

**MINUTES OF THE COUNCIL
OF THE METROPOLITAN SERVICE DISTRICT**

August 28, 1980

Councilors In Attendance

Presiding Officer Marge Kafoury
Vice Presiding Officer Jack Deines
Coun. Craig Berkman
Coun. Corky Kirkpatrick
Coun. Jane Rhodes
Coun. Betty Schedeen
Coun. Ernie Bonner
Coun. Mike Burton
Coun. Charles Williamson

In Attendance

Executive Officer Rick Gustafson

Others In Attendance

Duncan Brown
Robert W. Blunt, Jr.
Phil Adamsak
S. Baber
Ben Altman
Beth Blunt
Ken Bunker
Linda Macpherson
Bruce Etlinger
Steven Ames
Paul Bay
George A. Hubel
Ron Buel

Staff in Attendance

Mr. Denton Kent
Mr. McKay Rich
Mr. Andrew Jordan
Mr. Jim Sitzman
Mr. Bill Ockert
Ms. Paula Godwin
Ms. Leigh Zimmermann
Mr. Tom Miller
Mr. Merle Irvine
Ms. Sue Klobertanz
Ms. Caryl Waters
Mr. Walter Monasch
Ms. Marilyn Holstrom
Ms. Judy Roumpf
Ms. Sonnie Russill
Ms. Michelle Wilder
Mr. Tom O'Connor
Mr. Andrew Cotugno

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CALL TO ORDER

It having been ascertained that a quorum was present, the meeting was called to order by Presiding Officer Kafoury at 7:40 p.m. in the Council Chamber, 527 S.W. Hall St., Portland, Oregon 97201.

1. INTRODUCTIONS

There were no introductions at this meeting.

2. WRITTEN COMMUNICATIONS TO COUNCIL

Presiding Officer Kafoury noted that there were a number of written communications dealing with Agenda Item 5.3 and announced that they would be considered at the time that item came up.

Coun. Rhodes reported that Portland City Commissioner Mike Lindberg had written in support of siting the S.E. recycling center at the 39th and Powell location.

3. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

There were no citizen communications to Council on non-agenda items at this meeting.

4. CONSENT AGENDA

Coun. Kirkpatrick moved, seconded by Coun. Rhodes, that the Consent Agenda be approved as circulated. A vote was taken on the motion. All Councilors present voting aye, the motion carried.

5. ORDINANCES

- 5.1 PUBLIC HEARING on Ordinance No. 80-100, For the Purpose of Establishing Disposal Charges to be Collected at the St. Johns Landfill and Repealing Section 2 of Ordinance No. 80-96 (First Reading)**

It having been ascertained that it was the consensus of the Council to do so, the Clerk read Ord. No. 80-100 for the first time by title only.

Coun. Rhodes moved, seconded by Coun. Deines, that Ord. No. 80-100 be adopted as recommended by the Regional Services Committee.

Coun. Rhodes reported on the recommendations of the Solid Waste Advisory Committee and Regional Services Committee, explaining the revisions that had been made in the ordinance.

The public hearing was opened.

Mr. Ed Witkovsky, representing Crown Zellerbach, asked for clarification of the rate increase, remarking that Crown Zellerbach's rates

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had increased by 58% in June and wondering why rates were going up again after so short a time.

It was explained to Mr. Witkovsky that the issue had been considered by Council in May and that their decision had been to forego any increase at that time because of the projected increase later in the year. Coun. Deines suggested that the increase experienced by Crown Zellerbach was probably due to some change in services. Staff was asked to investigate the matter for Mr. Witkovsky.

There being no other persons present who wished to testify on this matter, the public hearing was closed.

Coun. Rhodes read a letter from Portland City Commissioner Mike Lindberg stating that the City of Portland's Department of Public Works had reviewed the rate study and found no objections to the recommendations presented therein.

5.2 PUBLIC HEARING on Ordinance No. 80-101, For the Purpose of Amending Ordinance 80-82 and Transferring Appropriations within Funds for the Fiscal Year 1981 Metropolitan Service District Budget (First Reading)

It having been ascertained that it was the consensus of the Council to do so, the Clerk read Ord. No. 80-101 for the first time by title only.

