

**APPROVED**  
**Date** 2-18-93

MINUTES OF THE COUNCIL GOVERNMENTAL AFFAIRS COMMITTEE

January 4, 1993

Council Chamber

Committee Members Present: Ruth McFarland (Chair), Richard Devlin (vice Chair), Rod Monroe, Terry Moore, Judy Wyers

Committee Members Absent: None

Other Councilors Present: Mike Gates, Ed Washington, Jon Kvistad, Sandi Hansen, Roger Buchanan, Susan McLain, George Van Bergen, Jim Gardner

Chair McFarland called the regular meeting to order at 3:30 p.m.

1. Consideration of Draft Resolution No. 93-1740, Electing the Presiding Officer for 1993

Motion: Councilor Monroe moved to introduce the Resolution for filing with the Council Clerk, and recommended Council adoption of the Resolution.

Councilor Devlin expressed concerns about the process. He stated including the name on the Resolution would allow only members of the Governmental Affairs to select the potential Presiding Officer.

Dan Cooper, General Counsel, noted the Council must act by Resolution or Ordinance. He noted the proper vehicle to assign the Presiding Officer was a resolution. He said a process for electing the Presiding Officer could be established at a later date through a code amendment. In response to a question from Councilor Moore, Mr. Cooper stated more than one name could be included on the resolution and then reduced to one name at Council.

Councilor McLain expressed concern that some Councilors would be kept out of the process. She shared Councilor Devlin's concerns.

Councilor Wyers noted nine votes would be necessary to suspend the rules at Council. She felt nine votes may not be achievable.

First Motion to Amend: Councilor Moore moved to change the resolution to nominate Councilors Jim Gardner and Judy Wyers as Presiding Officer for calendar year 1993.

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Councilor Wyers questioned if two names should be included. Mr. Cooper clarified that the resolution could be amended at Council to delete one name.

Councilor Monroe stated amending the resolution at Committee and at Council would be redundant. Councilor Moore stated her intent was to include both names for consideration at the full Council.

Vote on motion to amend: Councilors Moore and Devlin voted aye. Councilors McFarland, Wyers and Monroe voted nay. The vote was 2/3 and the motion failed.

Councilor McLain expressed concern about the process and favored a change. She noted the resolution would not allow the Council to consider another candidate. She was concerned about disenfranchising the Council's right to elect a presiding officer. Chair McFarland strongly disagreed. Councilor Monroe noted amendments at full Council could be made to substitute a name. Mr. Cooper confirmed Councilor Monroe's understanding.

Vote: Councilors Monroe, Wyers, McFarland voted aye. Councilors Devlin and Moore voted nay. The vote was 3/2 and the motion passed.

2. Consideration of Draft Resolution No. 93-1741, Reorganizing Council Standing Committees, Making Appointments and Setting Meeting Schedules

Motion: Councilor Wyers moved to introduce the Resolution for filing with the Council Clerk, and recommended Council adoption of the Resolution.

Councilor Wyers explained the resolution established the composition of standing Council Committees and relevant other committees. She noted meeting times and dates were established. She stated she considered the interest, time availability, and experience in determining appointments. She noted new Councilors had a wealth of experience and legislative background.

Councilor Wyers spoke to the concern about the earlier meeting times. She noted that the Charter included a provision for paid salaries. She stated Councilors would need to spend more time during the day working on tasks. She noted attendance was poor at evening meetings. She stated certain populations might benefit from earlier meetings. She said meetings with particular public interest might still be scheduled in the evening. She noted Councilors would be able to meet with their constituents in the evening.

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Casey Short, Council Analyst, summarized his memorandum dated January 4, 1993, a copy of which is included in the record of this meeting. Councilor Wyers agreed to include the changes in the memorandum in her motion.

Chair McFarland opened the public hearing.

