with P/OVA until the task force's work was completed.

Councilor Gardner noted at the June 16 Regional Facilities Committee meeting, MERC representatives presented the work plan and plans for a committee which would work for 60 days and report their recommendations. He explained the time line as set by the Regional Facilities Committee was that the task force's work would be completed in early August, presented to MERC August 11, and MERC representatives would present that plan to the Regional Facilities Committee August 18. He said the Regional Facilities Committee would then present the work plan at the August 26 Council meeting. He asked Mr. LaCrosse if Chair Brooks asked for an extension of that schedule or an extension of the same. Mr. LaCrosse said the process as detailed in the work plan should still be effective. He said Chair Brooks wished to give his opinion on the P/OVA contract itself. He said Chair Brooks hoped to continue the existing contract with P/OVA until outstanding issues were resolved.

Councilor Devlin asked if the Council could legally extend the contract with P/OVA for two to three months. Dan Cooper, General Counsel, said the Council could do so. Councilor Devlin asked if that required administrative action or if MERC could do so on their own.

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Mr. Cooper said MERC could take action on its own to do so. Councilor Devlin asked if it was still necessary to defer action on Resolution No. 227 which authorized a separate contract with the Oregon Tourism Alliance (OTA). Councilor Washington agreed that Resolution No. 227 should not be included in his motion. Councilor Devlin asked Councilor Washington if the motion also included the conditions set by the Regional Facilities Committee as stated by Councilor Gardner. Councilor Washington said that was the intent of his motion also. Presiding Officer Wyers noted that Councilor Washington's/McFarland's motion did not include Resolution No. 227 and included the conditions as set by the Regional Facilities Committee at their June 16 meeting and said the Council would vote on Councilor Washington's motion as restated.

Restatement of Motion No. 1: Presiding Officer Wyers restated the motion for the record: To continue consideration of MERC Resolution No. 226 to the September 9, 1993, Council meeting under the conditions as set by the Regional Facilities Committee on June 16, 1993.

Councilor Devlin clarified the motion's intent should also contain No. 1. of MERC's June 16, 1993 memorandum: "Goal: Increased Minority Conventions/Conferences for the Region including a specific goals and a process to reinforce the marketing effort," and all other objectives as stated in the memorandum.

Vote on Motion No. 1: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Motion No. 1 passed.

Motion No. 2: Councilor Gardner moved, seconded by Councilor Devlin, for approval of MERC Resolution No. 227.

Vote on Motion No. 2: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Motion No. 2 passed.

Councilor McFarland complimented MERC and P/OVA on their efforts and said they had done a very good job in all aspects of managing regional recreational facilities and marketing efforts.

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5. CONSENT AGENDA

5.1 Resolution No. 93-1814. For the Purpose of Amending the Metro Committee for Citizen Involvement (Metro CCI) Bylaws

Motion: Councilor Gates moved, seconded by Councilor Hansen, to adopt the Consent Agenda.

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

6. ORDINANCES, FIRST READINGS

6.1 Ordinance No. 93-504. For the Purpose of Amending Metro Code Section 5.02.060 Relating to the Credit Policy at Metro Solid Waste Facilities

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

Presiding Officer Wyers referred Ordinance No. 93-504 to the Solid Waste Committee for consideration.

7. ORDINANCES, SECOND READINGS

7.1 Ordinance No. 93-487A. For the Purpose of Adopting the Annual Budget for Fiscal Year 1993-94, Making Appropriations and Levying Ad Valorem Taxes; and Declaring an Emergency (Public Hearing)

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

Presiding Officer Wyers announced that Ordinance No. 93-487 was first read on March 11, 1993, and referred to the Finance Committee for consideration. The Finance Committee, acting as the Budget Committee, held 15 public hearings on the ordinance between March 15 and April 23 and the Finance Committee held a final hearing on the ordinance at its June 17 meeting and recommended the full Council adopt Ordinance No. 93-487A. Presiding Officer Wyers also noted that the Council adopted Resolution No. 93-1755, For the Purpose of Approving the FY 1993-94 Budget and Transmitting the Approved Budget to the Tax Supervising and Conservation Commission on May 6, 1993.

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Main Motion: Councilor Monroe moved, seconded by Councilor Gardner, for adoption of Ordinance No. 93-487A.

Councilor Monroe gave the Finance Committee's report and recommendations.

Presiding Officer Wyers opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Motion to Amend: Councilor Monroe moved, seconded by Councilor Gardner, to amend Ordinance No. 93-487A, Exhibits B and C to transfer \$100,000 from the General Fund Unappropriated Balance to Contingency for the purpose of funding potential election costs during FY 1993-94.

