

MINUTES OF THE COUNCIL  
OF THE METROPOLITAN SERVICE DISTRICT

February 14, 1980

Councilors In Attendance

Presiding Officer Marge Kafoury  
Vice Presiding Officer Jack Deines  
Coun. Donna Stuhr  
Coun. Charles Williamson  
Coun. Corky Kirkpatrick  
Coun. Jane Rhodes  
Coun. Betty Schedeen  
Coun. Cindy Banzer  
Coun. Gene Peterson  
Coun. Ernie Bonner  
Coun. Mike Burton  
Coun. Craig Berkman was absent

Others In Attendance

Ms. Rosa S. Hyland  
Mr. and Mrs. Bruno  
Buranello  
Ms. Terri Shields  
Mr. Lee Barrett  
Mr. J. Rey  
Ms. Carol Morgan  
Ms. Doreen Casebeer  
Mr. Charles Lawrence  
Mr. William McCormick  
Ms. Jan Spencer

IN ATTENDANCE

Executive Officer Rick Gustafson

Staff In Attendance

Mr. Denton U. Kent  
Mr. Andrew Jordan  
Mr. John LaRiviere  
Mr. Merle Irvine  
Ms. Marilyn Holstrom  
Mr. C. William Ockert  
Ms. Berta Delman  
Mr. Warren Iliff  
Ms. Priscilla Ditewig  
Ms. Mary Carder

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CALL TO ORDER

After declaration of a quorum, the February 14, 1980, meeting of the Council of the Metropolitan Service District (Metro) was called to order by Presiding Officer Marge Kafoury at 7:30 p.m. in the Council Chamber of the Metropolitan Service District at 527 S. W. Hall Street, Portland, Oregon 97201.

Mr. Ernie Bonner was sworn in by Mary Carder, Clerk of the Council, to the office of Councilor for District No. 8 of the Metropolitan Service District.

1. INTRODUCTIONS

The Presiding Officer introduced Mr. Ernie Bonner saying he was the newest Council member, and had just been elected by the Council to fill the vacancy in District No. 8.

2. WRITTEN COMMUNICATIONS TO THE COUNCIL.

There were no written communications to the Council.

3. CITIZEN COMMUNICATION TO COUNCIL ON NON-AGENDA ITEMS.

The Presiding Officer said she had received several cards from persons in the audience wishing to speak to the issue of a proposed recycling center at S. E. 49th and Belmont.

Ms. Terri Shields, who said she had written a letter earlier this week, objected to a proposed recycling center in her neighborhood. She was not against the recycling center itself, but only against having it on that site.

Coun. Stuhr questioned staff about the site and about the operator selection. Mr. Irvine explained that Requests for Proposal had been issued and that only one application had been received. Part of the Charge to the operator was to choose a site.

Coun. Williamson asked if the City had approved the site that had been chosen.

The Presiding Officer said that it was her understanding that the Council role was to impose conditions on the operator of the site. Mr. Irvine agreed that that was what would be done. Mr. Irvine stated that the City of Portland Hearings Officer has recommended a Revocable Permit be issued for this purpose; however, this decision has been appealed to the City Council.

Ms. Carol Morgan said that she felt the land was not appropriate to this use. She said that unsightly materials and much

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noise would accompany the operation and that it was too close to a residential neighborhood.

Mr. William McCormick said that he was representing 40 home owners in the area. He asked the Council to please consider alternatives to this site.

Councilors questioned Mr. Irvine concerning what hearings had been held and what opportunity residents had had for input. Mr. Irvine said that staff in Solid Waste Division and Public Information Office had attended all hearings that were conducted by the City concerning this location and various neighborhood association meetings.

Mr. Charles Lawrence said he lived directly across the street from this proposed site on property that was occupied by a convalescent center. He felt the site was too close to such a facility and should be located in an M2 zoning designation.

Ms. Doreen Casebeer said that the area was particularly bad for such a facility. There were traffic problems and she was concerned that the site had apparently been chosen because of the low rent. She felt that it would present a great hazard to the neighborhood.

Ms. Jan Spencer said that she was against location of the facility at this site. In response to questioning by Coun. Banzer, she expressed dissatisfaction with Metro staff and with the opportunity for citizen input.

