

PARTIAL TRANSCRIPT

AD HOC TASK FORCE ON THE
CONVENTION CENTER, TRADE & SPECTATOR FACILITY COMMISSION

September 29, 1987

Carlson: On page 4 (referring to Ordinance No. 87-226), the City has proposed taking the "Charge" section, which in your draft is the last section, and they've moved it forward to a new section which would come right in before the "Powers" section. And they've rewritten it.

Waker: It's called "Organizational Activities?"

Carlson: Yes. They've renamed it "Organizational Activities" and moved it up as a new section which would be before the "Powers."

Kirkpatrick: Our original language . . .

Waker: Can I make a generic comment to this? I have seen this amazing discussion of the formation of the operating commission really focus into two areas. One having to do with the appointment process, with the subset of the Chair appointment, and the second having to do with what I call structural autonomy issues. That is, from the perspective of the proposers, "this board is so great, we ought to give them all kinds of power and authority and it would be good for us [the Council] to do it -- and the public -- to do it.

I have two problems with that. One problem I mentioned before. I don't know who they are. Nobody else in this room knows who they are either. Neither does anybody else in this region know who they are until they're appointed. And so, simply on that basis alone, I am reluctant to author a great amount of autonomy to a nameless, faceless group. Secondly, I think the whole reason that the Metropolitan Service District exists in the first place is to consolidate functions, administration and other things. I think that our basic philosophical statement should be that. Unless there are good reasons presented to do otherwise, that these things should be done in a consolidated fashion.

Now so far I have heard that "this is the way the E-R Commission operates and has operated for some period of time. Therefore, it is good, it is the gospel and should be the way." Now I think as a matter of setting public policy, particularly with regard to the Metropolitan Service District, that we need to receive

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

something beyond that. I would suppose that the new commission, when they come up with a five-year operating plan and other things that explain to this Council in very succinct terms what the benefits are to the public of having separate personnel rules, separate contract rules, separate wage scales, and the like. I am certainly willing to listen to them at that time. But I have not heard anything that tells me otherwise. I'm prepared to hear it at the appropriate time.

Fred Neal: I'm Mr. Neal from Multnomah County. We're here to tell you this is the appropriate time to discuss this issue. The amendments before you proposed by Marge [Kafoury] and myself are for a transitional period. We feel that regardless of the current status of the Portland E-R Commission, that running a convention center is quite different that running a regional solid waste program or a zoo or any of the other responsibilities that Metro now or may have, in fact, . . . that these amendments recognize there may be compelling reasons to operate with different personnel rules, considering that a great number of Coliseum employees are now unionized and Mr. Ferencamp has certain collective bargaining agreements with them. If there is a merger of the operations between the Convention Center and the Coliseum, we would urge -- it would seem the District's personnel rules would be controlling that. It may, in fact, impede that merger that we hope would take place.

Waker: You concede there is no merger at this moment in time.

Neal: Indeed. And this would have you recognize that at some point, let's cut this commission loose and let them do an effective job. And it provides now for that transition and that they operate under the District's rules and plans until they propose such rules as they feel necessary under which to operate and run them by you for your recommendations and take those recommendations into consideration prior to them adopting them.

Knowles: The only distinction between what you're proposing and what's in the draft is that the rules would essentially go into effect on the commission's own action rather than requiring the approval of the Council. But in terms of -- there's no difference in terms of timing. It's really a question of who takes

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

the act to separate the commission from the Metro rules. Given that's the case, how important is it that we say now the commission can decide on August 15, 1988 what it's personnel rules are going to be rather than saying now that the Council will decide on August 15?

Neal: Again, it's a commitment to that autonomous operation. I think we're all expecting you to provide that autonomy to the group and that has been envisioned for years. We're asking you, through this language, to recognize that. It doesn't matter who's on the commission. We're not talking personalities, Councilor Waker.

Waker: No, it does not.

Neal: It matters -- the structure and relationship between this commission and the Convention Center and between this commission and the rest of the Metropolitan Service District, including the Council, and the District's . . .

Waker: Yes, you're right. It doesn't. I'm not willing to . . . regardless.

Kirkpatrick: Other conversation about recommendations for changed language to move the "Charge" before the "Powers" and call it "Organizational Activities?"

