

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

April 14, 1988
Regular Meeting

Councilors Present: Corky Kirkpatrick (Deputy Presiding Officer), Mike Bonner, Tanya Collier, Larry Cooper, Tom DeJardin, Jim Gardner, Gary Hansen, Sharron Kelley, David Knowles, George Van Bergen and Richard Waker

Councilors Absent: Mike Ragsdale (Presiding Officer)

Also Present: Rena Cusma, Executive Officer
Yvonne Sherlock, Legal Counsel

Deputy Presiding Officer Kirkpatrick called the meeting to order at 5:30 p.m.

1. INTRODUCTIONS

None.

2. WRITTEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

3. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

4. EXECUTIVE OFFICER COMMUNICATIONS

None.

5. COUNCILOR COMMUNICATIONS

None.

6. CONSIDERATION OF MINUTES

Motion: Councilor DeJardin moved, seconded by Councilor Hansen, to approve the minutes of March 10, 1988.

Vote: A vote on the motion resulted in all nine Councilors present voting aye. Councilors Bonner, Van Bergen and Ragsdale were absent.

The motion carried and the minutes were approved.

7. ORDINANCES

7.1 Consideration of Ordinance No. 88-247, Adopting the Annual Budget for Fiscal Year 1988-89, Making Appropriations, Levying Ad Valorem Taxes, Creating a Metropolitan Exposition-Recreation Commission and a Convention Center Debt Service Reserve Fund, and Eliminating the Convention, Trade and Spectator Facilities Fund (First Reading)

The Clerk read the ordinance a first time by title only. Executive Officer Cusma addressed the Council regarding the major policies and principles guiding the budget which included allocating costs to show how money was actually spent and building on in-house staff expertise whenever possible. She discussed specific budget programs which incorporated the above two policies.

Motion: Councilor Collier moved to adopt the ordinance.
Councilor Cooper seconded the motion.

The Deputy Presiding Officer referred the ordinance to the Finance Committee for a hearing, review and recommendation.

7.2 Consideration of Ordinance No. 88-248, Establishing a Metro Builder's Business License Program (First Reading)

The Clerk read the ordinance a first time by title only.

Motion: Councilor Waker moved, seconded by Councilor Hansen, to adopt the ordinance.

The Deputy Presiding Officer referred the ordinance to the Intergovernmental Affairs Committee for a hearing, review and recommendation.

7.3 Consideration of Ordinance No. 88-236, Revising the Fee Schedule for Petitions to Amend the Urban Growth Boundary (First Reading)

The Clerk read the ordinance a second time by title only.

Motion: The motion to adopt the ordinance was made by Councilors Knowles and DeJardin at the December 22, 1987, Council meeting.

Councilor Waker, Chair of the Council Intergovernmental Relations Committee, reported the Committee had conducted a public hearing but no one had appeared to testify. The Committee had voted 3 to 1 in favor of recommending Council adoption.

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Councilor Van Bergen, the Committee member in opposition of adoption, explained he did not support the ordinance because he thought the proposed fees were too high for minor Urban Growth Boundary (UGB) amendment cases. He favored increasing fees for major land cases in order to give relief to the minor cases.

Councilor Waker pointed out that locational (minor) UGB adjustment cases had historically cost the District more to process than major amendment adjustments which was why the ordinance had been proposed.

Councilor Hansen asked if the Council had a mechanism to waive fees for certain locational adjustment cases. Councilor Waker said fees could be amended by the Council.

Councilor DeJardin suggested if the ordinance were adopted, staff monitor the program to determine if fees were equitable.

Vote: A roll call vote on the motion to adopt Ordinance No. 88-236 resulted in:

Ayes: Collier, Cooper, DeJardin, Gardner, Hansen, Kelley, Kirkpatrick, Knowles, Van Bergen and Waker

Nays: Bonner

Absent: Ragsdale

The motion carried and Ordinance No. 88-236 was adopted.

8. RESOLUTIONS

8.1 Consideration of Resolution No. 88-902, for the Purpose of Amending a Contract with Rittenhouse-Zeman & Associates to Include Specifications Review and Special Soils Inspections for the Oregon Convention Center

Motion: Councilor Cooper moved, seconded by Councilor Collier, to adopt Resolution No. 88-902.

Council Convention Center Committee Chair Cooper reported the Committee had recommended the Council adopt the resolution.

Vote: A vote on the motion resulted in all eleven Councilors present voting aye. Presiding Officer Ragsdale was absent.

