

MINUTES OF THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

JULY 1, 1982

Members present: Couns. Banzer, Bonner, Burton, Deines,  
Etlinger, Kafoury, Kirkpatrick, Rhodes,  
Schedeen and Williamson.

Members absent: Couns. Berkman and Oleson.

Staff present: Andy Jordan, Don Carlson, Tom O'Connor,  
James Giesecking, Karen Thackston, Sonnie  
Russill, Joe Cortright, Andy Cotugno, Steve  
Siegel, and Dan LaGrande.

Visitors present: Beth Blunt, League of Women Voters;  
Geraldine Ball, DJB, Inc.;  
Tom Pry, publisher of the Sellwood Bee, 8113  
SE 13th, Portland;  
Mark Greenfield, 1000 Friends of Oregon;  
Kevin Hanway, Portland Homebuilders  
Association.

The meeting was called to order by Presiding Officer Banzer at  
7:30 PM.

There were no introductions at this time.

2. Written Communications to Council.

Presiding Officer read a thank-you note received from Leslie  
Carlson, 1982 Rose Festival Queen, expressing her appreciation for  
the flowers the Council sent.

There were no citizen communications or Councilor communications.

5. Consent Agenda.

The consent agenda consisted of the following:

5.1 Minutes of 3/25/82 and 4/1/82 Council meetings.

Motion to adopt the consent agenda; carried unanimously.  
(Schedeen/Williamson)

Metro Energy Recovery Review Task Force

Presiding Officer asked for Council's confirmation of the task  
force, which consists of the following members:

Bob Mitchell, U. S. National Bank President;  
Loren Wyss, Financial Consultant;

Rebecca Marshall, Financial Counsel, Clements & Marshall;  
Phil Bogue, Managing Partner (ret.), Arthur Anderson & Co.;  
Art Talow, Partner, Bolliger, Hampton & Tarlow, Attorneys;  
Jim Durham, Sr. Vice President & General Counsel, Portland  
General Electric;  
Bob Elfers, Executive Director, Oregon State Bar;  
Dr. Bill Holden, Oregon Health Sciences Center;  
Vern Rifer, Development Manager, Moran Construction Co.;  
Bill Ryan, Administrative Dean, Clackamas Community College.

Motion to confirm the appointments of the members of the Energy Recovery Review Task Force; carried unanimously.  
(Schedeen/Williamson)

6.2 Ordinance No. 82-135, For the Purpose of Adopting the Regional Transportation Plan (RTP). (Second Reading)

Presiding Officer stated she received a letter from Ralph Wright, Chairman of the Economic Principles & Policies Committee of the Portland Chamber of Commerce, expressing concern that the Plan has no mention of annual review and change. Presiding Officer introduced wording for an amendment to the RTP.

Motion to amend the Regional Transportation Plan, page 1, in the list of items titled "Adoption of the Regional Transportation Plan represents":

"Recognition of the need to update the Regional Transportation Plan to respond to changing growth trends, public attitudes, financial resources, and other socio-economic condition."

carried unanimously. (Schedeen/Kafoury)

Presiding Officer read letters received from Geraldine L. Ball, representing DJB, Inc., as well as herself personally, thanking Andy Cotugno for contacting the State Right-of-Way Department to assist in resolving their objections to the possibility of the Dept. of Transportation acquiring additional property.

Tom Pry, publisher of the Sellwood Bee, spoke in opposition to the RTP on the basis of what he feels is lack of consideration for the financing of the elements of the Plan.

General discussion of the Plan, the summary of testimony, and the amendment proposed by staff.

Motion to adopt staff's recommended amendment to the RTP Ordinance No. 82-135, Section 1, to read as follows:

"1. The Metropolitan Service District Regional Transportation Plan, dated March 1982, with the amendments set forth in a memorandum to Council from the Executive Officer dated June 10, 1982, copies of which are on file with the Clerk of the Council, is hereby adopted effective July 1, 1982."

carried unanimously. (Rhodes/Williamson)

A vote on the previous motion to adopt Ordinance No. 82-135, as amended, (Williamson/Kirkpatrick) indicated that the motion passed by the following roll call vote:

Yeas: Banzer, Bonner, Burton, Etlinger, Kirkpatrick,  
Rhodes, Schedeen and Williamson.  
Nays: Kafoury.  
Absent: Berkman, Deines and Oleson.

Coun. Kafoury stated she voted in opposition to the RTP since she feels inadequate consideration has been given to energy supplies, telecommunications, and funding of the elements of the Plan.

6.1 Public Hearing on Ordinance No. 82-133, An Ordinance Amending Ordinance No. 81-105, Establishing Procedures for Locational Adjustments of the Metropolitan Service District's Urban Growth Boundary. (First Reading)

Motion to adopt Ordinance No. 82-133. (Bonner/Etlinger)

Motion to adopt amendments to Ordinance No. 82-133, as outlined in memo from staff dated June 30, 1982; carried unanimously. (Bonner/Kirkpatrick)

Mark Greenfield of 1000 Friends of Oregon stated his organization's concern with land speculation created with the provision for trades of property outside the UGB for property inside the UGB. Mr. Greenfield also stated that Metro should consider adopting standards for major amendments to the UGB.

Coun. Kafoury stated it has been the policy of the Council not to increase the size of the UGB and if standards for major amendments are adopted, the Council will not be limiting the UGB size.

Kevin Hanway, attorney representing the Homebuilders' Association, stated that Metro should consider doing away with trades altogether, because of additional expenses incurred for developing properties.

General discussion.

6.3 Ordinance No. 82-137, An Ordinance Relating to Contested Case Procedures and Amending Metro Code Chapter 5.02. (Second Reading)

Andy Jordan reviewed his memo relating the proposed amendments allowing Council to accept new testimony at its discretion.

Motion to adopt the amendments to Ordinance No. 82-137, as stated in memo from General Counsel dated June 25, 1982 (Williamson/Kirkpatrick); carried by the following vote:

Page 4 - Minutes  
7/1/82 Council

Yeas: Banzer, Bonner, Burton, Etlinger, Kafoury, Schedeen,  
and Williamson.  
Nays: Rhodes and Kirkpatrick.  
Absent: Berkman, Deines, and Oleson.

Waiver of Personnel Rules

Motion to approve the following variances to Metro's Personnel Rules:

1. Waive the required in-house posting for the Council Assistant Position.
2. Allow an extension of temporary employment for Gus Rivera to September 30, 1982.

carried unanimously. (Rhodes/Kirkpatrick)

There was no Executive Officer's report.

7.2 Committee Reports.

The following meetings were discussed:

DEQ Air Quality Hearing - Oregon City - July 12.

Special Services Committee meetings scheduled for July 15, 20, and 27.

Coun. Kafoury stated that she and Coun. Schedeen will be in Washington, DC, for a futures conference from July 17-25.

The meeting adjourned at 9:30 PM.

Respectfully submitted,



Sue Haynes, Clerk of the Council