Waker: Again, let me just finish with my last point. Certain people are insisting that although other things are all going to come together later -- an operating plan, a transition plan, and all that sort of thing -- and by the _____ that we have to decide now on autonomy issues not knowing what the plan it, whether there's consolidation, who the people on the commission are, and what their abilities are. I think that's ridiculous. I don't see any reason why this item also should not be deferred as part of that package. That's the way I feel about it.

Knowles: I don't want to stay too long on this issue but it seems to me that anytime a legislative body creates any sort of commission, committee or anything it does so not knowing who's going to fill those chairs and that it does it according to whatever principles and policies the legislature wishes to enact, regardless of who those people are. I don't think we ought to be

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

acting one way or another simply because we don't know. I think we have to assume we're going to get the best possible people and that we should act accordingly. It's legitimate to argue that, for policy reasons, Metro does not want to set the commission loose at this time. But I don't think the argument is that we don't know who those people are. The argument, it seems to me, is that we are deciding certain things now and that we want, as the representatives of the people, a chance to look at this again six months -- eight months -- down the line.

Waker: The only reason I bring the people up is this: I think that if you examine, for instance, the existing E-R Commission, they don't actually have much autonomy. What they have is that the Commission has functioned so well for so long that the City Council has found very few occasions and very little cause to ever interfere with what they're doing. They don't have autonomy. What they have is respect. That's what I've received from the City Attorney. They have the respect of the Council that they're doing a good job and that they should be left alone to do it and for the most part, they are. That's why I bring up the idea that it's the people and the appointments and the operation of the existing E-R Commission which has lead to, in effect, the autonomy issue to some extent.

Knowles: Well, I agree it's going to be a question -- the real question is not what's written down on our paper. It sounds like our arguments on SB 629. It doesn't make a Goddamn worth of difference what's down on paper. What really matters is what the relationships are.

Waker: Right.

Knowles: I know we can't provide the City and County with the assurances they want -- that the Council is going to seek to be independent of this commission. Quite frankly, I don't want to have a lot to do with them personally. But unfortunately, no single one of us can speak for the Council as a matter of policy. I think it makes sense to have them as autonomous as possible. And it would be my intent, when they come to use, if this draft is enacted -- I would be fairly willing to sign off on whatever they come to us with as long as certain as bottom line considerations have been taken care of -- affirmative action, EEO . . . (tape side ended -- slight gap in recording) . . .

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

that there is not a lot of evidence in this document of intent to allow this commission to operate autonomously. If we even came out and said it, I would feel a lot more comfortable. But there isn't a lot there that can give much comfort to those who find that the CTS Master Plan approaches the Bible in terms of importance, although Steve Siegel set us free from it. I'm never sure who to believe -- should I believe Steve the day he said it doesn't matter or should be follow the Master Plan.

Waker: Right . . .

Kirkpatrick: I think this Task Force has said they want this to be a strong commission and I think it's stated in the resolution, in fact David, where we say it is the intent of the Council "to assure commissions have sufficient authority and resources to efficiently and effectively carry out the purposes for which they are created." And I do believe that makes a statement we want this to be a strong commission and what we're trying to do as we go through this ordinance is make it as strong and as efficient as we possible can. I don't think any of us want to deal with the day to day activities of running this Convention Center. We want to designate that. But I guess the issue we really hve in front of us right now is whather or not we want to change the language so it says "for review and comment" when plans come to use or for us to act on it. That's the real question.

Waker: I propose that we move on to the next item.

Kirkpatrick: That we leave the language the way it is? Anyone want to move the same language?

B. Schroder: I'm not suggesting one way or another -- just to read the language. The language reads better in the original draft. I think the City, in terms of make it clear. . . (not understandable) . . . regardless of how you put it, at the end they have to bring it back to you in the form of a resolution.

Kirkpatrick: Specificaly, it there something you want to refer to do we know . . .

Schroder: Well, I was looking at page 15, number 4. I guess I was just telling you about . . . "Organizational Activities" . . . [discussion about location of language].

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

Neal: Page 3, item 4.

Schroder: I was just suggesting . . . there is a clearer transition phase stated there. Regardless of whether you completed with it . . . All of them would have to reflect your intent. I was just trying to make the language clear.

Gardner: The language is very different in the way it has some meanings. This language implies that separate personnel rules would be desirable and that information would be coming back to us in detail.

Schroder: You could add "prior to adoption" or . . .

Gardner: This language basically implies that common personnel rules are the starting point until a case is made for separate. One implies using the District's personnel rules as a temporary situation. This implies it's permanent until the case is made that it be changed.

