

MINUTES OF THE METRO COUNCIL GOVERNMENTAL AFFAIRS COMMITTEE

September 27, 1994

Council Chamber

APPROVED

Date 10-25-94

Committee Members Present Mike Gates (Chair), George Van Bergen (Vice Chair), Ruth McFarland, Judy Wyers

Committee Members Absent Roger Buchanan

Councilors Also Present Jon Kvistad, Susan McLain

Chair Gates called the regular meeting of the Governmental Affairs Committee to order at 4 01 p m

1. Consideration of August 23, 1994 Governmental Affairs Committee Meeting Minutes

Motion Councilor Van Bergen moved to accept the August 23, 1994 Governmental Affairs Committee meeting minutes as submitted

Vote Councilors McFarland, Wyers, Van Bergen and Gates voted aye Councilor Buchanan was absent

The vote was unanimous and the motion passed

2. Communications from Local Governments

There were no communications from local governments

3. Resolution No. 94-2043, For the Purpose of Endorsing a Change in State Statute Regarding the Membership of the Portland Metropolitan Area Local Government Boundary Commission

Motion Councilor Van Bergen moved to recommend Resolution No 94-2043 to the full Council for adoption

Casey Short, Council Analyst, presented the staff report, and referenced a memorandum contained in the agenda packet for this meeting dated February 10, 1994 to Councilor Judy Wyers in which it was noted the Oregon statute determining the number of Boundary Commission members tied that number to the number of Metro Councilors. Should this be the case, Mr. Short noted, the Boundary Commission membership would be reduced from 13 to 7 as of January 1, 1995. Mr. Short said a bill was introduced by the Commission to change the membership composition stipulation. He said meetings had occurred to discuss possible alternatives, and said agreement was reached that eleven members should be considered as an alternative. He briefed the Committee regarding possible options that were discussed regarding appointment, and said the proposed resolution would authorize Metro's endorsement of a bill at the 1995 Legislature to increase the Boundary Commission from seven to eleven members appointed by the Executive Officer from a list of suggested participants obtained from the various cities and counties within the jurisdiction of the Commission subject to Metro Council confirmation.

Mr. Short said Ken Martin, Boundary Commission Chair, suggested an amendment for the sake of clarity be included, i.e., on page 2 of Exhibit A, "A Bill For An Act", the first full sentence be changed to say, "Appointments by the Executive Officer require confirmation by the Council of the Metropolitan Service District."

Mr. Martin addressed the Committee and said the bill that had been introduced at the 1993 Legislative Session had passed the Senate Committee but had not been heard in the House prior to the end of the session.

Motion to Amend Councilor Van Bergen moved to include the proposed amended language as suggested by Mr. Martin and Mr. Short.

Vote on Motion as Amended Councilors McFarland, Van Bergen, Wyers and Gates voted aye. Councilor Buchanan was absent.

The vote was unanimous and the motion passed.

Councilor Wyers complimented Chair Gates' work on the Boundary Commission membership issue.

4. Resolution No. 94-2037, For the Purpose of Authorizing a Competitive Bid Exemption and Execution of a Sole Source Contract With Western Attitudes For Continuation of City-Speak Public Opinion Surveys

Merrie Waylett, Senior Management Analyst, Office of Government and Public Relations, presented the staff report, and said the proposed resolution would authorize execution of a sole source contract for continuation of the Citi-Speak public opinion surveys program which she noted had begun about a year and a half ago. She said the program helped with educating the public regarding the function of Metro and its programs. Ms. Waylett said the information gathered by the surveys would benefit the Council in policy development and the Staff in program development.

She said a panel was to be created consisting of representatives of the Metro Council, the Metro Policy Advisory Committee (MPAC), the Metro Committee for Citizen Involvement (MCCI), Metro Staff and the media for the purpose of development of issues to be surveyed. Ms. Waylett noted the funding for the program had been included in the budget.

In response to Councilor Wyers, Ms. Waylett described a survey in which participants were asked how they best liked to receive information, whether they liked information sent to their homes direct mail. She said results of that survey gave direct guidance to Staff in development of the 2040 direct mail questionnaire sent in Spring/Summer 1994 to all regional residents. Ms. Waylett noted 17,000 citizens responded to the piece. She said another survey during the period of the Wilsonville transfer station controversy provided beneficial information both to the Metro Council and to the Executive at the time.

