

MINUTES OF THE METRO COUNCIL REGULAR MEETING

Thursday, May 25, 1995

Council Chamber

Councilors Present: Ruth McFarland (Presiding Officer), Rod Monroe (Deputy Presiding Officer), Jon Kvistad, Patricia McCaig, Susan McLain, Don Morissette, Ed Washington

Councilors Absent: None

Also Present: Executive Officer Mike Burton

Presiding Officer McFarland called the meeting called to order at 7:00 PM.

1. INTRODUCTIONS

Chair McLain introduced Dan Small, Linda Bauer, Aleta Woodruff, and Jim Robison, all members of the Metro Committee for Citizen Involvement.

2. CITIZEN COMMUNICATIONS

None.

3. EXECUTIVE OFFICER COMMUNICATIONS

Mike Burton, Executive Officer, reported briefly on a Willamette Council of Governments meeting he attended earlier in the week. He also addressed his strategy for openspaces acquisition. Executive Officer Burton distributed a memorandum to the Metro Council, dated May 25, outlining this strategy. Councilor Morissette informed the Executive that he looks forward to working with the Executive to set these strategies and policies. Following discussion, Presiding Officer McFarland announced that issues regarding openspace acquisition will be dealt with in the Regional Facilities committee. Executive Officer Burton pointed out that some of the real estate transactions will need to take place in Executive Session.

Executive Officer Burton also distributed a copy of a memorandum addressed to Metro staff, dated May 24, 1995, that outlines changes in Metro's organizational structure. A copy of this memorandum is included as part of the meeting record.

4. CONSENT AGENDA

The Minutes of the Metro Council Work Session of May 16, 1995, and the Metro Council Regular Session were approved as written.

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The Minutes of the Future Vision/Council Joint Sessions of April 25, May 2, and May 3, 1995 were accepted into the record.

5. INFORMATIONAL ITEM

5.1 1995 Independent Financial Audit Plan

Alexis Dow, Metro Auditor, informed the Council she has contracted with Peat-Marwick to perform an annual financial audit for the fiscal year ending June 30, 1995. She introduced Joe Hoffman, Audit Partner with Peat Marwick, and Earl Waterman, Metro Project Manager with Peat-Marwick. Mr. Hoffman informed the Council of the objectives of the audit, and the process they would be taking to proceed with the audit. Field work will begin on September 18 and will be completed at the end of October. All reports associated with the audit will be available in November of this year.

6. ORDINANCES -- FIRST READING

6.1 Ordinance No. 95-602, An Ordinance Relating to Administration, Amending the Metro Code, and Declaring an Emergency

The clerk read the Ordinance for the first time by title only.

Executive Officer Burton reported on the Ordinance which sets out Metro's new organizational structure, and distributed a staff report, which is included as part of the meeting record. Councilor Monroe asked why language reading "Council Department" had been changed to "Council Office." Dan Cooper, General Counsel, indicated the language change is a housekeeping item and does not reflect a substantive change. Councilor Monroe also expressed concern with regard to the role of the Personnel Director, specifically as it relates to Council staff. He suggested it might be appropriate to give Council a role in selection and/or approval of any new personnel manager. Executive Officer Burton gave his view that the personnel department is part of the administrative function, therefore, oversight and selection of the personnel manager should rest with the Executive.

Councilor Kvistad asked to receive, at the conclusion of the meeting, clarification on language in the Ordinance pertaining to the Executive's authority to execute contracts. Councilor Kvistad also asked to have a discussion of language pertaining to emergency succession at a later date.

Councilor McLain asked about the elimination of certain sections of language pertaining to contracts. Executive Officer Burton said that the procedures outlined in the eliminated language should be placed in an administrative context, not in an ordinance. Councilor McLain was particularly concerned about removing language that requires DBE/WBE information. Doug Butler, Director of General Services, responded that the language was deleted because it refers to

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a department that no longer exists; and that is, in fact, a part of the administrative rules. As such it does not need to be part of the administrative code.

Presiding Officer McFarland opened a public hearing. No one appeared to speak with regard to Ordinance No. 95-602. Presiding Officer McFarland closed the public hearing.

Presiding Officer McFarland recessed the Council Regular Session and convened the Contract Review Board.

7. CONTRACT REVIEW BOARD

7.1 Resolution No. 95-2154, For the Purpose of Requesting the Solicitation of Competitive Bids Pursuant to Metro Code Section 2.04.043 for "REGGIE", a Regional Government Information Exchange Network

The clerk read the resolution by title only.

Ann Clem, Information Systems Department Manager, presented a factual background and analysis of the Resolution, which would solicit bids for a regional government information exchange network. A copy of this analysis can be found in the staff report which is included as part of the meeting record.

