

MINUTES OF THE METRO COUNCIL PLANNING COMMITTEE

January 26, 1993
Council Chamber

Committee Members Present: George Van Bergen (Chair), Jon Kvistad (Vice Chair), Terry Moore, Richard Devlin, Rod Monroe, Mike Gates

Committee Members Absent: None

Other Councilors Present: Roger Buchanan, Jim Gardner, Susan McLain, Ed Washington, Judy Wyers

Chair Van Bergen called the regular meeting to order at 4:00 p.m.

1. Beaverton Urban Service Boundary - Discussion

Larry Shaw, General Counsel, distributed and summarized a handout related to the Beaverton Urban Service Boundary and the related Land Use Board of Appeals (LUBA) case, a copy of which is included in the record of this meeting.

Mr. Shaw discussed the proposed mediation services. He noted approximately \$20,000 in grant funds may be available for mediation. He said the parties would need to reach agreement about the mediation procedure. He stated Metro might function as a neutral third party in those negotiations.

Councilor Moore asked that copies of Portland's list of issues be forwarded to her. Mr. Shaw noted Beaverton was concerned about the procedure for mediation. He said Beaverton wanted the Citizen Participation Organizations (CPOs) to attend the negotiations. He said Portland did not want the CPOs to attend. Councilor Moore expressed concerns about Beaverton accepting Metro as a third party. Mr. Shaw clarified that Metro would not act as the mediator, but might be included in the discussions as a neutral third party. Councilor Moore requested that any action by Metro be a joint decision from the Executive Officer and the Council.

Councilor Kvistad requested clarification on the process and timeline. Mr. Shaw said as soon as the parties agreed to mediate, discussion could begin. Mr. Shaw said he had discussed the matter with both parties prior to updating the members of the Council.

Councilor Wyers said she had no objections to including the Council and the Executive Officer in the decision. Councilor Moore said the letter from CPO No. 1 should be addressed and perhaps built upon. Mr. Shaw noted the issue of the CPOs was difficult.

Councilor McLain questioned whether formal or informal involvement was requested of Metro. She favored having a neutral position.

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In response to a question by Councilor Moore, Mr Shaw noted Metro was offering the parties to resolve the issue through a mediation process that was not a part of Metro.

Chair Van Bergen favored a telephone call to the parties to determine if there was an interest in mediation. He said if the response was favorable for mediation, Metro should facilitate the process. Mr. Shaw noted the Executive Officer favored sending a letter to discuss the parameters of the mediation program.

Councilor Washington discussed the press and public view of Metro's role in the process.

Councilor Kvistad noted the coordination role was new for Metro.

Chair Van Bergen scheduled the item as an update at the next regular meeting of the Committee.

2. MPAC/RPAC - Work Session

Andy Cotugno, Planning Department Director, noted the Metropolitan Policy Advisory Committee (MPAC) and the Regional Policy Advisory Committee (RPAC) meetings were being considered for a joint meeting. He discussed the issues involved in converting RPAC into MPAC. Those issues included the creation of MPAC, converting RPAC bylaws, and amending the RUGGO's to reflect the change and are included in the memorandum dated January 26, 1993, a copy of which is included in the record of this meeting.

Councilor Devlin discussed the oversight of the plan preparation. He distributed and discussed a memorandum outlining proposed changes, a copy of which are included in the record of this meeting.

Mr. Cotugno noted the mandates included in the Charter should be included in the bylaws. Mr. Shaw said he would include quote from the Charter and ask that RPAC develop language to incorporate those mandates into the bylaws.

Councilor McLain expressed concern about the method used to present the material to RPAC. She favored a definite and strong approach regarding responsibilities for RPAC to undertake.

Councilor Kvistad requested the Council consider amending the RUGGO ordinance, section 2.i. line two, to read, "... including the review [and implementation]...". Councilor Devlin favored including the term implementation in the language.