Coun. Stuhr asked staff what the time frame was on any action that the Council might wish to take. She felt that rather than discuss this matter at this time it could be put on an agenda and the problems could be identified. Mr. Irvine explained that a contract had been negotiated that spoke to operation of the site. There is an appeal which will be heard by the City in the near future. No site improvements can take place until the operator actually receives a revocable permit from the City.

Mr. Lee Barrett said he was the General Manager of the Portland Recycling Team (PRT), and that, if the Council preferred, he would speak at a meeting where the Council had set aside time for this matter. Presiding Officer Kafoury said the Council would have an informal session and would appreciate having he and the others speak to this matter at that time.

Coun. Burton asked that the Council be briefed on this matter and that notice be sent to persons speaking tonight so that they could attend that informal meeting.

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4. CONSENT AGENDA

4.1 Minutes of the meeting of December 20, 1979.

Coun. Deines moved, seconded by Coun. Burton, that the minutes of December 20 be approved. All Councilors present voting aye, the motion carried unanimously.

The Presiding Officer asked if there was any one present who wished to testify at the public hearing on Ordinance No. 80-86 concerning the Zoo serial levies. Since there was no one present who wished to be heard at this time, she ruled that the matter would be taken in the regular rotation.

5. REPORTS

5.1 Report from Executive Officer.

The Executive Officer said that he, Coun. Kirkpatrick and Mr. Kent had gone to Washington, D. C., to attend a NARC federal briefing. They had had a full and active schedule throughout the week speaking to congressional representatives and administrative agencies while seeking financial support. They ran into a great deal of difficulty caused by the technical problems created by Metro being the first regional agency of its type. This has become a very major problem for Metro.

The Executive Officer reported that the Assisted Housing Opportunity Plan (AHOP) submitted to HUD has been approved and is in full force and effect.

5.2 Council Committee Reports

JPACT: Coun. Williamson introduced Resolution No. 80-129, For the Purpose of Establishing Regional Priorities for Interstate Funds.

Coun. Williamson explained that this Resolution had been put together following the JPACT meeting because funding of I-5 Interstate/Vancouver Bridge reconstruction had been severely delayed. The fact that ODOT must put off this part of its schedule for two or three years has strained the Oregon and Washington relationship. This Resolution would, if passed, be forwarded to ODOT requesting that they retain the I-5 projects as priorities. The Resolution is considered an emergency because the Oregon Transportation Department will be meeting in five days to consider this subject. The Resolution states the Council concern about these projects and indicates that they

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should be a #1 priority.

Coun. Williamson moved, seconded by Coun. Kirkpatrick, that Resolution No. 80-129 be adopted. All Councilors present voting aye, the motion carried unanimously.

Coun. Williamson said that most of what had been discussed at the JPACT meeting would be before the Council at the Council's next regular meeting.

Coun. Williamson moved, seconded by Coun. Schedeen, that the Council appoint and confirm Mr. R. Craig Henley to the Air Quality Advisory Committee.

All Councilors present voting aye, the motion carried unanimously.

Coun. Williamson moved, seconded by Coun. Peterson, that the Council appoint and confirm Mr. Chuck Becker to the Transportation Policy Alternatives Committee.

All Councilors present voting aye, the motion carried unanimously.

Ways and Means Committee: Coun. Kirkpatrick said Councilors had received a pink sheet which had emerged from the last Ways and Means Committee meeting which outlined a restructuring of the Council Committee system.

Coun. Kirkpatrick moved, seconded by Coun. Deines, that Resolution No. 80-128 be approved.

Coun. Williamson moved, seconded by Coun. Schedeen, that the Resolution be amended to add in paragraph 2 that there would be three Council representatives on JPACT. Coun. Williamson said that it was felt that there should be good Council representation on this Committee.

Coun. Stuhr suggested that the amendment could be for one member and an alternate. Coun. Williamson still felt that there should be three members on the JPACT Committee.

Coun. Burton said that he would like to have this matter held over to the next Council meeting. He did not feel he had had enough time to consider the Resolution.

There was further discussion of the number of members required for the JPACT Committee.

Presiding Officer Kafoury said she could support the

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motion if it was for a designee and alternate. Coun. Schedeen asked Coun. Williamson if he would accept that suggestion as a friendly amendment. Coun. Williamson said he would accept two and then change the word "representative" to "representatives."

