

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

July 26, 1990
Regular Meeting

Councilors Present: Tanya Collier (Presiding Officer), Gary Hansen (Deputy Presiding Officer), Roger Buchanan, Tom DeJardin, Jim Gardner, David Knowles, George Van Bergen and Judy Wyers

Councilors Absent: Lawrence Bauer, Richard Devlin and David Saucy, Jr.

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

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

Ken McFarling, Portland, Oregon, distributed written testimony (which has been filed with the meeting record) requesting Council intervention in Portland Development Commission's proposal to eliminate two railroad tracks at Union station and demolish one of the covered passenger canopied platforms. Mr. McFarling said that should this proposed action occur, he thought that it would provided inadequate service to passengers.

The Presiding Officer said that she would assign the matter to a Council committee for review and recommendation to Council. Councilors Gardner and Van Bergen said that they had written letters as citizens of the region to elected officials regarding the proposal. Councilor Van Bergen and Gardner said that they did not feel that it was appropriate for Metro to formalize a position as a legislative body.

Mr. McFarling said that the Portland Development Commission was not an elected body and stated that at a recent meeting, a Commission spokesperson had said that the Commission was not answerable to the appointing body -- the Portland City Council. Mr. McFarling questioned to whom the Commission was responsible, and Councilor Buchanan asked for information on who the Commission's governing body was. Councilor Buchanan said that he was a member of a Tri-Met; Committee for handicapped and disabled transportation access. He said that the committee was opposed to the proposal and felt that should the proposal be implemented, it would diminish the level of service currently provided for those with special needs. Councilor Wyers said that she supported referring the issue to committee and did not want to see further track at the station removed.

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Jim Howell, Portland, Oregon, also testified regarding the Portland Development Commission's Union Station proposal. Mr. Howell said that he felt that the proposal was a regional, State and national issue. He said that he thought if the proposal were implemented, it would result in train service delays. ;He urged the Council to attend Portland City Council hearings and to contact City officials on the proposal. He also said AMTRAK management personnel had written letters to the Commission expressing strong concern about the proposal and that persons in the tourist industry were also concerned about the proposal's impact.

3. EXECUTIVE OFFICER COMMUNICATIONS

The Executive Officer reminded Councilors to submit schedules to her regarding State-wide travel plans so that a speakers bureau could be set up regarding the self-governance ballot measure.

Ms. Cusma introduced Vickie Rocker, Public Affairs Director who introduced newly-hired Recycling Information Coordinator Vickie Kolberg. Ms. Rocker reported that the Recycling Information Center had in the past year received 56,100 telephone calls which she stated was well in excess of projections.

Ms. Rocker said that the office paper recycling project had been a success and that public service billboards originally to be posted for one month were so well received that they would remain in place for a longer period of time. Ms. Rocker also said that of 2,400 recycling kits sent to paper-intensive businesses in the region, over 2,000 telephone calls had been received. She announced that two home shows were upcoming which would feature Metro's recycling displays including curb-side recycling, ;household hazardous substance and safer substitutes, compost, paper products recycling, cloth diapers, recycled rubber building materials and puppet shows. Ms. Rocker reported that The Oregonian, The Times and KGW-TV would be featuring articles mentioning Metro's involvement in the home shows.

Councilor Van Bergen asked the Executive Officer to provide a written response to the four following questions regarding Solid Waste programs.

1. Has a permit application been prepared and/or obtained to cross the railroad tracks at the East Transfer Station?
2. Has a permit application been prepared and/or approved to fill or deal with the wetlands at the East Transfer Station?
3. Were agreements made for disposal of waste other than Metro waste at Arlington?

4. What effect will the delay in the Klickitat Landfill construction have on non-Metro waste to Arlington?

Councilor Van Bergen requested a response at the next Council meeting.

4. CONSENT AGENDA

The Presiding Officer announced that revisions to the March 8 and April 12 minutes had been distributed and that a motion to adopt the Consent Agenda would incorporate those revisions. She announced that the following items were on the Consent Agenda for consideration:

- 4.1 Minutes of March 8 and April 12, 1990
- 4.2 Resolution No. 90-1296, Endorsing a Tri-Met Grant Application for a Research, Development and Demonstration Project

Motion: Councilor DeJardin moved, seconded by Councilor Gardner to adopt the Consent Agenda.

Vote: The nine councilors present all voted in favor of the motion. Councilors Bauer, Devlin and Saucy, Jr. were absent.

The motion carried.

5. ORDINANCES, FIRST READING

5.1 Ordinance No. 90-358, Revising the Metro Code Section 4.01.050 to Include Exclusion from Zoo Premises

The Presiding Officer announced that Ordinance No. 90-358 had been referred to the Zoo Committee.

6. ORDINANCES, SECOND READINGS

6.1 Ordinance No. 90-355, Amending Metro Code 7.01.050 by Exempting Certain Payments to the Metro Washington Park Zoo from the Excise Tax

Motion: Councilor DeJardin moved, seconded by Councilor Gardner to adopt Ordinance No. 90-355.