In response to Councilor Van Bergen, Ms. Waylett indicated Noel Klein of Western Attitudes was involved in facilitating the panel discussions.

Motion Councilor Van Bergen moved to recommend Resolution No. 94-2037 to the full Council for adoption.

Vote Councilors McFarland, Van Bergen, Wyers and Gates voted aye. Councilor Buchanan was absent.

The vote was unanimous and the motion passed.

5. Resolution No. 94-2038, For the Purpose of Authorizing a Competitive Bid Exemption and Execution of a Sole Source Contract With Portland Cable Access Television

Ms. Waylett responded to a question from the Chair regarding the previous night's Metro cable access telecast, and indicated she had spoken with one viewer who gave a positive response.

Ms. Waylett outlined the productions plans for cable access television programs during FY 1994-95, and noted the programs would be a mix of Council and Staff as well as video roll-ins and would reach viewers throughout the Metro region and Clark County, Washington.

In response to Councilor Van Bergen, Ms. Waylett said Oregon Public Broadcasting System (OPBS) had not been contacted. She noted Portland Cable Access Television had been televising the Council meetings on an ongoing basis, and she noted the budget was very low. Councilor Van Bergen felt OPBS had some benefits that could be looked into with a broader target in mind.

Motion Councilor McFarland moved to recommend Resolution No. 94-2038 to the full Council for adoption.

Vote Councilors McFarland, Van Bergen, Wyers and Gates voted aye. Councilor Buchanan was absent.

The vote was unanimous and the motion passed.

6. Consideration of Draft Ordinance Establishing An Administration Code

Donald E. Carlson, Council Administrator, presented the staff report, and said revisions had been made as requested by Councilors McFarland and Kvistad to the proposed draft ordinance. He said a copy had been sent to the Deputy Executive Officer and to Metro General Counsel followed by discussion with Daniel B. Cooper, General Counsel.

Mr. Carlson said the proposed ordinance would set forth the administrative structure for Metro which would line up with the Charter which states that the Departments and the Department Directors work at the pleasure of the Executive and that the Council Department worked at the pleasure of the Council. Mr. Carlson noted definitional differences existed for both Departments and Offices as well as divisions, sections or programs.

Mr. Carlson noted the ordinance would be effective upon adoption due to the inclusion of an emergency clause.

Councilor Wyers said she supported the proposed ordinance and felt it was needed in order to conduct the business of the agency more effectively

In response to Councilor Wyers, Mr. Carlson said the language used for the Office of General Counsel and the Office of Government Relations was in keeping with the existing Code language. He noted language had been developed for the Departments as distinct from the Offices. Councilor Wyers indicated she was willing to accept the document in the broad sense, but she added she would be interested in seeing further review toward refining the document as deemed necessary in the future.

Councilor Van Bergen called attention to the language in the Office of General Counsel and noted areas of disagreement with the language used in the draft. He asked if the document had been subject to review and comment by the Executive Officer. Mr. Carlson said some review had occurred, but noted the Executive Office had opted not to comment at this time.

Dick Engstrom, Deputy Executive Officer, addressed the Committee, and said the Executive Office had opportunity to review the document in its draft form and had not felt there were areas of dispute at this time.

Chair Gates referenced page 25, Office of Citizen Involvement, Section 10.32.030 Approval of By Laws and Appointments, wherein was stated, "The Council shall approve by resolution the Metro CCI bylaws." He noted currently ordinance provided that both the Council and the MCCI had to approve the bylaws. He said differences of opinion existed regarding the structuring of the MCCI bylaws. Chair Gates asked that matters of substance coming out of the bylaws discussions be incorporated into the matter under current consideration.

Motion Councilor Van Bergen moved to introduce the proposed Administration Code Ordinance with the Clerk of the Council and to recommend Council adoption.

Vote Councilors McFarland, Van Bergen and Gates voted aye. Councilors Buchanan and Wyers were absent.

The vote was unanimous and the motion passed.

7. Review of Draft Metro Committee for Citizens Involvement Bylaws Amendments

Mr. Short discussed the proposed MCCI Bylaws amendments, and he noted a clause in the bylaws stated they were to be reviewed at least every three years. He noted the draft Mission and Purpose carried a broader statement than was previously established. He noted changes in membership composition, selection process and tenure as well as changes in the function of the steering committee. He noted a change in Section 4 of Article VI regarding subcommittees.