Question was called on the motion. Six Councilors voted in favor, and four voted against. There was one abstention. The motion carried.

Coun. Peterson said that the Council had appointed a Committee on Committees which had established five standing Committees and specified their function. He said that this proposal would make a substantial revision in the Council Committee setup and suggested that the matter be held over until a time certain so that the Council could give more consideration to the proposal and develop some alternatives.

Coun. Banzer moved, seconded by Coun. Peterson, that this item be postponed to a time certain of February 28, 1980. The motion failed.

Coun. Rhodes recommended that the Johnson Creek Task Force be placed under the Service Committee because it is services rather than planning. She thought this could be assigned, rather than an amendment to the motion.

Coun. Burton moved, seconded by Coun. Banzer, to strike the words "Executive Officer being a non-voting member" from the end of paragraph 4. Coun. Burton did not see any point in putting someone on a committee as a non-voting member. He said the Executive Officer could certainly attend all Committee meetings. All Councilors present voting aye, the motion carried unanimously.

Coun. Bonner questioned the placement of the Criminal Justice Committee. Coun. Kirkpatrick agreed that it did not fit in any of the sections. Coun. Burton suggested that there could be an individual Task Force in each of the areas in the Council Service Delivery section.

Coun. Peterson moved, seconded by Coun. Banzer, to delete Item 3, and provide for a Planning and Transportation Committee, a Solid Waste/Public Facilities Committee and Zoo Committee. He clarified that this could be accomplished by deletion of paragraph 3 and changing the title in first paragraph to "Council Planning and Transportation Committee."

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Coun. Rhodes said Public Facilities is essentially planning and should be with the planning portion. Criminal Justice could possibly go with planning.

Coun. Peterson said he would further amend the motion to place Criminal Justice under the Coordinating Committee.

Question called on the motion. The motion failed.

Coun. Bonner moved, seconded by Coun. Kirkpatrick, that the Resolution be amended to remove the Criminal Justice Committee from paragraph 3, placing it in paragraph 4 (Coordinating Committee). All Councilors present voting aye, the motion carried unanimously.

Coun. Williamson said that he would vote for the Resolution but that the issue of representation had not been raised with either TPAC or JPACT and he felt it should be discussed with them. It would be possible that he might return with a request for more than two Councilors on the JPACT.

There was further discussion of the Resolution and whether the structure should be changed.

Coun. Peterson asked if the Council could amend its own rules. Mr. Jordan clarified that this Resolution constituted a Committee structure for the Council and this Resolution simply replaced the old Resolution.

Mr. Kent clarified that the rules as currently drafted are permissive with regard to setting a Committee structure. The Resolution is guidance to the rules and, if passed, this Resolution would supersede the present Resolution as guidance to the rules.

Coun. Kirkpatrick moved, seconded by Coun. Schedeen, that the wording of the Resolution be amended in paragraphs 1, 3 and 4 to add after the word "monitor" "and propose policy direction." All Councilors voted aye except Coun. Burton who voted nay. The motion carried.

Question called on the motion as amended. The motion carried.

A short break was taken.

Solid Waste/Public Facilities Committee: Coun. Deines reported that a meeting for the Council had been called for Wednesday, February 19, at 3:00 p.m. At that

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meeting Council will be considering negotiations with Publishers Paper Co. He urged that all Councilors attend, since important decisions would be made at this meeting.

Coun. Deines said the Solid Waste/Public Facilities Council Committee has reviewed applications for membership to Solid Waste Public Alternatives Committee and recommended several persons for Council approval to fill the vacancies.

Coun. Deines moved, seconded by Coun. Peterson, that the following persons be approved for membership on the Solid Waste Policy Alternatives Committee.

<u>NAME</u>	<u>REPRESENTING</u>
Judy Roupf	Recycling, Oregon Environmental Council
Frank Cooper	Construction Industry
Robert Harris	Public - Clackamas County

Coun. Deines said the following existing SWPAC members have served their two-year terms. The Committee recommended that these members be reappointed at the February 14 Council meeting.

Coun. Deines moved, seconded by Coun. Peterson, that the Council approve reappointment of the following persons to SWPAC:

<u>NAME</u>	<u>REPRESENTING</u>
James Cozzetto	Collection Industry
Bill Culham	Public -- Multnomah County
Howard Grabhorn	Landfills
Harold LaVelle	Landfills
John Trort	Collection Industry

The motion carried unanimously.

