

MINUTES OF THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

REGULAR MEETING  
MAY 26, 1983

Councilors Present: Councilors Banzer, Bonner, Deines,  
Etlinger, Hansen, Kelley, Kirkpatrick,  
Van Bergen, Waker, and Williamson.

Councilors Absent: Councilors Kafoury and Oleson.

Also Present: Rick Gustafson, Executive Officer.

Staff Present: Donald Carlson, Andrew Jordan, Ray Barker,  
Andy Cotugno, Tom O'Connor, Keith Lawton,  
Sonnie Russill, Dan LaGrande, Dennis  
Mulvihill, and Jack Bails.

Testifiers: Robert Breihof.

A regular meeting of the Council of the Metropolitan Service District was called to order at 7:40 p.m. by Presiding Officer Banzer.

1. Introductions.

There were no introductions.

2. Councilor Communications.

Councilor Van Bergen introduced a Resolution for the purpose of declaring the Metropolitan Service District Council's intent to do nothing toward the merger of the Tri-County Metropolitan Transportation District and the Metropolitan Service District (a copy of the resolution is attached to the agenda of the meeting). He said he believed it was the appropriate position for Metro to take and one he endorsed.

Presiding Officer Banzer said the resolution would be considered at the time the Tri-Met issue was discussed.

Councilor Hansen introduced a Resolution for the purpose of declaring the Metropolitan Service District Council's intent to commence the evaluation of combined Metro/Tri-Met Functions (a copy of the resolution is attached to the agenda of the meeting).

Presiding Officer Banzer announced that an informal Council meeting would be held on June 2, 1983 at 5:30 p.m. to consider the Tri-Met issue and that formal consideration would occur at the regular meeting on June 23, 1983.

### 3. Executive Officer Communications.

Executive Officer Gustafson distributed the Yard Debris Report and a memo outlining a proposed process for considering the recommendations within the report (attached to the agenda of the meeting). He said he was proposing that prior to forwarding formal recommendations to the Council two public forums should be held to receive citizen and industry comment on the report.

Councilor Bonner suggested that in lieu of the Executive Officer's recommendation, that the report be forwarded to the Services Committee to be made a part of their Solid Waste Systems Planning effort.

Mr. Gustafson responded that after the public forums and recommendations were forwarded to the Council, the Council could choose to fold the recommendations into the systems plan.

Councilor Williamson said he would like to see the process move along as quickly as possible so implementation steps could be taken and amendments to the budget made if necessary. Councilor Etlinger said he had no problem with the process proposed by the Executive Officer but urged that it occur as soon as possible.

Mr. Gustafson then presented a memorandum regarding Council Policy Priorities (attached to the agenda of the meeting). He said there were three main items of work for the Council to accomplish by the end of FY 1983-84:

1. A decision on future funding for the Zoo and general government operations, with initial work to be completed by the Council Coordinating Committee.
2. Completion and adoption of the Solid Waste Systems Plan and Zoo Master Plan, with initial work to be completed by the Regional Services Committee.
3. Start work on the Project Initiatives Program initiated during the budget process, with initial work to be completed by the Regional Development Committee.

Presiding Officer Banzer thanked Mr. Gustafson for his suggestions and said she would take them under advisement when reviewing the work programs of the committees. She said in terms of the Project Initiatives Program, Mr. Barker had prepared a memo outlining initial steps to be taken and hoped it would be refined enough to discuss at the June 2, 1983 Council meeting.

4. Written Communications to Council on Non-Agenda Items.

There were no written communications to Council on non-agenda items.