Schroder: I'm just saying that maybe since you're talking about the fact that you want to be independent eventually, this language may be a little bit clearer than at the time they come back to you that you will, prior to their adoption, it has to be agreed to by the Council.

Waker: One point raised earlier. Don, you had surveyed the existing convention centers to see how they functioned. Isn't it true most of them are branches of city government.

Carlson: Three of the four I talked to are actual departments of the cities. The degree of which they use personnel rules, central services and contract rules is varied but they were part of the city.

Waker: In fact, they were considered among the most successful convention centers.

Neal: Although their managers said that was part of the problems of operating them. . .

Carlson: One . . . the Baltimore manager wanted more money. The Phoenix manager made a comment, vis a vis this discussion here that control of central services -- that three of the four are city departments, working for either city manager or an elected mayor or city Council.

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

Waker: I won't say that's wonderful or not wonderful. It's what's out there now.

Kirkpatrick: I'm getting the sense this Task Force wants to stick with the original language.

Knowles: Can I make one last attempt at a adjustment here. Maybe in the initial charge to the commission I want to suggest a concept rather than language. Page 15, subsection (a). The concept I would like to propose is that we add language saying something to the effect that in preparing this operating plan, that the commission seek to create procedures which will allow it -- and this is where I want to have the concept rather than the exact language -- to allow it to operate most efficiently in the kind of business atmosphere that it is going to operate in. That is, the exposition-recreation convention center business. It seems to me a statement like that might provide some direction to the commission about what it ought to do in preparing it marketing plan. In particular, as it looks at its contract and personnel rules to think in terms which may be a little different -- not that they would need any help -- but at least it says that the Council would expect them to create procedures which will allow them to do business in the field that they're going to be operating in.

Neal: No.

Knowles: Well, Fred, if you don't want it, I don't know. . .

Neal: I'm not responding to you, David, but to Blanche's. Blance thought this Task Force is suggesting some transition period wherein the commission, because there neophytes -- there has never been one here before -- use central purchasing, use central services, use the existing personnel rules and contract rules, but have that period. I proposed to Marge let's mandate this commission use all of the above -- all of the District's services -- for a minimum period of time. At least 120 days. So there's four months they would learn each other's names and figure our what they have to do. But then empower them to adopt such rules as are appropriate for them to function in this new, as yet "never done here" other than the example we have at the Coliseum, activity in this region. And run that first by this Council so you all have a chance to see how those

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

deviate from your existing rules. You can assess why they need to have individual purchasing procedures so that they have access to materials and supplies that Metro, I wouldn't image, has never bought before.

Knowles: I understand that argument. I think they've already indicated you're not willing to go with that.

Neal: David is trying to reach some compromise by saying legislatively we do want you to operate in a business like fashion but this still doesn't give them the opportunity to accept by some subsequent time the Council, by resolution, authorizing the commission to proceed. Blance suggested the transition period still allowing them to adopt the rules but first having them ratified by your commission.

Blanche: Right.

Waker: Let me make a couple of comments. First of all, there are only two things going on -- there are three things going on right now. We are building a convention center and the Council has said that we are going to finish that job and the personnel is on hand and they work for Metro to finish that job. We are going to long-term market the convention center and we have signed a marketing contract with GPCVA for all the long-term marketing. We also have a short-term marketing need and we have signed a contract with the E-R Commission for one year to be, in effect, the staff operating and marketing arm of the convention center for the short-term. So there are no personnel, to the best of my knowledge, that are contemplated to work for the commission in the first year. And there are no contracts for them to let for supplies and materials and the like because we're not going to open the door to the new convention center until September of 1990. Now we are proposing to assign both the short-term and long-term marketing contracts management to the new commission. So these rules you're talking about have no practical effect in the first year which is why I am suggesting that there's no immediate need for everybody to run around and weep and wail and nash their teeth on the issue. If you want to, it's OK with me but it's not going to change my view. What I'm suggesting -- that the operation and all of these other things . . . there is no need -- we're not going to buy any ticket takers, there's no one on the payroll to sell tickets or popcorn or

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

ice cream or clean up the facilities or anything right now. We'd have a hard time doing that because we don't have a building.

Schroder: There's no need for a transition?

Waker: There's no need for a transition because the staff of the new center right now is a contract staff to the extent that the new commission will be involved in. . .