Coun. Deines moved, seconded by Coun. Kirkpatrick, that the Council appoint the following to the Regional Landfill Siting Committee.

MULTNOMAH COUNTY  
John H. Gray; Chief Geologist  
John Hankee; Civil Engineer  
Phyllis Ricks



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CLACKAMAS COUNTY

Tor Lyshaug  
Robert Whipps  
Roy Simmons

WASHINGTON COUNTY

Frank Deiver  
Allen Cicrich

OUTSIDE METRO RESIDENTS

Roger Reif  
Howard Grabhorn  
David Phillips

Coun. Banzer objected to the fact that there was only one representative from East Multnomah County on the Siting Committee.

There was a general discussion of the makeup of the Committees. Councilors expressed concern that a number of people wish to serve on Committees and that there was some duplication in this list. Coun. Rhodes suggested that perhaps some vacancies could be left and the Council advertise for someone to fill the vacancies.

Presiding Officer Kafoury pointed out that names could be added to this list. Mr. Irvine explained how the public had been notified of the fact that there were vacancies.

Question was called on the motion. All Councilors present voted aye, except Coun. Banzer who voted nay. The motion carried.

PLANNING AND DEVELOPMENT COMMITTEE: Coun. Peterson said the Planning and Development Committee had met February 11. The Committee had received the first annual report from the Land Market Policy Alternatives Committee. He said the Committee had reviewed the Beaverton Comprehensive Plan and that it would be on the agenda soon for action.

6. PUBLIC HEARINGS

6.1 Ordinance No. 80-86, Submitting Metropolitan Service District Zoo Serial Levies (2 levies), First Reading.

It having been ascertained that it was the consensus of

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the Council to do so, the Clerk read Ordinance No. 80-86 the first time by title only.

Coun. Deines moved, seconded by Coun. Stuhr, that Ordinance No. 80-86 as amended be adopted.

The public hearing was opened. Since there was no one present who wished to speak, the public hearing was closed.

Coun. Williamson circulated the following letter to the Council asking that it be included in the record.

"For the following reasons, I cannot support the placing of the Zoo levy upon the May primary ballot:

- "1. By separating the Zoo from the other Metro functions, the Metro council is imperiling the future financial existence of this government. Metro cannot obtain funding from the voters unless our services are voted on as one package. No government can afford to separate its visible and popular functions from its less visible and less popular ones. A government would be ill-advised to place its police and fire costs on one ballot and its human services, planning and administrative functions on yet another. In essence, however, that is precisely what we are doing with the Zoo levy.
- "2. By this action we are placing Metro at the mercy of the 1981 legislature and there is no guaranty whatsoever that we will be funded. Further, this action places us at the mercy of local governments who may well lobby their legislative representatives not to support funding for Metro.
- "3. The Metro council is yielding to a well organized special interest group for the Zoo rather than serving the interests of the District as a whole.
- "4. Separate elections will cost the district in the neighborhood of \$50,000.00 which should not have to be borne by the public."

Coun. Williamson said that this material would be available if the public wished to peruse it.

Further action will be taken on Ordinance No. 80-86 at the meeting of February 28, 1980.

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7. OLD BUSINESS

7.1 Ordinance No. 80-82, Transferring Appropriations Within Funds for FY 1981 Metropolitan Service District Budget (Second Reading).

It having been ascertained that it was the consensus of the Council to do so, the Clerk read Ordinance No. 80-82 the second time by title only.

A motion was previously made on this Ordinance at an earlier meeting. There was no discussion of this item at this time.

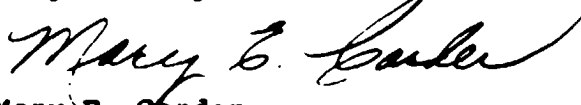
Question was called on the motion. The motion carried unanimously.

8. ANNOUNCEMENTS

Coun. Schedeen announced that there will be a meeting at Mt. Hood Community College of the East County Caucus of Mayors and heads of jurisdictions. They will be discussing the "911" emergency system and the EMS.

There being no further business the meeting was adjourned.

Respectfully submitted,



Mary E. Oarder  
Clerk of the Council

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