Coun. Kirkpatrick moved, seconded by Coun. Schedeen, that Ord. No. 80-101 be adopted.

Mr. Kent summarized the staff report, explaining that the purpose of the proposed actions was to transfer funds to personnel services. He added that a further action would be considered at the Coordinating Committee, with the intention of adding it as a formal amendment to the ordinance at the second reading.

The public hearing was opened. There being no persons present who wished to testify on this matter, the public hearing was closed.

5.3 Ordinance No. 80-98, An Ordinance Adopting Housing Goals and Objectives and Providing for Implementation Thereof (Second Reading)

Coun. Burton summarized the Committee report, adding that the document submitted by the Regional Planning Committee represented a majority viewpoint rather than unanimity. He outlined the areas in which there was disagreement, emphasizing, however, the the Committee urged adoption.

Coun. Burton moved, seconded by Coun. Williamson, that Ord. No. 80-98 be amended by substituting the pink sheet for the ordinance in the agenda packet.

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Mr. Sitzman presented the staff report, explaining the reasons for the changes indicated in the pink sheet. Coun. Berkman entered the meeting.

Following discussion, a vote was taken on the motion. All Councilors present voting aye, the motion carried.

Coun. Williamson moved, seconded by Coun. Schedeen, to amend the Housing Goals and Objectives by adding a section entitled "Scope of the Housing Problem.

Several Councilors objected strongly to the large volume of material being presented to the Council at the last minute. A brief recess was called to give Councilors an opportunity to examine the new material.

Coun. Burton moved, seconded by Coun. Deines, that the matter be referred back to the Regional Planning Committee, to be reported to Council at their September 4 meeting.

It was agreed that the Regional Planning Committee would meet at 6:00 p.m. on September 2 to consider the latest proposals on Housing Goals and Objectives; that special efforts would be made to inform local jurisdictions of the meeting and provide them with the material under consideration; and that further changes would be accepted only from the Committee or members of the Council.

A vote was taken on the motion. All Councilors present voting aye, the motion carried.

5.4 PUBLIC HEARING on Rule No. CRB 80-5, For the Purpose of Adopting a Rule to Allow Negotiated Bid for Resource Recovery Facility

For purposes of considering this matter, the Council declared that they were sitting in their capacity as the Contract Review Board.

It having been ascertained that it was the consensus of the Council to do so, the Clerk read Rule No. CRB 80-5 by title only.

Coun. Rhodes moved, seconded by Coun. Schedeen, that Rule No. CRB 80-5 be adopted.

Coun. Rhodes explained that the purpose of this Rule was to replace Temporary Rule No. CRB 80-4 with permanent, identical language.

The public hearing was opened. There being no persons present who wished to testify on this matter, the public hearing was closed.

Coun. Williamson felt that on a contract of this magnitude, Council approval should be sought before signing. Following discussion of this point, Coun. Williamson moved, seconded by Coun. Bonner, to postpone consideration of this matter to the next meeting.

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It was pointed out that there were mechanisms through which Council could control the issuance of the contract other than review and approval prior to signing. Following discussion, a vote was taken on the motion. All Councilors present voting no, the motion failed.

A vote was taken on the motion to adopt Rule No. CRB 80-5. All Councilors present voting aye, the motion carried.

There was a short recess, during which Coun. Berkman left the meeting.

6. RESOLUTIONS

6.1 Resolution No. 80-174, For the Purpose of Recommending the City of Johnson City's Request for Acknowledgment of Compliance with the LCDC Goals

Coun. Rhodes moved, seconded by Coun. Kirkpatrick, that Res. No. 80-174 be adopted.

Mr. Butts summarized the staff report, explaining that Johnson City was a smaller city, consisting entirely of mobile homes, that wished to accommodate more commercial and industrial development. He reported that while there was objection to the Johnson City plan from the State Housing Division, staff did not concur with those findings.

Coun. Rhodes remarked that Johnson City was within her district and its citizens were permanent residents who were interested in their community. She strongly recommended approval.

A vote was taken on the motion. All Councilors present voting aye, the motion carried.

6.2 Resolution No. 80-176, For the Purpose of Authorizing Funds for Transit Projects

Coun. Bonner moved, seconded by Coun. Schedeen, that Res. No. 80-176 be adopted.