Pam Arden, 1817 N. Winchell, Portland, appeared to testify. She expressed concern about the proposed meeting times. She felt opportunity for the public to attend would be limited. She said the message Metro would be sending would not be positive. She gave examples of meeting times as it related to attendance opportunity. She noted Portland Mayor Vera Katz has committed to holding more evening meetings to allow the opportunity for the public to attend.

Teresa LaHaie, 1809 SW 11th #112, Portland, appeared to testify. She represented herself as an active community citizen representative. She stated public input was an important aspect in the decision making process. She stated the day meetings at other jurisdictions were not positive. She requested the meetings continue in the evenings. She spoke to the salaries Councilors now receive.

Molly O'Reilly, 1414 NW 53rd Dr., Portland, appeared to testify. She represented herself as an active community citizen representative. She said she canvassed support for the Greenspaces program. She noted citizens were impressed when she told them the Council met in the evenings.

T.M. DeLorenzo, 10907 N.W. Copeland St., Portland, appeared to testify. She represented herself as a citizen activist. She favored evening meetings. She stated she heard comments that Metro was a real government now. She hoped the change would make Metro a good government. She stated alternative schedules might accomplish the desired affect.

Sidney Bass, Marylhurst, appeared to testify representing the MCCI. He stated he personally preferred day meetings but realized they were not practical. He noted a large population in Lake Oswego held positions that allowed the flexibility to attend day meetings. He said the majority of those individuals still favored evening meetings. He noted surveys confirmed these figures. He said his knowledge of Clackamas County Citizen Involvement Committees was consistent with Lake Oswego. He said the process lacked opportunity for citizen involvement. He noted the Metro Committee for Citizen Involvement (MCCI) was mandated through the Charter. He said more citizens would attend because of the work of the MCCI. He noted the resolution called for citizen outreach through both the Governmental Affairs and Planning Committees, and asked for clarification.

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Geoffrey Hyde, 10215 N.W. Alpenglow Way, Portland, appeared to testify representing MCCI and the Leahy Community Association. He noted the information about meeting times would be the first information conveyed to the local communities. He expressed opposition to day meetings. He said Metro was a grassroots type of government. He requested Metro's accessibility be maintained through evening meetings.

Robert Liberty, 2433 N.W. Quimby, Portland, appeared to testify. He stated rumors in the community abounded. He said he would watch to see if Committee Chairs would be voting for the Presiding Officer. He noted he had long standing policy disagreements with some Councilors. He expressed concern about the assignments for the Planning Committee and Joint Policy Advisory Committee on Transportation (JPACT). He said the proposed members had established positions on the Western Bypass Study. He requested Exhibits B and C be changed. He stated the Councilors moved to a paid position, and they should be more considerate to the citizens who are not paid to participate. He felt it may be a violation of Goal One.

Peggy Lynch, 3840 S.W. 102nd Ave., Beaverton, appeared to testify. She opposed the proposed meeting time change. She stated Metro would become exclusionary. She noted many Councilors worked outside of their Council position. She said the message not to run for a Council position would be sent to the working public.

Keith Bartholomew, 534 S.W. 3rd Ave., Portland, appeared to testify. He represented himself as staff attorney for 1,000 Friends of Oregon. He noted the proposed members on the Planning Committee and JPACT favor building the Western Bypass. He noted light rail studies and the Mt. Hood Bypass Study would be affected by the position of the Councilors. He referred to Robert Liberty's comment about Goal One. He noted Goal One called for participation of citizens involvement in decisions. He noted the importance of the goal being the first objective. He stated the lack of attendance could be attributed to a lack of understanding of Metro's function by the general population.

Gail Cerveney, 1675 S.W. Battaglia, Gresham, appeared to testify representing the MCCI. She represented herself as the Chair of the MCCI. She read the purpose of the MCCI as included in the bylaws of the Committee. She noted citizen involvement would be greatly reduced by day meetings. She said fostering and promoting citizen involvement would be accomplished through evening meetings. She noted a conflict existed through objective three of the Governmental Affairs Committee and objective three of the Planning Committee.

