

MINUTES OF THE COUNCIL INTERGOVERNMENTAL RELATIONS COMMITTEE
OF THE METROPOLITAN SERVICE DISTRICT

June 12, 1990

Council Chamber

Committee Members Present: Mike Ragsdale (Chair), Richard Devlin
(Vice Chair), and Ruth McFarland
Committee Members Absent: Larry Bauer and Jim Gardner

Chair Ragsdale called the meeting to order at 6:10 p.m.

2. Resolution No. 90-1268, Authorizing Federal Funds for a Section 16(b)(2) Special Transportation Project and Amending the Transportation Improvement Program

Andy Cotugno, Director of Transportation, explained the resolution would authorize Federal 16(b)(2) funds to one private, non-profit social service agency to purchase passenger vehicles and related equipment to provide special transportation services in the metropolitan area to specific client groups not served by Tri-Met.

MOTION: Councilor Devlin moved to recommend the full Council adopt Resolution No. 90-1268.

VOTE: Councilors Devlin, McFarland and Ragsdale voted aye. Councilors Bauer and Gardner were absent. The vote was unanimous and the motion passed.

1. Consideration of May 8 Minutes

MOTION: Councilor Devlin moved to approve the minutes.

VOTE: Councilors Devlin, McFarland and Ragsdale voted aye. Councilors Bauer and Gardner were absent. The vote was unanimous and the minutes were approved.

3. Staff Update on Masscomp Computer Replacement

Keith Lawton, Technical Manager explained the RFP for the Masscomp computer replacement was budgeted FY90-91 as a "B" contract, but because staff wished to issue the RFP in FY89-90, the contract had been designated "A". Chair Ragsdale asked the cost. Mr. Cotugno said \$60,000 per year on a lease basis had been budgeted. Chair Ragsdale asked if Council approval was necessary. Jessica Marlitt, Council Analyst, explained Council approval was not required because no funds would be expended this fiscal year. Chair Ragsdale requested Ms. Marlitt draft a memo from the Committee to the Presiding Officer which

stated the RFP was in compliance with the Metro Contracts Code and received IGR Committee review.

4. Resolution No. 90-1269, Amending the Functional Classification System and the Federal-Aid Urban (FAU) System

Mr. Cotugno said the resolution would initiate a request to the Federal Highway Administration (FHWA) to classify and designate under the Federal-Aid System NE 60th Avenue, or NE Glisan Street to NE Halsey Street. He said after FHWA approval, the designated street would be functionally classified as a collector, assigned a Federal-Aid number, and qualified to use federal funds for improvement.

MOTION: Councilor McFarland moved to recommend the full Council adopt Resolution No. 90-1269.

VOTE: Councilors Devlin, McFarland and Ragsdale voted aye. Councilors Bauer and Gardner were absent. The vote was unanimous and the motion passed.

5. Resolution No. 90-1275, Transferring \$1,700,000 of Interstate Transfer Funds to the Hawthorne Bridge Project from the Scholls/Skyline Project

Mr. Cotugno explained the resolution would transfer unused Interstate Transfer funds from Scholls/Skyline to the Hawthorne Bridge Project. He said combining those funds with currently allocated Highway Bridge Replacement Funds of \$1,040,000 meant attaining the 50 percent rule to ensure FHWA participation.

MOTION: Councilor McFarland moved to recommend full Council adoption of Resolution No. 90-1275.

VOTE: Councilors Devlin, McFarland and Ragsdale voted aye. Councilors Bauer and Gardner were absent. The vote was unanimous and the motion passed.

6. Resolution No. 90-1276, For the Purpose of Amending the FY91 Unified Work Program

Mr. Cotugno explained the resolution would approve a new work task to be included in the FY 1991 Unified Work Program (UWP). He said the task would be a pass-through to Tri-Met to study "minority/women business utilization in public/private contracts.

MOTION: Councilor McFarland moved to recommend the full Council adopt Resolution No. 90-1276.

VOTE: Councilors Devlin, McFarland and Gardner voted aye. The vote was unanimous and the motion passed.

