

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

Special Meeting
November 25, 1986

Councilors Present: Tanya Collier, Larry Cooper, Tom DeJardin,
John Frewing, Gary Hansen, Sharron Kelley,
Corky Kirkpatrick, David Knowles, Mike
Ragsdale, George Van Bergen and Richard
Waker

Councilors Abwent: Jim Gardner

Staff Present: Donald Carlson, Eleanore Baxendale, Tuck
Wilson, Kay Rich and Gene Leo

Presiding Officer Waker called the special meeting to order in the
Metro Council Chamber at 5:00 p.m.

1. Consideration of Resolution No. 86-703, for the Purpose of
Accepting the 1986 Oregon General Election Abstract of Votes
for the Metropolitan Service District

Donald Carlson, Deputy Executive Officer, briefly reviewed staff's
report as contained in the printed agenda materials. He explained
the wording of the Resolution had been revised since the Resolution
was initially presented at the November 20, 1986, Council meeting.
The Revised Resolution contained an added reference to the
District 9 Council election and the "be it resolved" paragraph more
specifically referred to candidates and the ballot measure on the
General election ballot. He said the revisions had been suggested
by Metro's bond counsel.

Main Motion: Councilor DeJardin moved the Council adopt
Resolution No. 86-703 and Councilor Kelley
seconded the motion.

Councilor Frewing questioned why the Resolution's language would be
of interest to bond counsel. The Deputy Executive Officer replied
bond counsel were consulting with Metro on the future sale of
general obligation bonds for the convention center project. There-
fore, Ballot Measure 26-19 election results and the certification
and acceptance of the voter abstracts of same was of special inter-
est to them.

Councilor Kirkpatrick asked if the voter abstracts were complete.
Mr. Carlson reviewed the contents of the abstracts and it was deter-
mined they did not contain the Clackamas County election abstract
concerning Ballot Measure 26-19.

Discussion followed about what action the Council could properly
take due to the absence of the Clackamas County abstract. Eleanore

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Baxendale, General Counsel, was concerned the Council comply with Oregon Revised Statutes which required an elected body to accept certified voter abstracts within five days of receipt of same. She advised the Council to amend Resolution 86-703 to state the Council accepted all abstracts with the exception of the Clackamas County abstract for Ballot Measure 26-19. She said the Council could then certify all abstracts within five days of receipt of the missing Clackamas County abstract.

The discussion continued on possible solutions to the problem. Mr. Carlson suggested the Council defer action on the Resolution until such time all abstracts were complete. After discussion, it was determined to pursue the solution suggested by Counsel.

Councilor Ragsdale asked if it were possible the missing abstract had been misplaced in the Metro offices. The Council Clerk responded it was possible, although unlikely.

Motion to Amend: Councilor DeJardin moved, seconded by Councilor Kelley, to amend the main motion by excluding reference in Resolution No. 86-703 to the Clackamas County voter abstract for Ballot Measure 26-19 as follows (new language underlined and deleted language in brackets):

1) Amend the title of Resolution No. 86-703 to read, "For the Purpose of Accepting the 1986 Oregon General Election Abstract of Votes of the Metropolitan Service District (With the Exception of Clackamas County Abstract for Ballot Measure 26-19)"

2) Amend the fifth "whereas" paragraph to read, "The abstracts of votes from the counties of Multnomah, Washington and Clackamas were received by Metro on November [20] 24, 1986 (with the exception of the Clackamas County abstract for Ballot Measure 26-19); now, therefore,"

3) Amend the "be it resolved" paragraph to read, "That the Council of the Metropolitan Service District has received the abstract of votes of the November 4, 1986 Oregon General election (with the exception of the Clackamas County abstract for Ballot Measure 26-19) attached as Exhibit A, and determines that the voters of Multnomah[,] and Washington [and Clackamas] counties of the District have approved Ballot Measure 26-19, and all District voters elected Rena Cusma as Executive Officer, Mike Bonner as Councilor, 8th District, and Tanya Collier, Councilor, 9th District."

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Vote on Motion to Amend: A vote resulted in:

Ayes: Councilors Collier, Cooper, DeJardin, Frewing,
Hansen, Kelley, Kirkpatrick, Knowles, Ragsdale,
Van Bergen and Waker

Absent: Councilor Gardner

The motion carried and the Resolution was amended.

Vote on Main Motion as Amended: A vote resulted in:

Ayes: Councilors Collier, Cooper, DeJardin, Frewing,
Hansen, Kelley, Kirkpatrick, Knowles, Ragsdale,
Van Bergen and Waker

Absent: Councilor Gardner


The motion carried and Resolution No. 86-703 was adopted as amended.

Presiding Officer Waker asked the Council how they wished to meet to approve the Clackamas County abstract. Councilor Hansen requested staff search the office to determine whether the abstracts were actually available. If they were, the Council could be reconvened later in the evening to approve the Resolution. Councilor Ragsdale asked if it were possible to receive the abstract on or after December 8 so the Council could approve it at their regular meeting of December 11. He suggested this alternative to avoid a phone conference or a special meeting at the Metro offices.

After discussion, the Presiding Officer said if the documents were not secured before December 11, the Council would conduct a special meeting to approve the abstract.

Presiding Officer Waker adjourned the meeting at 5:25 p.m.

Respectfully submitted,



A. Marie Nelson
Clerk of the Council

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