5. Citizen Communications to Council on Non-Agenda Items.

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

6. Consent Agenda

The Consent Agenda consisted of the following items:

- 6.1 Minutes of the meetings of April 14 and April 25, 1983.
- 6.2 Resolution No. 83-398, for the purpose of approving a procedure to allocate Federal Aid Urban Funds to Forest Grove.
- 6.3 Resolution No. 83-399, for the purpose of amending the FY 83 Unified Work Program for Computer Purchase.
- 6.4 Resolution No. 83-404, for the purpose of approving the FY 1984 Unified Work Program (UWP).
- 6.5 Contract approval for the purpose of Transportation Planning software (EMME 2) and hardware (Pixel Super Micro-Computer).
- 6.6 Resolution No. 83-406, for the purpose of authorizing a new Regional Planner I position in the Solid Waste Department.
- 6.7 Ratification of Waiver of Personnel Rules.

Motion: Councilor Kirkpatrick moved adoption of the Consent Agenda. Councilor Hansen seconded the motion.

Vote: The vote on the motion resulted in:

Ayes: Councilors Banzer, Bonner, Etlinger, Hansen, Kelley, Kirkpatrick, Van Bergen, Waker, and Williamson.

Nays: None.

Absent: Councilors Deines, Kafoury, and Oleson.

Motion carried, Consent Agenda adopted.

7.1 Consideration of Ordinance No. 83-154 (authorizing computer purchase), relating to the FY 1982-83 budget and appropriations schedule, and amending Ordinance No. 82-132. (Second Reading)

Ordinance No. 83-154 was read a second time, by title only.

There was no Council discussion or public testimony.

Vote: The vote on the motion made at the Council meeting of May 5, 1983 by Councilors Kirkpatrick and Hansen to adopt Ordinance No. 83-154, resulted in:

Ayes: Councilors Banzer, Bonner, Etlinger, Hansen, Kelley, Kirkpatrick, Van Bergen, Waker, and Williamson.

Nays: None.

Absent: Councilors Deines, Kafoury, and Oleson.

Motion carried, Ordinance adopted.

7.2 Consideration of Ordinance No. 83-155, relating to the composition of the Contract Review Committee of the Council and amending Ordinance No. 82-130. (First Reading).

Councilor Kirkpatrick said the issue had been discussed by the Coordinating Committee. She said the staff report in the agenda was inaccurate when it stated she and Councilor Oleson asked to have another Councilor appointed in their place on the Contract Review Committee. She also pointed out that a minority report should have been included because of the 3-2 vote on

the recommendation. She said the minority report should have indicated support for an amendment to the current language of the ordinance to add the words "or their designee" after Deputy Presiding Officer and Chair of the Council Coordinating Committee. She said the majority Committee recommendation amended the ordinance to allow appointment of the three members to the Contract Review Committee by the Presiding Officer. For purposes of discussion, she said she would move the majority recommendation of the Committee.

Motion: Councilor Kirkpatrick moved adoption of Ordinance No. 83-155 as presented in the agenda. Councilor Hansen seconded the motion.

The ordinance was then read the first time, by title only.

Presiding Officer Banzer stated she recommended adoption of the Ordinance as presented in the agenda and also indicated that she was proposing that the Chair of the Contract Review Committee be appointed to the Council Coordinating Committee to provide a link between the two committees.

Motion: Councilor Kirkpatrick moved to amend Ordinance No. 83-155 to add the language proposed in the minority report. The motion died for lack of a second.

Motion: Councilor Williamson moved to amend Ordinance No. 83-155 to add the words "and confirmed by the Council", with Section (b) of Ordinance No. 82-130 to read as follows:

- (b) The Contract Review Committee shall be comprised of three members to be appointed annually by the Presiding Officer of the Council, and confirmed by the Council.

Councilor Hansen seconded the motion.

Councilor Van Bergen commented that he would like language changes to appear in the body of the original ordinance so the Council is aware of the impact proposed changes would have on the original ordinance. Presiding Officer Banzer agreed and asked staff to prepare ordinances in the future in such a manner. Mr. Carlson responded that that would be done.

Vote: The vote on the motion to amend Ordinance No. 83-155 carried unanimously by voice vote.

The ordinance was passed to second reading on June 2, 1983.

