

MINUTES OF THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

August 9, 1984

Councilors Present: Councilors Banzer, Bonner, Cooper, Deines, Hansen, Kelley, Van Bergen, Williamson and Kirkpatrick

Councilors Absent: Councilors Kafoury, Oleson and Waker

Also Present: Rick Gustafson, Executive Officer

Staff Present: Don Carlson, Dan LaGrande, Dan Durig, Norm Wietting, Doug Drennen, Ed Stuhr, Ray Barker, Mary Jane Aman and Toby Janus

An Executive Session of the Council was called to order by Presiding Officer Kirkpatrick at 5:30 p.m. under the authority of ORS 192.660(1)(f) for informational purposes only. Present were Councilors Banzer, Bonner, Cooper, Deines, Hansen, Kelley, Van Bergen, Williamson and Kirkpatrick. A 15-minute recess was called at 7:15 p.m.

A regular meeting of the Council was called to order at 7:30 p.m. by Presiding Officer Kirkpatrick.

1. INTRODUCTIONS

Presiding Officer Kirkpatrick introduced Marie Nelson, the new Clerk of the Council.

2. COUNCILOR COMMUNICATIONS

Presiding Officer Kirkpatrick said she had received a letter of resignation from Dave Smith, member of Metro's Audit/Investment Committee and asked Councilors to submit names of qualified, potential candidates to fill the vacancy. Councilor Van Bergen thought Mr. Smith should be urged not to resign because of the excellent advice and services Mr. Smith has provided. Don Carlson said he would talk to Mr. Smith about continuing on the Committee.

Councilor Deines reported he and Norm Weitting are planning to attend the Government Refuse Collection and Disposal national conference in Orlando. He said the topic of resource recovery will be emphasized at the conference and he will report back to the Council upon his return.

### 3. EXECUTIVE OFFICER COMMUNICATIONS

Mr. Gustafson announced the Friends of the Zoo are hosting a Texas style going away event for Warren Iliff, Zoo Director, on Monday, August 20, 1984. Councilors are invited to attend.

Mr. Gustafson reported several key Zoo staff will be attending the annual American Association of Zoological Parks and Aquariums (AAZPA) conference in Miami this September. As outlined in a memo included in the agenda materials, staff are proposing to campaign in Miami for Metro's Washington Park Zoo to host the 1987 AAZPA conference. Warren Iliff explained that because 1987 is the Zoo's centennial, hosting the conference would tie in with other centennial activities and would enhance the Zoo's position in the region as an institution highly regarded by other zoo professionals. Mr. Gustafson said all conferences for the last twelve years have been financially successful. Registration fees have covered conference costs. He then asked for the Council's endorsement of this effort. Presiding Officer Kirkpatrick instructed staff to proceed with plans for bidding to host the 1987 AAZPA conference in Portland.

Mr. Iliff thanked the Council for their friendship and support during his Zoo directorship. Presiding Officer Kirkpatrick wished Mr. Iliff every success in Dallas and said he would be missed in Portland.

Mr. Gustafson said a request for proposals had been sent out to prospective consultants to assist in selecting a new Zoo Director. Proposals are due August 17, 1984. When a consultant is selected, the Council will be presented with proposed hiring selection procedures and schedules for final review, he said. Mr. Gustafson reported he would appoint McKay Rich, current Assistant Zoo Director, as Acting Zoo Director until someone is hired.

Finally, Mr. Gustafson urged Councilors to take a more active role in the National Association of Regional Councils (NARC). He explained that Metro is recognized as a national leader in the regional government movement and that he will be taking the lead in formalizing the relationship of the larger councils of government so that Metro can better share and coordinate information between those organizations with similar backgrounds and experience.

### 4. WRITTEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

### 5. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

6. ORDINANCES

6.1 Consideration of Ordinance No. 84-176, relating to Council organization and procedure, amending Code Sections 2.01.030, 2.01.060, 2.04.030 and 2.04.015 (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. 84-176, made by Councilors Kelley and Van Bergen on July 26, 1984, resulted in:

Ayes: Councilors Bonner, Cooper, Kelley, Van Bergen and Kirkpatrick

Nays: Councilors Hansen and Williamson

Abstentions: Councilors Banzer and Deines

Absent: Councilors Kafoury, Oleson and Waker

The motion to adopt Ordinance No. 84-176 failed.

Later in the meeting, a motion was made to reconsider Ordinance No. 84-176.

Motion: Councilor Williamson moved to reconsider the original motion to adopt Ordinance No. 84-176. Councilor Bonner seconded the motion.

Vote: The vote on the motion to reconsider the original motion to adopt Ordinance No. 84-176 resulted in:

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

Absent: Councilors Banzer, Kafoury, Oleson and Waker

The motion carried.

Vote: The vote on the original motion resulted in:

Ayes: Councilors Bonner, Cooper, Deines, Kelley, Van Bergen, Williamson and Kirkpatrick

Nay: Councilor Hansen

Absent: Councilors Banzer, Kafoury, Oleson and Waker

The original motion carried and Ordinance No. 84-176 was adopted.