Angel Olsen, 19319 N.E. Couch, Gresham, appeared to testify. She stated Councilor Wyers begged for citizen input at meetings. She said this proposal would not be conducive to citizen involvement. She noted she was a citizen activist and attended the majority of her meetings in the evening. She gave the example of the Rockwood Community Policing Committee. She noted day meetings were poorly attended and evening meetings were strongly attended.

Steve Ableny, 7619 S.W. Locust, Portland, appeared to testify representing the MCCI. He supported the comments made by other citizens.

Julie Omelchuck, 3314 N.E. 50th, Portland, appeared to testify. She gave an example of participation conflicts at day meetings. She favored maintaining evening meetings.

Councilor Moore noted a letter submitted from Jenny Martin expressing her opposition to day meetings, a copy of which is included in the record of this meeting. She read a phone message from Dan Small expressing his opposition to day meetings, a copy of which is included in the record of this meeting.

Chair McFarland closed the public hearing.

Chair McFarland opened the meeting for Councilor discussion. She reviewed the rules of procedure.

Councilor Devlin noted informal discussions were conducted on the issue of the time change. He noted several Councilors would not be able to attend 2 p.m. meetings.

First Motion to Amend: Councilor Devlin moved to amend Exhibit D by changing the Council meeting time from 2:00 p.m. to 5:30 p.m. and standing Committees from 2:00 p.m. to 4:00 p.m.

Councilor Moore noted in her experience at the Portland Planning Commission was the public favored evening meeting times. She noted a task of Metro would be to educate the public about Metro. She said her intent in running was to educate the public about Metro. She favored the amendment.

Councilor McLain supported the comments from the public. She expressed strong concern about excluding three Councilors from attending 2:00 p.m. meetings. She felt all Council input was important. She noted substantial changes would occur due to the Charter. She noted each Councilor needed to be included in discussions. She stated her ability to participate would be removed next year with 2:00 p.m. meetings due to job obligations. She said the meeting time change would create two types of

Councilors and two types of citizens, those who can come and those who will break other obligations to come.

Councilor Gardner spoke in favor of the amendment. He noted it would be difficult for him to attend day meetings. He stated his attendance at meetings would be reduced and he would have to take vacation time from his employer to attend. He said he was ashamed the proposal was presented. He said it was inappropriate to go forward with 2 p.m. meeting times when Councilors would not be able to attend. He said the citizens would be deprived of representation.

Councilor Gates requested comments from those who favored the early meeting times. He noted the Committee Chairs could change the dates of the meetings.

Councilor Monroe spoke in support of Councilor Wyers' work on the resolution. He spoke to the difficulty of Councilors to work through the dinner hour. He said seniors were fearful to go out at night to attend an evening meeting. He said handicapped persons would find it difficult to attend. He spoke to the concern of families of Councilors. He stated he was a citizen activist and attended other meetings in the evening. He said a compromise to allow the Committee Chairs to change the meeting times was included in the resolution. He said many evening meetings would still be available to the public.

Councilor Hansen noted the vote would be probably be the same as the last resolution. She stated the people of her district elected her knowing she was employed. She said allowing flexibility of the Chair to change meeting times would create an inconsistent environment and would reduce attendance. She noted she was a teacher and attending a day meeting would require her to pay a substitute out of her salary. She noted it was true that she now earns a salary. She noted the Committees would be "slick" and action would take place with little input from the public or Councilors who were unable to attend.

Councilor Devlin closed discussion of his amendment by stating two issues existed. He said the citizen involvement would be strongly impacted by the resolution. He said his proposal was a compromise. He said all Councilors would be able to attend. He noted three Committees had Councilors who had a problem with the 2 p.m. meeting time.

Vote on First Motion to Amend: Councilors Devlin and Moore  
voted aye. Councilors Wyers, McFarland, and Monroe  
voted nay. The vote was 2/3 and the motion failed.