Mr. Robert Breihof, 1246 S.E. 49th Avenue, 97215, stated he had met with Presiding Officer Banzer and was pleased with the meeting. He requested that he receive a copy of the minutes of the May 5th Contract Review Committee meeting.

8.1 Consideration of Resolution No. 83-405, for the purpose of supporting the Governor's budget request for obtaining new minimum or medium security prison space.

Councilor Hansen said that Councilor Oleson had requested that the resolution be introduced supporting the Governor's budget request for construction of new prison space. He said the Services Committee had forwarded the resolution to the Council with no recommendation.

Mr. Jack Bails, Criminal Justice Planning Director, explained the purpose of the resolution was to support the Governor's request for \$20 million to increase available prison space.

Councilor Williamson asked if support of the resolution also meant the Council was going on record as supporting the Governor's proposal to raise taxes through a net receipts tax to fund items such as the prison space.

Mr. Bails responded that he wasn't sure where the funding was to come from but was sure that the crowding in the jails was becoming critical.

Councilor Williamson said it was a laudable goal but felt there were other options besides the Governor's for getting additional jail space and that those should be looked into before taking a position.

Motion: Councilor Van Bergen moved adoption of Resolution No. 83-405. Councilor Hansen seconded the motion.

Councilor Bonner said he was also uncomfortable supporting the Governor's budget request.

Motion: Councilor Williamson moved that Resolution No. 83-405 be amended to delete the words "the Governor's budget request for obtaining", and add the words "funding for", so that the Be It Resolved section would read as follows:

That the Metropolitan Service District fully supports (the Governor's budget request for obtaining) funding for new minimum or medium security prison space.

Councilor Bonner seconded the motion.

Vote: The vote on the motion to amend Resolution No. 83-405 resulted in:

Ayes: Councilors Banzer, Bonner, Deines, Etlinger, Hansen, Kelley, Kirkpatrick, Van Bergen, and Williamson.

Nays: Councilor Waker.

Absent: Councilors Kafoury and Oleson.

Councilor Waker commented that the resolution had no meaningful significance and he intended to vote against it.

Vote: The vote on the motion to adopt Resolution No. 83-405, as amended, resulted in:

Ayes: Councilors Banzer, Bonner, Deines, Etlinger, Hansen, and Van Bergen.

Nays: Councilors Kelley, Kirkpatrick, Waker, and Williamson.

Absent: Councilors Kafoury and Oleson.

Motion carried, Resolution adopted as amended.

9.1 Confirmation of appointment of Councilor Etlinger to the Council Coordinating Committee.

Motion: Councilor Hansen moved confirmation of Councilor Etlinger to the Council Coordinating Committee. Councilor Bonner seconded.

Vote: The vote on the motion resulted in:

Ayes: Councilors Banzer, Bonner, Deines, Etlinger, Hansen, Kelley, Kirkpatrick, Van Bergen, Waker, and Williamson.

Nays: None.

Absent: Councilors Kafoury and Oleson.

Motion carried.

10. Legislative Report.

Tom O'Connor, Legislative Liaison, briefly reported on the status of the Recycling Bill and the Expenditure Limitation proposal.

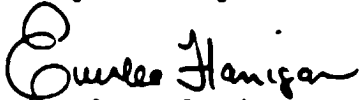
Mr. Barker reported on H.B. 2228 (Tri-Met/Metro bill) and said it had been before the Senate Commerce, Banking and Public Finance Committee on May 25th. He said he appeared before the Committee regarding a clarification of Section 3.2 of the bill. He said representatives of Tri-Met and the State Treasurer's Office, had testified in favor of the bill as it had come from the House. He said no action was taken by the Committee.

11. Committee Reports.

Councilor Hansen noted that the Regional Services Committee would meet on June 7th at 5:30 p.m.

There being no further business, the meeting adjourned at 8:55 p.m.

Respectfully submitted,

  
Everlee Planigan  
Clerk of the Council