The motion carried unanimously and Resolution No. 88-902 was adopted.

8.2 Consideration of Resolution No. 88-890, for the Purpose of Reviewing Fiscal Policies and Needs and Declining to Seek a Tax Base for the District in November 1988

Motion: Councilor Knowles moved to adopt Resolution No. 88-890. Councilor Collier seconded the motion.

Councilor Knowles, Chair of the Council Planning & Development Committee, reported the Committee recommended adoption of the resolution.

Councilor Van Bergen thought Metro should seek a tax base at every available opportunity because that type of funding was necessary for general service type governments. It would always be argued that "now is not a good time to seek a tax base," he said.

Executive Officer Cusma urged the Council to support Councilor Knowles' recommendation. Elections were expensive to conduct, she explained, and Metro should work at building its credibility before seeking a tax base.

Councilor DeJardin said he was surprised to read in the newspaper the Executive's announcement she would not seek a tax base. He noted the announcement almost precluded the Council's decision. He had hoped the Executive and Council could have made that decision together, he explained.

Executive Officer Cusma said she had been discussing the tax base issue for months. The newspaper article was a result of a direct response to a reporter's direct question, she said. It was her policy, she explained, to indicate to reporters when the Council had not yet decided on an issue.

8.3 Consideration of Resolution No. 88-904, for the Purpose of Authorizing a Public Contract with Chemical Processors, Inc. to Collect, Transport, Store, Recycle, Treat and Dispose of Household Hazardous Waste from a Collection Day to be Held by Metro on May 14, 1988

Councilor Hansen, Chair of the Council Solid Waste Committee and Vice Chair of the Internal Affairs Committee, explained the Solid Waste Committee had approved staff's request for proposals process. The Presiding Officer had asked the Internal Affairs Committee to review the contract on April 14 in order to accommodate the project schedule. The Internal Affairs Committee recommended Council adoption of the resolution which would award the contract to Chemical Processors, Inc. The \$133,000 recommended contract sum would be adjusted depending on the actual amount of waste handled.

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As a result of Councilor Van Bergen's questions about the Committee approval process, Deputy Presiding Officer Kirkpatrick said she would recommend the Presiding Officer place on a future Internal Affairs Committee the issue of how contracts could be reviewed by Council Committees in a more timely manner.

In response to Councilor Knowles' question, Yvonne Sherlock and Councilor Hansen explained there were no certified Disadvantaged/Women Business Enterprise (DBE/WBE) businesses who could perform the work. Councilor Kelley said the proposed contract language relating to "zero percent" DBE/WBE participation was misleading and suggested staff change the language to clarify that no DBE/WBE businesses were available to do the work.

Vote: A vote on the motion to adopt Resolution No. 88-904 resulted in all eleven Councilors present voting aye. Councilor Ragsdale was absent.

The motion carried and Resolution No. 88-904 was adopted.

8.4 Resolution No. 88-903, for the Purpose of Amending a Contract for Soils Work with Rittenhouse-Zeman & Associates (for the Zoo Africa Exhibit)

Council Zoo Committee Chair Kelley explained the contract was necessary due to requirements imposed by the City of Portland. The Zoo Committee unanimously recommended adoption of the resolution.

Motion: Councilor Kelley moved, seconded by Councilor DeJardin, to adopt Resolution No. 88-903.

Deputy Presiding Officer Kirkpatrick noted it was unfortunate the City had given Metro no alternatives.

Vote: A vote on the motion to adopt Resolution No. 88-903 resulted in all eleven Councilors present voting aye. Councilor Ragsdale was absent.

The motion carried and Resolution No. 88-903 was adopted.

9. COMMITTEE REPORTS

Chairs of the Council Budget, Convention Center, Planning & Development, Zoo and Solid Waste Committees discussed upcoming Committee meeting agendas.

Councilor Van Bergen was concerned about the number of meetings Councilors were expected to attend as a result of the new committee system. He explained he would soon be forced to cut back in his

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committee participation and would continue to bring his concerns about the committee system to the attention of the Executive Officer until the problem was resolved.

Councilor Bonner apologized to the Council for his lack of participation at Council and committee meetings. He explained that due to campaign activities, his job responsibilities and a new baby, he was participating as much as he could.

Deputy Presiding Officer Kirkpatrick said she would carry Councilor Van Bergen's concerns to the Presiding Officer.

There was no other business and the meeting adjourned at 6:30 p.m.

Respectfully submitted,



A. Marie Nelson
Clerk of the Council

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