COUNCIL INTERGOVERNMENTAL RELATIONS COMMITTEE

June 12, 1990

Page 3

7. Resolution No. 90-1261, Establishing a Parks & Natural Areas Policy Advisory Committee

MAIN MOTION: Councilor Devlin moved to recommend the full Council adopt Resolution No. 90-1261.

FIRST MOTION TO AMEND: Councilor Devlin moved to amend Resolution No. 90-1261, Exhibit A, Section 2 to state (additions underlined and deletions bracketed): The Metro Council, assisted by the PAC, will develop a regional consensus in the development of an Natural Areas and Open Space Plan.

SECOND MOTION TO AMEND: Councilor Devlin moved to delete Resolution No. 90-1261, Exhibit A, Section 9.

WITHDRAWAL OF SECOND MOTION TO AMEND: Councilor Devlin withdrew the above motion.

The Committee and staff discussed how the PAC would organize, select a chair and adopt bylaws. Staff pointed out most Metro policy advisory committees adopted their own bylaws after they were created.

THIRD MOTION TO AMEND: Councilor Devlin moved to amend Resolution No. 90-1261, Exhibit A, Section 9: 9) The PAC may [shall] adopt rules of procedure for its activities subject to Council approval.

VOTE ON THIRD MOTION TO AMEND: Councilors Devlin, McFarland and Ragsdale voted aye. Councilors Bauer and Gardner were absent. The vote was unanimous and the motion passed.

VOTE ON MAIN MOTION AS AMENDED: Councilors Devlin, McFarland and Ragsdale voted aye. Councilors Bauer and Gardner were absent. The vote was unanimous and the motion passed.

8. Staff Update on FY90-91 Parks & Natural Areas Program Staffing

Rich Carson, Director of Planning & Development, distributed a memo dated June 1, 1990, from himself to Kathy Rutkowski, Associate Management Analyst regarding "Transfer of funds from Personal Services to Materials & Services within the Planning & Development Fund, FY 90-91 Approved Budget." Staff explained the budget amendment would allow Metro to acquire 1 FTE assistant planner for six months from the City of Portland to work on the Parks & Natural Areas Program. Staff explained the budget amendment was \$33,077.

MOTION: Councilor Devlin moved to recommend the Finance Committee approve the transfer of funds for FY1990-91 to temporarily acquire 1 FTE from the City of Portland with the understanding that the

COUNCIL INTERGOVERNMENTAL RELATIONS COMMITTEE

June 12, 1990

Page 4

position will be permanently staffed on his departure by February, 1991.

VOTE: Councilors Devlin, McFarland and Ragsdale voted aye. The vote was unanimous and the motion passed.

9. Resolution No. 90-1282, Approval in Concept of the Smith and Bybee Lakes Plan

Patrick Lee, Regional Planning Supervisor, discussed The Smith and Bybee Lakes Management Plan policies and actions. Mr. Lee discussed four major policy issues: 1) The role of the Management Committee; 2) The Smith and Bybee Lakes Management Plan Policies and Actions; 3) Landfill ownership and plan implementation funding; and 4) Specific language of policies and actions. Ms. Marlitt noted staff addressed the four primary policy questions. She said most action requested was advisory and conceptual. She said a final plan was dependent on Metro's negotiations with the Bureau of Environmental Services. She noted Bob Martin, Director of Solid Waste, was comfortable with resolution language which did not conflict with current negotiations.

Councilor Devlin wanted to confirm Resolution No. 90-1282 approved the Plan in concept and asked if whoever ultimately owned the St. Johns Landfill would manage the Fund. He asked the City of Portland's opinion on funding management options. Mr. Lee said Metro staff had not received verbal or written responses from the City on the issues, but pertinent City staff received staff's report and were aware of changed language. Ms. Marlitt noted actions proposed by staff were consistent with the Plan.

Larry Shaw, Legal Counsel, said City staff was probably not aware that language proposed by staff was essential to the Plan's implementation because it was a land-use plan.

