

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

AUGUST 5, 1982

Members present: Couns. Bonner, Burton, Deines, Etlinger,
Oleson, Rhodes, Schedeen, and Williamson.

Members absent: Couns. Banzer, Berkman, Kafoury, and Kirkpatrick.

Staff present: Jennifer Sims, Mel Huie, Don Carlson, Teri
Anderson, Gus Rivera.

Visitors present: Geraldine L. Ball, DJB, Inc., 11515 SW 91st,
Tigard;
Bob Breihof, PRROS, P. o. Box 66398, Portland;
Neil Bullier, Pat Stryker, and Richard
Solomon, Portland Recycling Team;
John Trout, representing the collection
industry; and
Joe W. Cancilla, Jr., PASSO.

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

There were no introductions, written or citizen communications
to Council on non-agenda items at this time.

4. Councilor Communications.

Coun. Burton thanked the Council for the note of sympathy for
the recent death of his father.

Coun. Oleson stated that Coun. Banzer has requested that her
absence from the Council meeting this evening be recorded as excused.

Coun. Schedeen reported she had attended the Friends of the Zoo
meeting and that she is impressed with the FOZ's hard work and good
ideas.

Coun. Oleson stated that the regional jail committee has been
reorganized and with Jack Bails' assistance, the committee will be
meeting regularly to discuss a funding proposal.

5.2 Minutes of Meetings of 6/24/82 and 7/1/82.

Motion to approve the minutes of 6/24/82 and 7/1/82, with the
amendments proposed by Geraldine Ball (as follows); carried unani-
mously. (Rhodes/Burton)

In the minutes of 6/24/82, agenda item #7.1, paragraph two should read as follows:

"Geraldine Ball, representing DJB, Inc. and herself personally, reviewed with the Council her objection to changing the location of the S. Tigard portion of the N. Tigard-S. Tigard Interchange from the Alternate 2 design. At the suggestion of the Council, Ms. Ball was asked to arrange a meeting with Andy Cotugno to resolve the situation."

In the minutes of 7/1/82, agenda item #6.2, paragraph three should read as follows:

"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."

5.1 A-95 Review.

Motion to approve A95 Review, with the exception of items 14, 15, 16, 17, and 19; carried unanimously. (Burton/Bonner)

Coun. Etlinger indicated his concern with overbuilding in specialized areas of the medical field, particularly #3 to provide a spinal cord injury care program at Good Samaritan Hospital, a service which will be duplicated at the Veterans' Hospital.

Coun. Bonner asked Mel Huie to check with Burke Raymond at Multnomah County and Phil Whitmore regarding the sewer project proposed under #15.

Regarding #14 (Transit Operating Assistance/Tri-Met), Coun. Bonner stated he is concerned that Tri-Met has not yet publicly endorsed the Regional Transportation Plan and that UMTA should be advised of this.

Regarding items 16, 17 and 19 (Special Lift Vehicles), concern was expressed over duplication of projects. Mr. Huie stated that it has not yet been determined if private agencies should apply directly for funding for such projects or if the projects should be applied for regionally; until the matter is settled, the public agencies will continue to apply for the funds.

Motion to approve items #14, 15, 16, 17, and 19 of A95 Review, with UMTA notification of Tri-Met's failure to endorse the RTP (#14); carried unanimously. (Bonner/Rhodes)

6.1 Ordinance No. 82-136, An Ordinance Relating to Solid Waste Disposal, and Amending Ordinance No. 81-111. (Second Reading)

General discussion of the ordinance.

It was suggested that the ordinance be amended at a later date to incorporate language that would require compliance with public liability insurance statutory tort claim limits, rather than a specific dollar amount; this would eliminate amending the ordinance each time legislation changes the limit.

A vote on the previous motion (Rhodes/Deines) to adopt the ordinance indicated that the motion passed unanimously.

6.2 Ordinance No. 82-139, An Ordinance Relating to Personnel and Amending Ordinance No. 81-116. (Second Reading)

Motion to amend the ordinance to add subsection (c) under Section 56 as follows:

"(c) Hiring and termination by Metro of employees employed pursuant to this section shall only be with the approval or consent of the Council."

carried unanimously. (Deines/Rhodes)

A vote on the previous motion (Deines/Williamson) to adopt the ordinance, as amended, indicated that the motion passed unanimously.

6.3 Ordinance No. 82-140, An Ordinance Relating to the FY 1982-83 Budget and Appropriations Schedule and Amending Ordinance No. 82-132. (Second Reading)

Jennifer Sims introduced the following amendment to clarify the ordinance:

The words "amendments to the" should be added in the first paragraph between "The" and "FY 1982-83 Budget".

Motion to amend the ordinance by adding the wording; carried unanimously. (Rhodes/Schedeen)

Considerable discussion of the Waste Reduction Program and the status of the Portland Recycling Team. Pat Stryker, Mark Peterman and Richard Solomon of PRT testified in favor of Council action to continue funding for PRT.

Bob Breihof of PRROS indicated that if Council continues funding PRT, it could hurt the negotiations between private companies who are proposing to take over the operations of PRT.

Motion to remove the designations under contingency on Appendix "E" and change the \$36,023 to a designation of "Waste Reduction Contingency"; carried. (Rhodes/Schedeen, Bonner and Deines voting "no")

Coun. Burton indicated that a year ago, the Council had requested a financial report from PRT, indicating where the Metro funds were being spent. To date, no report has been received.

Pat Stryker of PRT stated that no such request had been received by the PRT board and they would be happy to furnish whatever reports the Council requests.

(Coun. Burton left the meeting at this time.)

Further discussion of the ordinance.

Coun. Deines again indicated his opposition to the PRT funding and therefore to passage of the ordinance.

Discussion of the number votes required for passage of an ordinance. It was determined that seven affirmative votes are required and seven Councilors were present at this time. However, one Councilor indicated his opposition to the ordinance.

Motion to postpone voting on Ordinance No. 82-140 until the next regular Council meeting (8/26) or until a special Council meeting prior to that time; carried unanimously. (Rhodes/Williamson)

Staff was directed to prepare a management analysis and evaluation of PRT by the end of September.

7.1 Resolution No. 82-345, For the Purpose of Authorizing an Employment Contract for the Position of Zoo Director and Establishing a Rate of Compensation.

Motion to adopt Resolution No. 82-345 and the contract as amended (deleting subsection F. of Section II and deleting the second sentence in Section IV); carried unanimously. (Etlinger/Schedeen)

7.2 Resolution No. 82-346, For the Purpose of Establishing a New Classification of 322 Facilities Supervisor.

Motion to adopt Resolution No. 82-346; carried unanimously. (Williamson/Oleson)

There was no Executive Officer's Report.

The Committee Reports consisted of reminders of the upcoming meetings:

8/10/82 5:30 PM Executive Session on Energy Recovery
8/10/82 6:30 PM Special Council Meeting on Energy Recovery
8/10/82 7:30 PM Services Committee Meeting
8/13/82 3:00 PM Special Coordinating Committee Meeting
8/16/82 5:30 PM Special Development Committee Meeting

The meeting adjourned at 9:30 PM.

Respectfully submitted,



Sue Haynes
Clerk of the Council