Vote on Motion to Amend: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and the motion to amend passed.

Vote on Main Motion as Amended: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Ordinance No. 93-487A was adopted as amended.

7.2 Ordinance No. 93-494. An Ordinance Amending Ordinance No. 92-449B Revising the FY 1992-93 Budget and Appropriations Schedule for the Purpose of Adopting a Supplemental Budget, Rerecognizing the PCPA Capital and Declaring an Emergency (Public Hearing)

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

Presiding Officer Wyers announced that Ordinance No. 93-494 was first read on April 8, 1993, and referred to the Finance Committee for consideration. She announced the Finance Committee considered the ordinance on June 17 and recommended it to the full Council for adoption.

Motion: Councilor Kvistad moved, seconded by Councilor Monroe, for adoption of Ordinance No. 93-494.

Councilor Kvistad gave the Finance Committee's report and recommendations.

Presiding Officer Wyers opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Ordinance No. 93-494 was adopted.

7.3 Ordinance No. 93-496, An Ordinance Amending Ordinance No. 92-449B Revising the FY 1992-93 Budget and Appropriations Schedule for the Purpose of Recognizing New Grant Funds and Related Expenditures, and Transferring Appropriations within the Recycling Information and Education Division and the Planning and Technical Services Division; and Declaring an Emergency (Public Hearing)

Presiding Officer Wyers announced that Ordinance No. 93-496 was read for a second time at the June 10, 1993, Council meeting, but was not adopted at that time because only eight Councilors were present and nine affirmative votes are necessary to adopt an ordinance containing an emergency clause. She announced the ordinance was first read on May 13 and that the Finance Committee recommended it to the full Council for adoption on May 26, 1993.

Motion: Councilor Buchanan moved, seconded by Councilor Gardner, for adoption of Ordinance No. 93-496.

Councilor Buchanan gave the Finance Committee's report and recommendations.

Presiding Officer Wyers opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Ordinance No. 93-496 was adopted.

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7.4 Ordinance No. 93-500A. An Ordinance Amending Ordinance No. 92-449B Revising the FY 1992-93 Budget and Appropriations Schedule for the Purpose of Transferring Appropriations from Materials & Services to Capital Outlay in the Council Department to Fund Furniture Purchases (Public Hearing)

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

Presiding Officer Wyers announced that Ordinance No. 93-500A was first read on May 27, 1993, and referred to the Finance Committee for consideration. She announced the Finance Committee considered it on June 9 and recommended Ordinance No. 93-500A to the full Council for adoption.

Motion: Councilor Kvistad moved, seconded by Councilor Devlin, for adoption of Ordinance No. 93-500A.

Councilor Kvistad gave the Finance Committee's report and recommendations.

Presiding Officer Wyers opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Ordinance No. 93-500A was adopted.

7.5 Ordinance No. 93-502. An Ordinance Amending Ordinance No. 92-449B Revising the FY 1992-93 Budget and Appropriations Scheduled for the Purpose of Transferring Appropriations within the Solid Waste Revenue Fund and the Rehabilitation and Enhancement Fund (Public Hearing)

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

Presiding Officer Wyers announced that Ordinance No. 93-502 was first read on May 27, 1993, and referred to the Finance Committee for consideration. She announced the Finance Committee considered the ordinance on June 9 and recommended it to the full Council for adoption.

Motion: Councilor Buchanan moved, seconded by Councilor Devlin, for adoption of Ordinance No. 93-502.

Councilor Buchanan gave the Finance Committee's report and recommendations.

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Presiding Officer Wyers opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Ordinance No. 93-502 was adopted.

8. RESOLUTIONS

8.4 Resolution No. 93-1812A. For the Purpose of Formal Recognition of Regional Emergency Management Workplan as a Guiding Document for Making Policy and Strategic Decisions on Emergency Management in the Region

Motion: Councilor Gates moved, seconded by Councilor Hansen, for adoption of Resolution No. 93-1812A.

Councilor Gates gave the Planning Committee's report and recommendations. Councilor Gates noted the Regional Emergency Management Workplan should be dated "June 1993," not "May 1993."

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Resolution No. 93-1812A was adopted.

8.1 Resolution No. 93-1813A. For the Purpose of Creating a Tax Study Committee, Establishing a Scope of Work, and Confirming Appointments

Main Motion: Councilor Monroe moved, seconded by Councilor Devlin, for adoption of Resolution No. 93-1813A.