Councilor Gardner noted language needed to indicate that Metro would develop the comprehensive plans while including discussions

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with the RPAC. He noted the language in 5.2.2. needed to delete referral of proposals to the RPAC. He further discussed language changes to the last sentence in the paragraph following 5.2.2. that would indicate Metro retained the authority to adopt a plan that MPAC did not complete or approve. Mr. Shaw favored such language. Mr. Shaw said the language in 5.2.2. would not need to be changed, but the language in the last sentence in the last paragraph following 5.2.2. should be changed. He said the fewer changes made, the easier approval by the RPAC would be. Councilor Gardner concurred with Mr. Shaw's suggestions.

Councilor Devlin noted the intent was to ratify the changes resulting from the passage of the Charter.

Mr. Shaw suggested replacing the words, "oversee preparation", with, "complete", in the paragraph following 5.2.2.

The Committee concurred with forwarding the draft with the amendments suggested.

Referring to the MPAC By-Laws draft ordinance, page five, Councilor Devlin suggested replacing the required vote on article VII a. to read a majority vote rather than a 2/3 vote. He noted this was consistent with other by-laws and committees.

Councilor Devlin referred to the amending RUGGO ordinance page 7 to read, "jurisdictional interests and involve MPAC," rather than, "jurisdictional interests and shall be conducted by the MPAC".

The consensus of the Committee for Metro Council membership on the MPAC by-laws was two Councilors.

Gail Ryder, Council Analyst, noted the MPAC Bylaws Article VIII, referencing sunset of the committee needed to be deleted.

3. Future Vision Commission Planning - Work Session

Councilor Wyers asked the Committee to consider the options addressed in Ms. Ryder's January 26, 1993 memorandum, a copy of which is included in the record of this meeting. She noted the Executive Officer encouraged the Committee consider implementation costs when making decisions.

Items noted below correspond to Ms. Ryder's January 26, 1993 memorandum, a copy of which is included in the record of this meeting.

ITEM ONE

Related to commission membership, Councilor McLain favored option 2. Councilor Devlin concurred with Councilor McLain. Mr. Cotugno

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noted the intent of including MPAC members was to meet the Charter requirement that two government officials be included. Councilor Gates confirmed the intent of the task force was to have MPAC appoint those two people.

ITEM TWO

Related to commission chairperson, the consensus of the Committee was to have one chair appointed by the Presiding Officer after the Presiding Officer (PO) consulted with all members of the Council. Councilor Gardner noted the Council would have to approve the resolution.

ITEM THREE

Regarding staffing, the Committee consensus was using option A removing the term, "fully," as it related to integration.

ITEM FOUR

Regarding timing, Councilor Wyers favored implementing the option immediately. Councilor Gates concurred and favored the period of time to be less than one year. Councilor Devlin noted the Region 2040 plan may not be completed in one year. He suggested using a deadline date for completion. Councilor Gardner favored starting the Commission in July of 93, requesting a report prior to January 95, and maintaining them until the adoption of the Future Vision. Councilor Monroe favored starting the commission as soon as possible and requesting a preliminary report in July of 94 and a final report if necessary by January of 1995.

Mr. Cotugno discussed concerns about staffing. Councilor Moore suggested appointing them now and getting them underway after the new fiscal year. The consensus was to appoint them as soon as possible and they should be a specific time period.

ITEM SEVEN

Item B selected with a remedy for non performance.

ITEM FIVE

Regarding appointment process, committee consensus was option C.

ITEM SIX

Regarding selection process, committee majority was option B.

ITEM EIGHT

Regarding project, committee majority was a 50 year projection.

ITEM NINE

ITEM TEN

Items nine and ten to be determined later.

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ITEM ELEVEN AND TWELVE

Councilor McLain noted the Metro Committee for Citizen Involvement (MCCI) should be included in the process and they should help formulate the method for public participation. Councilor Moore noted the MCCI would be included in the budget process. She noted a citizen outreach was included in the Region 2040 plan and should include the MCCI.

The committee discussed the citizen element of the project.

Mr. Cotugno noted the Charter does not indicate MPAC involvement with Region 2040 but does involve future framework. The Committee discussed the issue. The consensus was that the Future Vision Commission would discuss issues directly with the Council and be separate from MPAC.

With no further business before the Committee, Chair Van Bergen adjourned the regular meeting at 7:30 p.m.

Respectfully Submitted,

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

Susan Lee
Committee Recorder