

MINUTES OF THE METRO COUNCIL MEETING

Thursday, September 7, 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 to order at 2:01 PM.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATIONS

None.

4. CONSENT AGENDA

Motion: Councilor Monroe moved approval of the Consent Agenda.

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

3. EXECUTIVE OFFICER COMMUNICATIONS

Mike Burton, Executive Officer, presented his recommendations for implementation of the Region 2040 Plan. A copy of his recommendations was distributed to the Council, and is included as part of the meeting record.

Executive Officer Burton said the reason to move ahead with the growth concept as soon as possible was because of the rapid rate of growth in and around the region, and the passage of HB 2709. HB 2709 would add 26,000 acres to the Urban Growth Boundary (UGB), by forcing Metro to use the last five years to determine housing market projections for UGB amendments. To prevent this from happening, Executive Officer Burton said Metro must implement the land use elements of the Regional Framework Plan early, including adopting urban reserves, and the 2015 Urban Growth Boundary.

According to Executive Officer Burton, the Council should adopt official population, housing and employment forecasts; should adopt a housing needs analysis; and should adopt the official buildable land inventory for the region. He listed growth concepts for responding to the identified needs, and referred to a document which lists 40 ways to implement the

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Metro 2040 Growth Concept. A copy of this document is included in the meeting record. Executive Officer Burton then provided current examples of communities implementing the growth concepts of 2040.

Executive Officer Burton said he had hoped there would be no expansion of the UGB, however, revised population projections coupled with the requirements of HB 2709 make this expectation unlikely. He stated a goal of expanding the UGB by 4,000 and 9,000 acres (2 to 4%). He said Metro needs to invest in our transportation system; and gave recommendations for dealing with the transportation system.

He emphasized the importance of using the Region 2040 Plan as the standard by which all regional decisions are made. He said school sites, parks, and open spaces must be protected, and expansion on farm and forest land must be avoided at all possible cost.

Executive Officer Burton concluded by summarizing the following four recommendations: 1) adopt the growth concept and RUGGOs, 2) establish the process for adoption of population forecasts, housing and buildable lands inventory, 3) develop a list of measures to limit expansion of the UGB, and 4) adopt urban reserves and amend the UGB.

Councilor McLain invited members of the public to obtain a schedule of future Land Use Planning Committee meetings from Council staff.

Councilor Kvistad thanked Executive Officer Burton for his comments, and wanted to assure members of the public that the Council was not considering the addition of 26,000 acres to the UGB.

Presiding Officer McFarland opened a public hearing.

1. **Ralph Brown, Mayor, City of Cornelius,** appeared to speak in support of Metro and the Region 2040 Plan. Mayor Brown informed the Council that the city adopted a resolution in support of Metro's plan.
2. **Jeannine Murrell, Councilor, City of Cornelius,** appeared to speak in support of Metro and early implementation of the Region 2040 Plan.
3. **Gussie McRobert, Mayor, City of Gresham,** appeared to speak in support of Executive Officer Burton's 2040 Growth Management proposal. She urged Metro to give the \$50,000 that Clackamas County turned back to Happy Valley. She offered to form a task force to proceed with plans with regard to Happy Valley.
4. **Heather Chrisman, Councilor, City of Lake Oswego,** appeared to speak in support of Metro's early implementation of the Region 2040 Plan. A copy of her remarks and a resolution adopted by the Lake Oswego City Council is included as part of the meeting record.
5. **Craig Lomnicki, Mayor, City of Milwaukie,** appeared to speak in support of early implementation of the Region 2040 Plan. He offered into the record a resolution adopted by the city of Milwaukie in support of early implementation of the Region 2040 Plan. Mayor Lomnicki apprised the Council of actions taken by the