Councilor Monroe gave the Finance Committee's report and recommendations. Councilor Monroe referred to the June 23, 1993, memorandum "Tax Study Committee" distributed by Jennifer Sims, Director of Finance and Management Information.

Motion to Amend: Councilor Monroe moved, seconded by Councilor Gates, to replace Eric Merrill for appointment to the Tax Study Committee with Rebecca Marshall Chao.

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Vote on Motion to Amend: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and the motion to amend Resolution No. 93-1813A passed.

Main Motion as Amended: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Resolution No. 93-1813A was adopted as amended.

8.2 Resolution No. 93-1815. A Resolution Authorizing the Execution of a Note to Evidence Metro's Obligations Under the Regional Compact Entered into with Tri-Met. Expressing Metro's Intent to Reimburse Itself Out of Bond Proceeds for Various Expenses to be Incurred in Connection with Parking Improvements at the Washington Park Zoo, and Authorizing, Establishing and Determining Other Matters in Connection Therewith

Motion: Councilor Devlin moved, seconded by Councilor Gates, for adoption of Resolution No. 93-1815.

Councilor Devlin gave the Finance Committee's report and recommendations.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Resolution No. 93-1815 was adopted.

8.3 Resolution No. 93-1789. For the Purpose of Appointing Leslie Blaize, Theodore E. White and Torrence Royer to Three Expiring Terms on the Metro Central Station Community Enhancement Committee and Appointing Robert H. Bay to Fill a Vacancy on the Metro Central Station Community Enhancement Committee

Motion: Councilor Washington moved, seconded by Councilor Hansen, for adoption of Resolution No. 93-1789.

Councilor Washington gave the Solid Waste Committee's report and recommendations.

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Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Resolution No. 93-1789 was adopted.

8.5 Resolution No. 93-1809A, For the Purpose of Extending the Funding Task Force for Regional Facilities and Programs and Associated Planning Efforts

Motion: Councilor Hansen moved, seconded by Councilor Devlin, for adoption of Resolution No. 93-1809A.

Councilor Hansen gave the Regional Facilities Committee's report and recommendations. The Council briefly discussed the resolution.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Resolution No. 93-1809A was adopted.

8.6 Resolution No. 93-1818A, For the Purpose of Approving an Intergovernmental Agreement in the Amount of \$60,000 with the Special Districts Association of Oregon (SDAO) to Provide Legislative Services to Metro

Motion: Councilor Gardner moved, seconded by Councilor Hansen, for adoption of Resolution No. 93-1818A.

Councilor Gardner gave the Governmental Affairs Committee's report and recommendations. The Council and Executive Officer Cusma briefly discussed the resolution.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Resolution No. 93-1818A was adopted.

8.7 Resolution No. 93-1808A, For the Purpose of Adopting the FY 1993-94 Pay Plan and Awarding a Cost of Living Adjustment to AFSCME, Local 3580 and the Laborers International Union, Local 483 Employees

Motion: Councilor Hansen moved, seconded by Councilor McFarland, for adoption of Resolution No. 93-1808A.

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Councilor Hansen gave the Governmental Affairs Committee's report and recommendations. She explained staff had submitted a corrected pay schedule for Council approval.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Washington and Wyers voted aye. Councilors Moore and Van Bergen were absent. The vote was unanimous and Resolution No. 93-1808A was adopted.

9. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

Presiding Officer Wyers reviewed appointments made to the Future Vision Commission.

Merrie Waylett, Senior Management Analyst, distributed her June 24, 1993, memorandum "HJR 10" and discussed same. The Council and Mr. Cooper discussed HJR 10 further.

Councilor Hansen discussed meetings held with Council staff to-date and noted two more sessions had been scheduled with the facilitators in September and October.

Vickie Rocker, Director of Public Affairs, distributed an advertisement "Discover the World of Metro Regional Services" to be published in The Oregonian to solicit citizens to mail away for "Passports to Metro Regional Services."

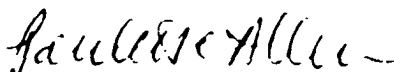
Councilor Washington thanked the Council for time and consideration devoted to MERC Resolution Nos. 226 and 227.

Councilor McLain expressed concern about the new voice mail system and said her calls to the "General Mailbox" did not appear to be properly routed.

Presiding Officer Wyers distributed her June 24 memorandum "Council Actions to Implement the Charter" and discussed same.

All business having been attended to, Presiding Officer Wyers adjourned the meeting at 6:00 p.m.

Respectfully submitted,



Paulette Allen
Clerk of the Council