

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

**REGULAR MEETING
July 5, 1981**

Councilors Present: Councilors Bonner, Cooper, Deines, Hansen, Kafoury, Kelley, Kirkpatrick, Van Bergen, Waker and Williamson.

Councilors Absent: Councilors Banzer and Oleson.

Also Present: Rick Gustafson, Executive Officer.

Staff Present: Eleanore Baxendale, Dan LaGrande, Dan Durig, Dennis Mulvihill, Jennifer Sims, Ed Stuhr, Everlee Flanigan and Ray Barker.

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

1. Introductions

There were no introductions.

2. Councilor Communications

None.

3. Written Communications

None.

4. Citizen Communications

Carol Kelsey, Director of Regional Services Project and Adam Davis, Chair of the Columbia Willamette Futures Forum (CWFF) Steering Committee, distributed the CWFF Newsletter, the Regional Services Overview Report, its update and budget.

Ms. Kelsey said that the Newsletter will serve as a major communication to describe their activities to the public over the next four months. It will also publicize their upcoming "Critical Choices II Conference on November 17. The focus will be on Transportation, Parks and Libraries.

The Overview report describes their activities, the update tells what has been undertaken and the budget shows their funding needs.

Ms. Kelsey, after reiterating on some of the material, told Councilors that the CWFF will be reaching their consensus of service delivery from a "user-recipient" point of view rather than the provider point of view.

Mr. Davis said that CWFF is working very closely with Metropolitan Citizen's League, League of Women Voters, Glen Otto's Task Force and Doug Strain's Oregon Futures Commission.

Councilor Kafoury asked when will funding become critical to this project?

Ms. Kelsey answered, September 1 is when they will need additional funds to continue to Phase II of the project. She added that July 19 is the target date for the subcommittees to begin operating and there will be two meetings of the full committee. A memo will advise the Council of all these upcoming meetings.

Presiding Officer Kirkpatrick asked that Councilors be placed on the Newsletter mailing list.

5. Executive Officer Communications.

Mr. Gustafson distributed his monthly report, Planning Commission Staff report on Comprehensive Plan Change, and copies of the Court of Appeals Decision on Wildwood. He said that based on an analysis of the Comprehensive Plan Change recommended by the Planning Commission that Metro can meet all the criteria for the Wildwood Landfill.

With the Council's permission, he said that he would like to appear before the County Commission on July 31 indicating that Metro has support for the new siting criteria.

Presiding Officer Kirkpatrick asked Councilors to look at the report and if they have any concerns or objections to call Mr. Gustafson. Otherwise, the Council will proceed on his recommendation.

Councilor Hansen asked whether the criteria will have much impact on the overall cost of Wildwood.

Mr. Gustafson answered, not on the operational cost. It will have impact on the cost of the preparation for the conditional use permit application. For a land use approval, the burden of proof is on the applicant. The preparation cost will be substantially higher than we have anticipated.

Washington County Transfer Station Update--Dan Durig, Director of Solid Waste, stated that meetings have been held with a variety of groups in Washington County to bring them up to date on the transfer station. He indicated that the reaction has been positive. Also, that a nine-person advisory group has been appointed and the first meeting has already been held.

Councilor Waker asked when will the landfill decision be coming before the Council? Mr. Durig responded later this summer or early fall as proposed by the advisory group.

Mr. Gustafson directed the Council's attention to an overhead slide describing Metro's new fiscal year's priorities. He briefly described Zoo admissions, solid waste volumes, minority hiring policies and future funding. He told of the work either already begun or to begin to fulfill the Council's priorities and objectives. In the future, he will use the priorities as the mechanism for reporting on progress by way of an updated quarterly report to keep Councilors posted.

6.1 Resolution No. 84-478, for the purpose of restructuring Council meetings and reorganizing Committees of the Metropolitan Service District.

Councilor Bonner reviewed past consideration of this resolution at the June 28 meeting, referred to the Presiding Officer's memo today and recommended Council adoption.

Motion: Councilor Bonner moved adoption of Resolution No. 84-478. Councilor Waker seconded the motion.

Councilor Hansen expressed concern that all the business of the Council could not be conducted in two regular Council meetings a month. He asked why the optional meeting was dropped from the Coordinating Committee recommendation?

Presiding Officer Kirkpatrick responded that it was not dropped and that an optional meeting did not need to be formally adopted. She emphasized that the first Thursday of the month would be left open for an extra Council meeting if necessary.