Carlson: I think the immediate concerns of the commission in carrying out its charge -- that is they will have assigned resources whether it's contractual or not to . . . the Plan, to look at the rules, to deal with the transfer plan, to do these things we've outlined. Because we've got a date here -- seven or eight months for this commission to come back with a work product. So I think the commission will then have to decide how it's . . . according to this strategy here, they're going to have to decide at least how they will take on the initial charge. It's true they do have these operating contracts. But my assumption here is that the way this is written here with this charge, they want to hire somebody to start working on the initial work we've outlined here if they've got eight months to do it. Then, to that extent, if they will be in this time period possibly giving business services and possibly hiring some people. But the way this is structured, they will give the Metro personnel rules and the Metro central services to do that and then they will come back with their plans for the five year operation and for what sort of rules they need and what sort of . . . if you're talking about central services, what sort of staffing they would have. I think the way this is set out in the charge, there will be work for the commission to do. There's organizing work, there's the five-year plan. . .

Waker: They'll need some contract or. . .

Carlson: What you're doing here as I read this, we'll give them a budget and get them operating and they will be expected to start not only implementing the existing contracts that this agency has been assigning those contracts to them, but they will also have to do this work. As they do this work, the way this plan is laid out, they will use -- to the extent they need to have their books kept, they need to hire personnel to use the existing rules and regulations of this agency. Then they come back.

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

Neal: Don, do the general contracting rules adopted by the Council of the District -- do those require Metro executive approval for it to be executed or Council application to be executed?

Carlson: Depending on the dollar amount, the Council or a committee of the Council would get involved. But at this point, it requires the Executive. I would ask the legal counsel to look at those two rules -- our existing rules -- to accomodate the transfer of those activities within our rules to the commission away from the Executive since that's an administrative action.

Neal: I wondering -- on page 6(j), "the Council, by this ordinance, is empowering the commission to enter into contracts of such times and such amounts, etc., etc., as them deem necessary they deem necessary or convenience for etc. under general contracting rules adopted by the Council for the District." There's nothing in here to delegate to the commission the power the Council has to review contracts over a certain size before the general manager -- hired by the commission to run the convention center -- enters into that contract.

Knowles: Item (d) addresses that.

Schroder: I guess that goes back to what I was talking about -- not changing the extent of what you are discussing but the readability of and the continuity of the language.

Gardner: I guess my response was there is different content.

Neal: I'm talking about . . . we need to delegate in the ordinance authority to the commission that to follow the format of the rules so that the restrictions, the dollar amounts, etc., apply but it shouldn't require the Metro Executive to sign a contract for the commission to be . . . right?

Waker: Well, you're back to the basic argument.

Neal: I've always understood all along that the general personnel rules and general contracting rules -- you were intending to set general parameters for how they proceed -- how they enter into a contract when they go out to public bid, etc. And in reading this and listening to this discussion it seems you have not

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

even delegated to this commission the ability for its general manager to enter into a contract without the Metro Executive signing and executing. . .

- Knowles: Practically speaking, what's going to happen between January or December and June 15 of next year? There isn't going to be a large volume of contracts and the only staff is going to be Metro staff.
- Neal: Then this is a temporary ordinance.
- Waker: Yes, I think it is.
- Larry Cooper: I think we've got to get this thing up and going and then we'll have a commission appointed and then figure out how to make the damn thing work.
- Waker: I personally can't just throw it all out and say well, it's OK. Because if it isn't . . . I can't do it.
- Neal: I thought that's what this exercise was. It was to determine how a commission would work. And yes, there is organizational issues to be dealt with, there's transitional issues to be dealt with, but I also thought we were here to deliberate and discuss how it should best operate.
- Waker: We don't have enough information to made a decision. That's what I'm trying to say.
- Kirkpatrick: We've put this charge in so that commission can come back to us. . . that's the most orderly way to approach it.
- Knowles: Corky, I'd like for the committee to consider my concept.
- Waker: Concept that the Plan should reflect those business practices which will be most beneficial to the operation of the convention center?
- Knowles: Something like that, yes. That's the concept.
- Waker: That we might accept inefficiency if it makes us work? I have no objection to that.