***Motion:** Councilor McCaig moved, seconded by Councilor Monroe for adoption of Resolution No. 95-2154.*

Councilor McLain asked if this system would be used to send information to local governments free of charge for which they would otherwise be charged a fee. Terrence Allan, Planning Department Systems Analyst, said that in most instances the documents in question would not require any charge to other governments. She will speak with Data Resource Center personnel about her concerns. In response to a question raised by Councilor Kvistad, Ms. Clem reported that controls will be put in place to avoid the problems addressed by Councilor McLain.

Presiding Officer McFarland opened a public hearing. No one appeared to speak with regard to Resolution No. 95-2154. Presiding Officer McFarland closed the public hearing.

***Vote:** Councilors McCaig, Morissette, Monroe, Washington, Kvistad, Kvistad, and McFarland voted aye. The vote was 7/0 in favor and the motion passed unanimously.*

Presiding Officer McFarland adjourned the Contract Review Board and reconvened the Council Regular Session.

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8. RESOLUTIONS

8.1 Resolution No. 95-2138, For the Purpose of Adopting the 1995 Interim Federal Regional Transportation Plan

The clerk read the Resolution by title only.

Motion: Councilor Monroe moved, seconded by Councilor Kvistad for adoption of Resolution No. 95-2138.

Councilor Monroe introduced Andy Cotugno, Director of Planning. Mr. Cotugno addressed Resolution No. 95-2138, which would adopt the 1995 Interim Federal Regional Transportation Plan. The resolution would bring the region into compliance with federal ISTEA regulations, leave the 1992 Regional Transportation Plan (RTP) in place to satisfy the State of Oregon requirements, and establish a policy for merging state and federal versions of the RTP. He distributed a memorandum to the Metro Council, dated May 18, entitled "JPACT Recommendations on Comments Received Regarding the Interim Federal RTP." He also distributed Chapter 5 and Chapter 7 Project Matrices. These documents are included as part of the meeting record.

Motion to Amend Main Motion: Councilor Monroe moved, seconded by Councilor Kvistad to adopt JPACT's "A" amendments to Resolution No. 95-2138.

Vote on Motion to Amend Main Motion: Councilors Morissette, Monroe, Washington, Kvistad, McLain, McCaig, and McFarland voted aye. The vote was 7/0 in favor and the motion passed unanimously.

The Resolution became No. 95-2138-A.

Vote on Main Motion as Amended: Councilors Monroe, Washington, Kvistad, McLain, McCaig, Morissette, and McFarland voted aye. The vote was 7/0 in favor and the motion passed unanimously.

Mr. Cotugno notified the committee that a companion ordinance will be filed to de-couple the federal and state references of the Ordinance.

8.2 Resolution No 95-2139-A, For the Purpose of Amending the FY 1995 Metro Transportation Improvement Program to Allocate \$1.026 Million to Various Planning Activities and to Set Priorities for the Region 2040 Reserve

The clerk read the Resolution by title only.

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Motion: Councilor Monroe moved, seconded by Councilor Morissette for adoption of Resolution No. 95-2139-A.

Councilor Monroe addressed the Resolution No. 95-2139-A, which would approve allocation of \$1.026 million of the Region 2040 Reserve to carry out planning activity scheduled in the FY 1995-96 Unified Work Program, would eliminate the current allocation of funds to implement ATMS priorities within the region's various MACS corridors, would allocate the balance of the funds to a Highway 43 MACS Corridor Reserve, and would approve a preliminary list of projects totaling \$52.1 million to be considered further.

Vote: Councilors Washington, Kvistad, McLain, McCaig, Morissette, Monroe, and McFarland voted aye. The vote was 7/0 in favor and the motion passed unanimously.

9. COUNCILOR COMMUNICATIONS

Councilor Morissette distributed a document he developed at the request of the Executive, with regard to establishing a relationship between the Council and the Auditor. He asked that comments be forwarded to him.

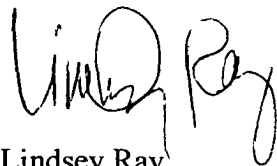
Councilor Kvistad asked if a prioritized list of optioned openspaces properties exists. He asked that comments be forwarded to him.

10. LEGISLATIVE ITEMS

Merrie Waylett, Director of the Office of Public and Government Relations, provided a legislative update to the Council. She distributed a memorandum to the Metro Council, dated May 25, which outlines the legislation status as of this date. A copy of this memorandum is included as part of the meeting record.

There being no further business before the Council, Presiding Officer McFarland adjourned the meeting at 8:46 PM.

Prepared by,



Lindsey Ray
Council Assistant