Chair Ragsdale did not know if it was appropriate or necessary to request Council action concurrently with negotiations. The Committee and staff discussed whether Metro should adopt the resolution at this time or if it was appropriate for Metro to assume the role of environmental monitor. Mr. Lee said adoption of the resolution would not commit Metro either way.

Chair Ragsdale said a definition of the Trust Fund manager should have been included in Attachment A. Mr. Lee agreed with Chair Ragsdale and noted end-use funds were the basis of the Trust Fund and whoever controlled/owned Smith and Bybee Lakes should have fiduciary responsibility per Councilor Devlin's previous statement. Larry Shaw, Legal counsel, said Attachment A, Policy 7, could be amended.

Councilor McFarland said she did not object to approval of the Plan in concept, but said too often the Council ended up making staff-driven

COUNCIL INTERGOVERNMENTAL RELATIONS COMMITTEE

June 12, 1990

Page 5

decisions. She said the IGR Committee and the Council must direct Metro negotiators on the issues.

The Committee requested Council staff send a memo to Presiding Officer Collier stating the Council should be involved in negotiations on Smith and Bybee Lakes ultimate ownership.

MAIN MOTION: Councilor McFarland moved to recommend the full Council adopt Resolution No. 90-1282.

MOTION TO AMEND: Councilor McFarland moved to direct staff to add a definition of the Trust Fund manager to Policy 7 of Exhibit A and that the Metro Council directed staff to forward a letter, including Attachment A, to the City identifying language changes to The Smith and Bybee Lakes Management Plan that would be necessary for the document to move through the approval process prior to conclusion of the landfill lease/ownership agreement and designation of the Smith and Bybee Lakes Trust Fund manager.

VOTE ON MOTION TO AMEND: Councilors Devlin, McFarland and Ragsdale voted aye. Councilors Bauer and Gardner were absent. The vote was unanimous and the motion passed.

Jim Sjulín, City of Portland Department of Parks and Recreation, said it was important to recognize that the City of Portland and Metro were in the middle of an awkward approval process. He had questions and concerns about the proposed Trust Fund manager and said staff's proposal to have such a manager was a new and significant change. He said the City favored weaker language on the issues than that recommended by Metro staff. He expressed concerns about environmental monitoring of the Lakes which he said were shared by Friends of Smith and Bybee Lakes.

Brian Campbell, Port of Portland, said the proposed Management Committee had assumed a subcommittee advisory role under Metro staff's amended language. He said it would have been harder to reach consensus if the citizens advisory committee had not been group-oriented. Councilor McFarland said the Trust Fund manager did not have to be a person but could be a group with a spokesperson. He said Plan emphasis had changed from City intent. Mr. Sjulín said the Trust Fund manager issue must be resolved. Chair Ragsdale noted Exhibit A, Policy 10, stated the Management Committee's duties included the development of recommendations to the Smith and Bybee Lakes Trust Fund manager and saw those recommendations as the Management Committee's duty.

Mikey Jones, 8733 N. Tyndall Avenue, Portland, said the proposed Management Plan would not work unless it developed a budget. He said the City Bureau of Parks should administer the budget and Metro could coordinate with them. He expressed concern Metro would use the funds for unfunded liabilities at the St. Johns Landfill. Chair Ragsdale noted Metro could not delegate expenditures to other entities once the

budget was adopted. He said funds could be committed in advance for a dedicated fund. Mr. Jones noted most of the funds were meant for recreation and enhancement in North Portland and hoped those funds would not pay for what was Metro's responsibility.

VOTE ON MAIN MOTION AS AMENDED: Councilors Devlin, McFarland and Ragsdale voted aye. The vote was unanimous and the motion passed.

Chair Ragsdale called a recess at 7:40 p.m.

The meeting reconvened at 7:45 p.m.

10. Review of Water Resources Program FY90-91 Workplan, Approved Budget Footnote Calling for Committee and Council Review and Approval of Workplan by 7/1/90.