Coun. Bonner outlined the various funding proposals covered by this item, reporting that JPACT had recommended approval.

Coun. Kirkpatrick expressed serious doubts about the self service fare collection demonstration project and asked Mr. Bay to discuss the subject in detail. Mr. Bay described the project and explained the necessity for timely action, adding that the Tri-Met union and UMTA strongly supported this proposal.

Coun. Kirkpatrick moved, seconded by Coun. Deines, that Res. No. 80-176 be amended by adding at the end of Item 1 the words "with the exception of self service fare collection."

Following discussion, a vote was taken on the motion. Coun. Kirkpatrick voted aye; all other Councilors present voting no, the motion failed.

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A vote was taken on the motion to adopt the resolution. Coun. Kirkpatrick voted no; all other Councilors present voting aye, the motion carried.

6.3 Resolution No. 80-177, For the Purpose of Confirming the Appointment of the Legislative Liaison Candidate

Coun. Deines reported that the Coordinating Committee had interviewed Mr. Isaac Regenstreif and unanimously recommended that he be confirmed for the position. He then moved, seconded by Coun. Rhodes, that Res. No. 80-177 be adopted.

Mr. Gustafson described the process by which the candidate had been selected and outlined Mr. Regenstreif's qualifications.

Mr. Regenstreif responded to questions from Council.

A vote was taken on the motion. All Councilors present voting aye, the motion carried.

6.4 Resolution No. 80-178, For the Purpose of Providing a Cost of Living Adjustment for FY 1981

Coun. Deines reported that the Coordinating Committee was recommending a 10% COLA retroactive to July 1, 1980, and that the 10% figure was acceptable to the Employees Association. He explained that the \$40,000 net budget impact (the difference between the 8% budgeted and the 10% recommended) would come out of contingency funds. Coun. Deines moved, seconded by Coun. Kirkpatrick, that Res. No. 80-177 be adopted.

Following discussion, a vote was taken on the motion. All Councilors present voting aye, the motion carried.

Mr. Gustafson informed the Council that this was the last meeting for Mr. Bill Ockert, who had accepted another position, and outlined Mr. Ockert's accomplishments during his time at Metro. The Council noted a strong sense of debt and gratitude to Mr. Ockert.

7. MOTIONS

7.1 Motion confirming the Procedure for filling District 1 Council Vacancy

During discussion, the Council agreed by consensus to amend the proposed procedure, which had been used by the Council to fill a previous vacancy, by (1) specifying the time and date by which applications must be received at Metro (5:00 p.m. on September 17); and (2) striking item 4.c., which prevented elected officials or candidates for public office from qualifying for the appointment. It was felt that such persons should be permitted the option of resigning a present commitment in favor of sitting on the Metro Council.

Coun. Williamson moved, seconded by Coun. Deines, to adopt the draft of the appointment procedure as amended. A vote was taken on the motion. All Councilors present voting aye, the motion carried.

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Council Committee Appointments

Presiding Officer Kafoury asked for Council confirmation of her appointments of Coun. Williamson as Chair and Coun. Banzer as Vice Chair of the Regional Planning Committee, and of Coun. Bonner as Chair and Coun. Williamson as alternate of JPACT.

Coun. Rhodes moved, seconded by Coun. Schedeen, that the appointments be confirmed. All Councilors present voting aye, the motion carried.

8. REPORTS

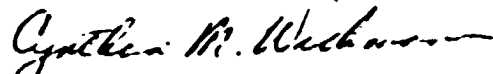
Executive Officer Report - Mr. Gustafson's report covered the following items:

- 1) The Housing Forum was very successful.
- 2) Response to the newsletter has been extremely heavy, including a number of phone calls. Survey results are being tabulated.
- 3) The District Court has rewritten the ballot title to delete the words "provides homeowner tax relief."
- 4) A date should be set for a Council retreat; Councilors will be polled for possible dates and topics of discussion.

Regional Services Committee - Coun. Rhodes reported on the status of the southeast recycling center, informing Council that they would be asked at the next meeting for a motion approving selection of the site at 39th and Powell.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Cynthia M. Wichmann
Clerk of the Council