Second Motion to Amend: Councilor Moore moved to amend

Exhibit C to reflect the Metropolitan Greenspaces Policy Advisory Committee Chair as Richard Devlin, maintaining Jim Gardner as a member; and on the Regional Policy Advisory Committee Chair as Jim Gardner and maintaining Richard Devlin as a member.

Councilor Wyers did not object. Councilor McFarland requested Councilor Devlin as chair to conduct the Greenspaces meetings in a timely manner. Councilor Devlin agreed.

Vote on Second Motion to Amend: All those present voted aye. The vote was unanimous and the motion passed.

Councilor Devlin discussed the composition of the Joint Policy Advisory Committee. He stated no Councilor proposed for membership had served for any length of time.

Third Motion to Amend: Councilor Devlin moved to replace Councilor Jon Kvistad with Councilor Susan McLain for membership on the Joint Policy Advisory Committee on Transportation.

Councilor Moore agreed the issue of continuity was important. She noted a representative from Washington County was desired. She noted despite her experience with the issues, she lacked experience as a Metro Councilor. Her intent was not to discredit Councilor Kvistad's qualifications, but favored an experienced Metro Councilor for the position.

Councilor Gates asked if a second alternate would be added to provide continuity. Chair McFarland noted the question was not substantive to the amendment.

Mr. Short referred to the bylaws of JPACT. He noted the language indicated an "alternate" which indicated only one alternate was called for.

Councilor Gardner expressed support of the amendment. He noted JPACT had significant power. He noted the members of JPACT needed to have the input of the diversity of the Council to advise them of potential problems or conflicts. He noted the alternate votes in the absence of the member.

Councilor Van Bergen noted the prerogative of the Presiding Officer was to appoint the members of Committees. He stated each Councilor was elected and qualified to serve on any Committee. He stated he felt it was a shame to indicate otherwise.

Chair McFarland noted she had experienced past discrimination on Committee assignments. She agreed with Councilor Van Bergen that every Councilor was qualified.

Councilor Monroe noted the continuity was essential. He felt the persons selected were committed and qualified. He noted the Council had opportunity to approve JPACT's actions. He agreed the Presiding Officer should be allowed to select the appointments.

Councilor McLain stated the intent of the amendment was not to indicate any Councilor was not qualified to serve. She stated each individual was certainly qualified. She said during JPACT meetings, the staff and others present had to provide her with background information not included in the record of the meetings. She noted the Presiding Officer was not required to make committee assignments. She said those decisions could be changed by resolution at any time. She said she favored a better system for making the selections.

Councilor Wyers stated she opposed the resolution. She spoke to the "double-speak" she felt existed at the meeting. She said discussion should be held with the appointees about concerns.

Vote on Third Motion to Amend: Councilors Devlin and Moore voted aye. Councilors Wyers, McFarland, and Monroe voted nay. The vote was 2/3 and the motion failed.

Fourth Motion to Amend: Councilor Devlin moved to substitute Councilor Moore as alternate to the Bi-State Policy Advisory Committee, replacing Councilor Washington; and Councilor Washington for Councilor Moore on the Water Resources Policy Advisory Committee.

Councilor Wyers did not object. She stated the reason for the numerous amendments was due to the split of the Council on the Presiding Officer position.

Vote on Fourth Motion to Amend: All those present voted aye. The vote was unanimous and the motion passed.

Councilor Devlin discussed the issue of the conflict with the function of the Governmental Affairs and Planning Committees. He felt the issue needed to be dealt with. Councilor Van Bergen expressed some concern about the charge of the MCCI.

Vote on Main Motion: Councilors Wyers, McFarland, and Monroe voted aye. Councilors Devlin and Moore voted nay. The vote was 3/2 and the motion passed.



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Councilor Van Bergen noted many committees on exhibit C were not active until they required funding at budget time. He noted several might need to be combined or eliminated.

With no further business before the Committee, Chair McFarland adjourned the meeting at 5:55 p.m.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Susan Lee".

Susan Lee  
Committee Recorder

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