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- City of Milwaukie in conjunction with 2040. A copy of the resolution is included as part of the meeting record.
6. Rob Drake, Mayor, City of Beaverton, appeared to speak in support of Executive Officer Burton's efforts to avoid a massive increase of the UGB, and to express support of the rapid deployment of the Region 2040 Plan.
 7. Jerry Krummel, Mayor, City of Wilsonville, appeared to speak in support of early implementation of the Region 2040 Plan. He gave a presentation on actions taken by the City of Wilsonville to implement regional growth concepts. He said the City of Wilsonville will be requesting an amendment of the UGB to include Dammasch property.
 8. Linda Peters, Chair, Washington County Commission, appeared to speak in favor of an accelerated 2040 process.
 9. Lou Ogden, Mayor of Tualatin, appeared to speak in support of early implementation of the Region 2040 Plan.
 10. Dan Saltzman, Commissioner, Multnomah County, appeared to speak in support of early implementation of the Region 2040 Plan. He reported that Multnomah County will pass a resolution at its next meeting endorsing acceleration of the 2040 process.
 11. Gretchen Kafoury, Councilor, City of Portland, appeared to speak in support of early implementation of the Region 2040 Plan. She presented a resolution passed by the City of Portland in support of early implementation of 2040, and in support of maintaining the current UGB.
 12. Earl Blumenauer, Councilor, City of Portland, appeared to speak in support of early implementation of the Region 2040 Plan. He called upon the Council not to expand the UGB. A copy of a list of activities taken by the city of Portland in support of the growth concept is included as part of the meeting record.
 13. Randy Nicolay, Mayor, City of Happy Valley, appeared to speak in support of Executive Officer Burton's proposal to ensure an incremental, controlled expansion of the UGB. He requested that Metro support the efforts of the cities of Gresham, Portland, and Happy Valley as they form IGAs to better manage the provision of services to Happy Valley. He also asked that reconsideration be given to prioritization of 162nd, Jenny Road, and Foster Road alignments.
 14. Edith Martin, 7307 SE 133rd Place, Portland, OR 97236, appeared to present a formal request that her property and others in the Damascus/Boring area retain an urban reserve land designation. A copy of her comments is included as part of the meeting record.
 15. Robert Liberty, 1000 Friends of Oregon, appeared to speak in support of early implementation of the Region 2040 Plan. He is not in favor of the proposal to increase land within the UGB by 3,000 to 8,000 acres.
 16. Bill Bugbee, Friends of Cooper Mountain, appeared to speak in support of Executive Officer Burton's comments regarding the 2040 Growth Concept. He urged Metro not to overlook natural resource areas within the UGB. He also said Metro should consider alternatives to expansion of the UGB.
 17. Michael Meyer, 16950 SW 155th, Tigard, OR 97224, appeared to speak in support of Metro's reluctance to expand the UGB and Metro's early implementation of the Region 2040 Plan. He asked that land he owns on Bull Mountain be included in the rural reserves.

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Presiding Officer McFarland closed the public hearing.

Presiding Officer McFarland thanked participants for their remarks and invited them to attend the upcoming Land Use Planning Committee meetings.

6. EXECUTIVE SESSION. HELD PURSUANT TO ORS 192-660 (1)(e) TO CONDUCT DELIBERATIONS DESIGNATED BY THE GOVERNING BODY TO NEGOTIATE REAL PROPERTY TRANSACTIONS. HELD PURSUANT TO ORS 192-660 (1)(d) TO CONDUCT DELIBERATIONS WITH PERSONS DESIGNATED BY THE GOVERNING BODY TO CARRY ON LABOR NEGOTIATIONS

Present: Presiding Officer McFarland, Councilor Monroe, Councilor Kvistad, Councilor McCaig, Councilor McLain, Councilor Morissette, Councilor Washington, John Houser, Senior Council Analyst, Jay Harris, Senior Council Analyst, Cathy Ross, Assistant to the Presiding Officer, Paula Paris, Personnel Manager, Daniel Cooper, General Counsel

Presiding Officer McFarland opened an Executive Session pursuant to ORS 192-660 (1)(d) and (e) at 3:20 PM. Presiding Officer McFarland closed the Executive Session at 3:45 PM.

7. RESOLUTIONS

7.1 Resolution No. 95-2199, For the Purpose of Authorizing the Executive Officer to Purchase Property Within the East Buttes and Forest Park Regional Target Areas

The Clerk read the resolution by title only.

Motion: Councilor Washington moved, seconded by Councilor Kvistad for adoption of Resolution No. 95-2199.

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

7.2 Resolution No. 95-2200, For the Purpose of Authorizing the Executive Officer to Purchase Property Within the Forest Park Target Area

The Clerk read the resolution by title only.

Motion: Councilor Washington moved, seconded by Councilor McLain for adoption of Resolution No. 95-2200.

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

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7.3 Resolution No. 95-2201, For the Purpose of Authorizing the Executive Officer to Assign Metro's Interest in an Option to Tualatin Hills Park and Recreation District

The Clerk read the resolution by title only.

Motion: Councilor Kvistad moved, seconded by Councilor McLain for adoption of Resolution No. 95-2201.

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

7.4 Resolution No. 95-2202, For the Purpose of Authorizing the Executive Officer to Purchase Property Within Newell Creek Canyon Target Area

The Clerk read the resolution by title only.

Motion: Councilor Morissette moved, seconded by Councilor Washington for adoption of Resolution No. 95-2202.

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

7.5 Resolution No. 95-2203, For the Purpose of Authorizing the Executive Officer to Purchase Property Within the Tualatin River Greenway

The Clerk read the resolution by title only.