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

- Neal: Either there or in (a) or later in (c) under statutory changes, suggest amendments to this ordinance so that you are, in adopting this in October of 1987, recognizing that it is temporary and that you have made certain decisions and that in this operation plan, also come back and suggest what ought to be changed in the ordinance itself.
- Carlson: If we could identify statutory or ordinance changes . . .
- Knowles: I haven't said that. I've proposed a concept. All I'm trying to do is get a reaction from the committee.
- Kirkpatrick: The committee is supportive of some language but if you will come up with it. . .
- Knowles: I don't have it but . . .
- Kirkpatrick: Yes. I understand that but maybe while we progress with this you could come up with a sentence you want or words that you like.
- Dan Cooper: I wanted to respond to what Fred said about the legal effect of this language vis a vie the commission's autonomy being subject to the personnel and contract rules. I think the language we've got on this ordinance as it is now -- as compared to the language in the City charter -- does evidence that the . . . creation of the autonomous -- call it departments because that's the terminology used in the City Charter -- would be autonomous from the Executive -- have the ability to sign contracts on his own without having the Executive -- having the language in there that says "subject to the personnel rules and contract rules of the Council of the District" means you have to go back to the Council in all those instances where the Executive would have to go back to the Council for approval. So it's a slight difference. You wouldn't need the Executive. I don't want to belabor the point. In personnel rules it makes a big distinction. Appeals from dismissals would go to the Council, not the Executive necessarily. And so if we didn't pass the ordinance that's proposed -- the draft -- and the Council didn't approve the changes to the personnel rules, the commission could hire its own staff. It could fire its staff. Anybody that wanted to appeal that firing, thought, would have a recourse through the District's procedures back to the Metro

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

Council unless that was taken out. It wouldn't go to the Executive. They'd go straight to the Council. They would still be different from a zoo or another regular department but . . .

Neal: But, once again, wouldn't it normally be that the commission is the policy making body for operation of the marketing of the convention center regional facilities. They hire a general manager. The manager hires or fires subject to the . . .

D. Cooper: . . . the personnel rules. The general manager would have power -- right now a department head at Metro can sign a contract up to \$2,500. Between \$2,500 and \$10,000 it takes the Executive. Between \$10,000 and \$50,000 it takes the approval of the Management Committee of the Council. Over \$50,000, it takes the entire Council.

Neal: Well, that would still apply. You're cutting the Executive out of personnel fields but you're not curbing the Executive out of contracts.

D. Cooper: We'd be cutting the Executive out of contracts as well but you'd still be going back to the Council over \$10,000.

Neal: That's what I don't understand -- why you put in the word "general contract rules." Is that meant to somehow transcend or . . . propose an alternate route of for specifics. I'm not familiar with your contract and personnel rules. I'm not sure I know the County's thoroughly either. I leave that to others. But still, I don't understand how you can empower them to enter into contracts on one hand and then say, subject to the rules or general rules of the District and still require the Executive to sign off and the Council -- not the commission -- to form a committee if it's over a dollar amount -- it should be the general manager.

Kirkpatrick: Is this something we need to address . . .

Waker: We need to deal with that but we can't deal with it here.

D. Cooper: I've heard a lot of policy discussion among yourselves about when you want to deal with that. It's got to be dealt with sometime.

Draft - Transcript
Ad Hoc Task Force - CTS Commission
Meeting of September 29, 1987

- Carlson: If the language is left the way it is in the second draft then I will work with Dan to bring back to the October 8 meeting any necessary ordinance changes to empower the commission in using our rules to make the executive decisions that are necessary for them to function, using the procedures in those rules -- to give them the power to function.
- Van Bergen: I think it would be well for you to note I don't want to encumber that meeting . . . we could have a check list of things that are going to have to be done later.
- Carlson: OK.
- Kirkpatrick: That makes sense because you've already started a list of other issues to add to that list.
- Van Bergen: The list should be given to the new commission.
- Neal: They can't do anything else . . .so we're really not going to be able to judge their performance before we give them any other powers because they don't have any powers. . .
- Waker: The bottom line is we ought to get the commission organized, get them working on a operating plan . . .
- Kirkpatrick: David, do you have some language for us?
- Knowles: Yes, I do. It would be an amendment to Section (a) of the initial charge to the commission, on page 15, and it would be inserted before the sentence beginning "the commission shall submit this Plan," etc. It would read as follows: "In preparing such operating plan, the commission shall propose operating procedures which shall take into account the unique functions of the commission and the business practices of the convention trade and spectator industry."
- Waker: I'd move that.
- Kirkpatrick: Discussion? All those in favor of adding that sentence, indicate by saying aye. (Vote: 4/0)