The Committee and Planning & Development staff reviewed and discussed the list of anticipated activities as outlined for the next one to three years. Chair Ragsdale said the Committee could request Presiding Officer Collier to schedule the Workplan for Council consideration under Committee Reports and asked Councilor McFarland to present the report to Council.

11. Resolution No. 90-1265, For the Purpose of Revising the Bylaws of the Water Resources Policy Alternatives Committee

Larry Sprecher, Senior Management Analyst, presented staff's report. He gave historical background on the old Water Resources Policy Alternatives Committee (WRPAC) which met on a monthly basis. He said after they developed the Stormwater Management Plan, among other plans, it met on an annual basis. He said WRPAC recently began meeting on a more frequent basis and said Resolution No. 90-1265 was necessary to make their procedures current. He said archives information as it related to the previous WRPAC was outdated or redundant. He discussed current Committee composition.

MAIN MOTION: Councilor Devlin moved to recommend the full Council adopt Resolution No. 90-1265.

FIRST MOTION TO AMEND: Councilor Devlin moved to amend Article III, Section 4, Meetings, to require the WRPAC meet at least on a quarterly basis.

Under the same motion, Councilor Devlin moved to Amend Section IV, Article 1, Officers, to clarify how officers were appointed, to insert "via resolution" as follows: "The officers of the committee shall be a Chair and a Vice-Chair appointed by the Metro Council via resolution from among the voting members of the Committee."

COUNCIL INTERGOVERNMENTAL RELATIONS COMMITTEE

June 12, 1990

Page 7

Under the same motion, Councilor Devlin moved to amend Article IV, Section 4, Administrative Support, to amend language to read: Metro shall supply staff from the Department handling water resources issues who will assist..."

VOTE ON FIRST MOTION TO AMEND: Councilors Devlin, McFarland and Ragsdale voted aye. The vote was unanimous and the motion passed.

SECOND MOTION TO AMEND: Councilor Ragsdale moved to amend Section VII, Bylaws, language to require WRPAC give 30 days written notice to amend its bylaws.

VOTE ON SECOND MOTION TO AMEND: Councilors Devlin, McFarland and Ragsdale voted aye. The vote was unanimous and the motion passed.

THIRD MOTION TO AMEND: Councilor Ragsdale moved to amend resolution language to delete "the" from the second line of the first WHEREAS for grammatical purposes and to insert language in BE IT RESOLVED Section 1 to read: "That the Council of the Metropolitan Service approve the revisions to the Bylaws of the..."

VOTE ON THIRD MOTION TO AMEND: Councilors Devlin, McFarland and Ragsdale voted aye.

VOTE ON THE MAIN MOTION AS AMENDED: Councilors Devlin, McFarland and Ragsdale voted aye. The vote was unanimous and Resolution No. 90-1265 was recommended to the full Council for adoption as amended.

12. Resolution No. 90-1272, Supporting Joint Investigative Efforts with the Intergovernmental Resource Center to Pursue Establishment Extended Area Service (toll-free telephone service) within the Portland-Vancouver Metropolitan Area

Deferred for future Committee consideration.

13. Ordinance No. 90-322, Amending Metro Code Chapter 2.01 Relating to an Appointment to Fill a Vacancy on the Council

The Committee and staff briefly discussed the ordinance.

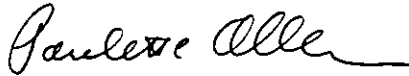
MAIN MOTION: Councilor Devlin moved to recommend the full Council adopt Ordinance No. 90-322A to the full Council for adoption at the July 12 meeting.

VOTE ON MAIN MOTION: Councilors Devlin, McFarland and Ragsdale voted aye. The vote was unanimous and the motion passed.

Chair Ragsdale adjourned the meeting at 8:50 p.m.

COUNCIL INTERGOVERNMENTAL RELATIONS COMMITTEE
June 12, 1990
Page 8

Respectfully submitted,

A handwritten signature in cursive script that reads "Paulette Allen". The signature is written in dark ink and has a long, horizontal flourish extending to the right.

PAULETTE ALLEN
Committee Clerk
IGR90.163