Motion: Councilor Kvistad moved, seconded by Councilor McCaig for adoption of Resolution No. 95-2203.

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

7.6 Resolution No. 95-2205, For the Purpose of Ratifying the AFSCME Local 3580 Collective Bargaining Agreement

The Clerk read the resolution by title only.

Motion: Councilor Monroe moved, seconded by Councilor Washington for Council adoption of Resolution No. 95-2205.

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

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7.7 Resolution No. 95-2198, Authorizing a Loan to Metro From the Oregon Economic Development Department (OEDD) Special Public Works Fund (SPWF) Loan Program

The Clerk read the resolution by title only.

Motion: *Councilor McCaig moved, seconded by Councilor Washington for adoption of Resolution No. 95-2198.*

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

7.8 Resolution No. 95-2187, For the Purpose of Authorizing the Solicitation of Bids for the Elephant Plaza Covered Picnic Structure at the Metro Washington Park Zoo and Authorizing the Executive Officer to Execute a Contract(s)

The Clerk read the resolution by title only.

Motion: *Councilor Morissette moved, seconded by Councilor Kvistad for adoption of Resolution No. 95-2187.*

Kathy Kiaunis, Assistant Zoo Director, addressed the Council regarding Resolution No. 95-2187, which authorizes issuance of an RFP to construct the elephant plaza covered picnic structure at Metro Washington Park Zoo.

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

8. ORDINANCES -- FIRST READINGS

8.1 Ordinance No. 95-614, Amending the FY 1995-96 Budget and Appropriations Schedule for the Purpose of Transferring Appropriations to Fund Back Ordered Capital Expenditures Related to the Regional Governmental Information Exchange (REGGIE) Network, and Declaring an Emergency

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

Presiding Officer McFarland assigned the ordinance to the Finance Committee.

9. ORDINANCES -- SECOND READINGS

9.1 Ordinance No. 95-609A, Relating to Doing Business with Metro Officials, Amending the Metro Code, and Declaring an Emergency

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

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Motion: Councilor Washington moved, seconded by Councilor McCaig for adoption of Ordinance No. 95-609A.

Councilor Washington addressed Ordinance No. 95-609A which amends the Metro Code to establish policies relating to Metro officials doing business with Metro. A copy of the ordinance is included as part of the meeting record.

Councilor McCaig asked if the ordinance would preclude Metro Councilors from working for pay on a campaign for a ballot measure referred to the ballot by Metro after their current term expires. Mr. Cooper responded that in the situation presented by Councilor McCaig, the Councilor would not be doing business with Metro, but rather would be receiving pay for a campaign that Metro was not financing. Metro is prohibited by law from financing campaigns.

For the purpose of clarification, Councilor McCaig asked if it would be permissible for a Metro officer's business to do a Metro mailing for a campaign. Mr. Cooper said that would not be permissible for one year after the officer left office. He also indicated that Councilors are exempt from this provision until their current term expires and they are reelected to office.

Councilor Kvistad made a statement to avoid possible confusion about the name of his business. He explained that AKA is a business owned by business associates of his. He has no ownership in that business. He owns a company called AKA Political Services. Because AKA is a separate business, it should not be precluded from doing business with Metro.

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

10. COUNCILOR COMMUNICATIONS

Councilor Kvistad thanked Councilor Washington for covering a speaking engagement he was unable to attend as a result of a death in his family. He also thanked Cheri Arthur, Council Secretary, for her help while he has been without an Council assistant.

Councilor McLain said new Land Use Planning Committee meeting schedules highlight the fact that public testimony is welcome at all of the Land Use Planning Committee meetings.

Councilor Morissette thanked councilors for attending the Land Use Planning Committee meeting and listening to his presentation. He expressed willingness to provide any further information necessary, and wants to see Metro do the best job possible in providing for the needs of the region.

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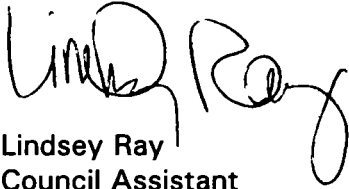
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Presiding Officer McFarland introduced new Council staff member, Jodie Willson, to the Council. Ms. Wilson will serve as Council assistant to Councilor Kvistad and Councilor Morissette.

There being no further business before the Council, Presiding Officer McFarland adjourned the meeting at 4:50 PM.

Prepared by,

A handwritten signature in black ink, appearing to read "Lindsey Ray". The signature is written in a cursive, somewhat stylized font. The first name "Lindsey" is written in a larger, more prominent script, and "Ray" is written in a smaller, more compact script to its right.

**Lindsey Ray
Council Assistant**

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