Councilor DeJardin gave the Zoo Committee's report. He said that the ordinance would provide for clarification of Council's intent

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of implementation of excise tax provisions. He said that the ordinance, if adopted would specify that certain Zoo revenues such as donations and bequests and revenues from non-profit making events would not be subject to excise tax. He stated that Zoo admissions and concessions would be subject to the excise tax. Councilor DeJardin said that both the Finance and Zoo Committees supported the ordinance.

The public hearing was opened and closed. No testimony was offered.

Vote: A roll call vote was taken. Councilors Bauer, Devlin and Saucy, Jr. were absent. The other nine councilors voted in favor of the motion.

The motion carried unanimously.

1. RESOLUTIONS

1.1 Resolution No. 90-1303, For the Purpose of Declaring Certain Property Surplus and Authorizing the Execution of a Sublease

Motion: Councilor Wyers moved, seconded by Councilor Buchanan to adopt Resolution No. 90-1279.

Councilor Wyers presented the Finance Committee's report and recommendations. She said that as a result of an unexpected lease termination by a tenant, office space on the fourth floor of the Metro Building would be vacated. She said that the Planning and Development Department was proposed in the ordinance to occupy a portion of the vacated space, and that one of the principals of the former tenant firm would occupy another portion of the space.

Councilor Wyers said that the Finance Committee had supported the ordinance and that the term of the new lease with the individual lessee would be August 9, 1990 to August 9, 1992. She said that the agreement would require two parking spaces at \$70 per space per month.

Vote: Councilors Bauer, Devlin, and Saucy, Jr. were absent. The other nine councilors voted in favor of the motion.

The motion carried.

1.2 Resolution No. 90-1300, For the Purpose of Establishing a Regional Compact Defining the Policy Framework for Determining How to Meet the Regional Share of the Funding Requirements for Light Rail for the Westside Corridor

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Project and Initiation of an East Portland/Clackamas County Project

Motion: Councilor McFarland moved, seconded by Councilor Gardner to adopt Resolution No. 90-1300.

Councilor McFarland presented the Intergovernmental Relations Committee's (IGR) report. She said that the Committee had unanimously voted with four Committee members present to recommend Council adoption of the resolution. She said that the resolution would provide a policy framework and specific funding recommendations for all light rail development and construction recommendations for the region. She said that the resolution would also establish a regional compact for funding the region's share of costs for light rail construction and development.

Councilor Gardner urged support of the resolution to provide the local share of the funding. He also noted that adoption of the resolution would commit Metro to a \$2 million share of the funding for the project. Councilor Wyers said that she supported an active campaign to encourage voters to support the ballot measure.

In answer to question from Councilor Knowles about the effect the resolution would have on the Regional Transportation Plan (RTP), Andy Cotugno, Transportation Director, said that the resolution was consistent with RTP priorities already established.

Councilor Knowles asked whether funding sources for the \$2 million had been identified. Mr. Cotugno said that specific transfers had not been identified, however funds were available. Councilor Knowles asked about the use of tax base funds for this project. General Counsel Dan Cooper replied that dependent on the structure, there was a possibility that tax base money could be used to fund the project.

Councilor Knowles said that he would prefer Metro participate in a local improvement district to fund the project. He said that he would support the resolution with reservations that the entire region should participate in funding of a "Zoo" stop.

Vote: The nine councilors present voted in favor of the motion. Councilors Bauer, Devlin and Saucy, Jr. were absent.

The motion carried.

7.3 Resolution No. 90-1301, For the Purpose of Endorsing Transportation Financing Mechanisms

Motion: Councilor Hansen moved, seconded by Councilor Gardner to adopt the resolution.

Councilor Hansen said that both the Intergovernmental Relations Committee and JPACT supported the resolution. He noted that the resolution was a companion to Resolution No. 90-1300. Councilor Gardner commented that the vehicle registration fee could provide funding for arterials, collectors or other projects designated by JPACT if the measure received voter approval which would remove Constitutional restrictions on use of those funds. Councilor Knowles commented that he thought the Council should get this measure passed and participate in a campaign with other entities to educate the voters.

Vote: The vote resulted in nine councilors voting aye. Councilors Bauer, Devlin and Saucy, Jr. were absent.

The motion carried.

8. COUNCILOR COMMUNICATIONS & COMMITTEE REPORTS

8.1 Intergovernmental Relations Committee Report on Tri-Met Merger Subcommittee

Councilor Gardner reported that the Subcommittee had been appointed and had developed a draft RFP for consultant services.

8.2 Zoo Committee Report on Zoo Master Plan Update

Councilor McFarland reported that committee membership of the Plan Update would soon be formalized.

She also reported that the Africa 3 project while formerly behind schedule had now on time.

Other Councilor Communications

Councilor Wyers announced that Council staff had distributed a questionnaire regarding the performance work plan.

There was no other business and the meeting was adjourned at 7:20 p.m.

Respectfully submitted,

Gwen Ware-Barrett

Gwen Ware-Barrett
Clerk of the Council