Vote: The vote on the motion resulted in:

Ayes: Councilors Bonner, Cooper, Kafoury, Kelley, Kirkpatrick, Van Bergen, Waker and Williamson.

Nays: Councilors Deines and Hansen.

Absent: Councilors Banzer and Oleson

Motion carried.

7.1 Ordinance No. 84-174, amending Section 3.01.040 of the Code of the Metropolitan Service District. (Clarifying the Code relating to Urban Growth Boundary Locational Adjustment Standards) (Second Reading).

The ordinance was read a second time, by title only.

There was no public testimony.

Vote: The vote on the motion to adopt Ordinance No. 84-174, made by Councilors Kafoury and Bonner on June 28, 1984, resulted in:

Ayes: Councilors Bonner, Cooper, Deines, Hansen, Kafoury, Kelley, Kirkpatrick, Van Bergen, Waker and Williamson.

Nays: None.

Absent: Banzer and Oleson.

Motional carried, Ordinance adopted.

7.2 Ordinance No. 84-175, relating to Public Contract Procedures and amending Code 2.04.001, 002, 003, 005, 010, 015, 020, 030, 035, 040, and 045. (Second Reading).

The ordinance was read a second time, by title only.

There was no public testimony.

Vote: The vote on the motion to adopt Ordinance No. 84-175, made by Councilors Bonner and Kelley on June 28, 1984, resulted in:

Ayes: Councilors Bonner, Cooper, Deines, Hansen, Kafoury, Kelley, Kirkpatrick, Van Bergen, Waker, and Williamson.

Nays: None.

Absent: Banzer and Oleson.

Motional carried, Ordinance adopted.

8.1 Consideration of the Waiver of Personnel Rules, Section 32(d)(1): "Employees Hired or Promoted at the Beginning Step of a Salary Range or Between the Beginning Step and the Entry Merit Rate are Eligible to Receive a Salary Increase to the Entry Merit Rate After Successful Completion of Six (6) Months of Probationary Service."

Jennifer Sims, Budget & Administrative Services Director, presented the staff report as contained in the agenda of the meeting.

Motion: Councilor Waker moved ratification of the waiver of the Personnel Rules. Councilor Kelley seconded the motion.

Councilor Deines questioned the reasoning of making rules if those rules were not applied.

Councilor Bonner asked who made the decision on this merit raise?

Ms. Sims responded Dan Durig, Director of Solid Waste.

Vote: The vote on the motion resulted in:

Ayes: Councilors Cooper, Hansen, Kelley, Kirkpatrick, Van Bergen, Waker and Williamson.

Nays: Councilors Bonner and Deines.

Absent: Councilors Banzer, Kafoury and Oleson.

Motion carried, ratification adopted.

9. Committee Reports

Councilor Williamson announced that the next JPACT meeting will be on Thursday, July 12 at 7:30 a.m.

Councilor Bonner stated that the Coordinating Committee Meeting of July 16 has been cancelled.

Councilor Hansen said that the Services Committee of July 10 has also been cancelled. He reported that he and several other Councilors visited the Vancouver, B.C. transfer station on June 30. He commented on the fact that the transfer station was housed in an abandoned sawmill. He also noted that the community of Delta has the principal landfill for the greater Vancouver area and receives a royalty for that service.

Councilor Kirkpatrick reported that she attended the FOZ meeting on July 2 and that the Zoo attendances reached new highs in both May and June.

Councilor Van Bergen requested that in the future, he would appreciate receiving the Executive Officer's report in advance of the Council Meetings.

Mr. Gustafson said he will endeavor to get his reports to Council earlier.

10. Wildwood - Appeal of Court of Appeals Decision

Motion: Councilor Williamson moved that the Council authorize the Executive Officer to proceed with and Appeal of the Court of Appeals Decision. Councilor Cooper seconded the motion.

Motion to Amend: Councilor Bonner moved to amend the main motion to request the County Executive's approval to proceed with an appeal.

The motion died for lack of a second.

Vote: The vote on the motion resulted in:

Ayes: Councilors Bonner, Cooper, Hansen, Kirkpatrick, Van Bergen, Waker, and Williamson.

Nays: None

Abstention: Councilor Kelley

Absent: Councilors Banzer, Deines, Kafoury and Oleson.

The motion carried to authorize the Executive Officer to proceed with an appeal to the Supreme Court.

There being no further business, the meeting adjourned at 8:50 p.m.

Respectfully submitted,


Toby Janus
Council Secretary