Chair Gates felt changes were necessary in the Alternate membership process, and he advocated there not be Alternates, but rather that every member be a full member. He also commented that the Bylaws contained the MCCI work plan itself, and he argued that the Committee's work plan should not be in the Bylaws per se.

In response to Councilor Wyers, Chair Gates said there was nothing contained in the work plan that did not line up with the Bylaws.

In response to Councilor Van Bergen, Chair Gates indicated a quorum for the MCCI was a majority of membership positions.

Chair Gates recommended continuation of discussion with the MCCI membership, and said he had indicated the Governmental Affairs Committee would not recommend the MCCI Bylaws to the Metro Council until the MCCI had concluded what their Bylaws should contain.

Councilor McLain addressed the Committee, and said it was her understanding that the MCCI was not so concerned that the goal of the Committee regarding the mission statement was greatly different from their own, but rather that they took issue with the wording of the section. Councilor McLain agreed the work plan should not be contained in the MCCI bylaws, but, she noted the MCCI was very interested in understanding the structure of Metro in order to be helpful. She said the MCCI felt they had been doing this department by department, and they wanted to make sure they could continue to do so and were concerned about possible limitations.

Chair Gates noted discussions with the MCCI bylaw group and with the full Committee had been somewhat limited. He felt broader discussion would be beneficial.

Councilor McLain agreed changing Alternate members to full members would be advantageous, and commented regarding modification of the nominating process. Chair Gates was hopeful the nominating process would be modified beneficially.

Mr. Short commented the language in the proposed Bylaws amendments was consistent with the Metro Charter language. He indicated he agreed with Chair Gates the shorter language was broader and more empowering to the MCCI in that it did not limit

what the MCCI did with regard to participation in Regional Planning, 2040, and RUGGO's but rather enabled them to be participant to all Metro agency functions

Councilor Wyers reminded MCCI group that discussions both at the Metro Council Committee level and at the MCCI level were part of the record, and said those discussions could be used to flush out the Mission and Purpose statement for the future

Chair Gates commented that the MCCI group was dissatisfied with the minutes they were receiving. He said it was his experience that citizen groups wanted nearly verbatim transcripts because they felt a lot of "good ideas" got left on the floor, even though meetings were taped. He noted there had been discussion that Staff could provide an informal document of what was discussed at the last meeting versus the public permanent record; i.e., the minutes, which contained basically action items

8. Status Report of Development of Metro Electronic Bulletin Board Project

Ms. Waylett addressed the Committee, and referenced her memorandum dated September 20, 1994. This document was printed in the agenda packet for this meeting and has been made part of the permanent meeting record. She noted three responses had been received for the RFP for the service provider including Compass, Teleport and The Rosemary Institute for Public Involvement. She noted members of MCCI were able to sit in on demonstrations to date, and said more were scheduled. She said no decision had been made at this time regarding a service provider.

Ms. Waylett said the MCCI was developing a process for potential recipients of user scholarships. Judy Shiroshi, Associate Council Analyst, distributed a memorandum dated September 27, 1994 regarding proposed scholarship requirements and priorities as well as an expense base.

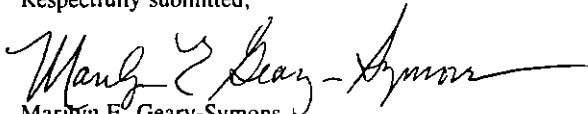
Chair Gates expressed concern regarding a reporting mechanism to determine the number of times the bulleting board was accessed. Ms. Waylett said the RFP contained criteria that provided for the inclusion of that information. She noted documents to be tagged for the Bulletin Board would include Council and Committee agendas, Greenscene schedules, MERC facility schedules as well as the Charter and other matters.

Councilor Wyers requested Ms. Waylett contact the appropriate party at the Portland State Institute for Metropolitan Studies as she understood they were working also on an electronic bulletin board. Ms. Waylett said she had been in some preliminary discussion with the Institute.

9. Other

Mr. Short suggested Resolutions No. 94-2037 and 94-2038 be placed on the Council consent agenda. Chair Gates concurred. There being no further business, the meeting adjourned at 5:24 p.m.

Respectfully submitted,


Marilyn E. Geary-Symons
Committee Recorder