6.2 Consideration of Ordinance No. 84-177, for the purpose of amending Ordinance No. 84-172, transferring appropriations from General Fund Contingency to the Finance and Administration Department (First Reading)

The Ordinance was read a first time by title only.

Motion: Councilor Williamson moved adoption of Ordinance No. 84-177. Councilor Kelley seconded the motion.

Presiding Officer Kirkpatrick announced the second reading of the Ordinance will take place at the Council meeting of August 23, 1984.

7. RESOLUTIONS

7.1 Consideration of Resolution No. 84-482, for the purpose of creating the Council Management Committee, rescinding Resolution No. 80-128 (creating the Council Planning Committee, the Council Service Delivery Committee, and the Coordinating Committee) and Resolution No. 82-378 (creating the Investment Committee)

Motion: Councilor Bonner moved that Resolution No. 84-482 be adopted. Councilor Hansen seconded the motion.

Vote: The vote on the motion resulted in:

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

Nay: Councilor Deines

Absent: Councilors Banzer, Kafoury, Oleson and Waker

The motion carried and Resolution No. 84-482 was adopted.

7.2 Consideration of Resolution No. 84-483, for the purpose of adopting Solid Waste Disposal Rate Policies

Dan Durig summarized the staff report as prepared in the agenda.

Motion: Councilor Williamson moved to adopt Resolution No. 84-483. Councilor Bonner seconded the motion.

Councilor Deines asked if any committees had reviewed the proposed Resolution. Mr. Drennen replied that SWPAC and the Solid Waste Rate Review committees had reviewed the Resolution and had passed it on to the Council with no comment.

Councilor Deines requested staff revise Item 5 of the proposed Resolution to show that the convenience charge reflects the actual value of the convenience of transferring solid waste to the Clackamas Transfer and Recycling Center. Mr. Durig said his staff would work with Councilor Deines to make the appropriate changes.

Councilor Kelley asked that staff add an Item 7 to the proposed Resolution to provide for annual review of disposal rates at the beginning of each fiscal year. Mr. Durig said staff would add this provision. Councilor Hansen agreed with Councilor Kelley's proposal and called for SWPAC and the Rate Review Committee to carefully review these rates and to consider Metro's regional waste disposal objectives when doing so.

Motion: Councilor Williamson moved to amend his original motion and to consider adoption of Resolution No. 84-483 after staff prepares an amended Resolution as instructed by the Council. Councilor Bonner seconded the motion.

Vote: The vote on the motion to postpone consideration of the Resolution resulted in:

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

Absent: Councilors Banzer, Kafoury, Oleson and Waker

The motion carried.

7.3 Consideration of Resolution No. 84-484, for the purpose of changing the designation of Registered Agent for receipt of legal service

Motion: Councilor Deines moved that Resolution No. 84-484 be adopted. Councilor Cooper seconded the motion.

Councilor Van Bergen requested staff investigate whether a second registered agent could be appointed to serve as an alternate in case the other agent were absent. Mr. Carlson said he would research the matter and would bring back a second resolution for Council consideration if the law allowed for more than one agent.

Vote: The vote on the motion to adopt the Resolution resulted in:

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

Absent: Councilors Banzer, Kafoury, Oleson and Waker

The motion carried and Resolution No. 84-484 was adopted.

#### 8. COMMITTEE REPORTS

None.

#### 9. OTHER

Presiding Officer Kirkpatrick called the Council's attention to a memo from herself to each Councilor, dated August 7, 1984, outlining new Council committee appointments she was requesting the Council ratify.

Motion: Council Van Bergen moved the approval of Presiding Officer Kirkpatrick's recommended Council committee appointments as outlined in her memo dated August 7, 1984. Councilor Deines seconded the motion.

Vote: The vote on the motion to approve the Council committee appointments resulted in:

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

Absent: Councilors Banzer, Kafoury, Oleson and Waker

The motion carried and the Council approved the following committee appointments:

Management Committee: Ernie Bonner, Chairperson; Sharron Kelley, Vice-Chairperson; Bob Oleson; Gary Hensen; and Jack Deines.

JPACT: Charlie Williamson, Chairperson; Dick Waker; George Van Bergen; Corky Kirkpatrick, alternate.

Bi-State Policy Advisory Committee: Larry Cooper; Corky Kirkpatrick, alternate.

Friends of the Zoo/Zoo Liaison: Marge Kafoury, Corky Kirkpatrick, alternate.

Presiding Officer Kirkpatrick also announced the annual Friends of the Zoo Penguin Ball would be held on September 29, 1984. She said Warren and Ghislaine Iliff would be returning to Portland for the event and she asked Councilors to try to attend. The Friends of the Zoo hope to raise \$7,500 from the ball, she said.

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Presiding Officer Kirkpatrick announced that a fund raising event has been scheduled for October 2, 1984, to raise \$1,000 to offset the Zoo campaign fund deficit. Any funds raised over the \$1,000 would be donated to the Bud Clark campaign fund, she said.

There being no further business, the meeting was adjourned at 8:45 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "A. Marie Nelson".

A. Marie Nelson  
Clerk of the Council