amn
8323C/313-1
10/08/87

9/29/87
ad hoc Task Force

(f) To lease, rent, and otherwise authorize the use of its buildings, structures and facilities; [in accordance with such schedules of charges and methods for determining charges as shall have been approved by the Council at the time of the Council's approval of the Commission's annual budget or at such other time as the Council shall deem appropriate;] to fix fees and charges relating to the use of said buildings, structures and facilities, provided the Commission pursuant to Section X.01.050 shall obtain the prior approval of all revenue sources by the Council; to establish any other terms and conditions governing use of its buildings and facilities; and to adopt any regulations deemed necessary or appropriate for the protection of users and for the protection and public use and enjoyment of its buildings and facilities;

budget submission to the Council. The Commission's budget shall be subject to review and approval by the Council. The Commission's proposed budget shall include [proposed schedules of charges or methods for determining charges for use of buildings and facilities] a schedule of the items, services and facilities for which the Commission intends to fix fees and charges relating to the use of its buildings, structures and facilities during the budget year together with any other proposed revenue raising measures. [Any major amendment to or deviation from the schedules of charges or methods for determining charges during the budget year] Any additions to the schedule of items, services and facilities and any other new revenue sources not previously approved by the Council must be ratified in advance by the Council.



CITY OF

PORTLAND, OREGON

INTERGOVERNMENTAL AFFAIRS

Marge Kafoury
Director
1220 S.W. 5th
Room 400
Portland, Oregon 97204
(503) 248-4130

*9/29/87
ad hoc Task Force*

CITY OF PORTLAND PROPOSED AMENDMENTS TO
ORDINANCE NO. 87-225

** moved to with
* w/ pgs
* unam*

1. Page 2(h), amend to read as follows:

"Just cause" means [failure to regularly attend] habitual absence from meetings of the commission, physical or mental disability that prevents meaningful participation as a Commission member, failure to remain a resident of the District, the commission of [any] substantive violation of ORS chapter 244 (Government Ethics) or [any] substantive regulations adopted pursuant thereto, conviction of any felony [or crime of moral turpitude], or the commission of any action or failure to act of a similar nature that brings into serious question the [moral] ethical or legal integrity of the Commission member's official actions.

*not moved
not moved
in Ord.*

2. Page 3, amend to read as follows:

There is hereby created a Metropolitan Exposition-Recreation Commission consisting of seven (7) members. One of the members shall be appointed by the Executive Officer to be the initial Chairperson of the Commission. The Commission members shall be appointed as follows:

(a) Members of the Commission [including the Chairperson] shall be appointed by the Executive Officer after consulting with the governing bodies of the City of Portland, Clackamas County, Multnomah County, Washington County, and any other city within the District. All appointments shall be confirmed by a majority of the members of the Council. All members shall reside within the District.

3. Page 4, amend to read as follows:

(b) Of the initial appointments, one (1) shall be for a one (1) year term; two (2) shall be for a two (2) year term; two (2) shall be for a three (3) year term; and two (2) [including the Chairperson] shall be for a four (4) year term. Thereafter appointments [including the appointment of the Chairperson] shall be for a four (4) year term.

(c) Of the initial appointments, the Executive Officer shall designate one member as the initial chairperson to hold that position for a four (4) year term. If a vacancy occurs before the end of the term, the Executive Officer shall appoint a new chairperson to complete the unexpired term in the same manner as in the case of the member whose term was not completed.

[c] (d) No amendments

[d] (e) No amendments

not moved

(e) No person who is elected to a compensated public office, or appointed to fill a vacancy in a compensated public office, shall be eligible to serve.

[e] (f) The Commission may adopt its own rules of organization and procedure and except [for the Chairperson] as provided for the appointment of the initial chairperson in subsection (c), above, may elect its own officers for such terms and with such duties and powers necessary for the performance of the functions of such offices as the Commission determines appropriate.

4. Page 4, before Powers, insert the following section:

X.01.xxx Organizational Activities:

Following the appointment of its members and during the time prior to the completion of construction of the Oregon convention center, the Commission shall do the following:

(a) Until the Commission adopts personnel and contracting rules, and rules and procedures for obtaining accounting, legal, personnel, risk management, public affairs and other services required to carry out its functions, it shall operate under general personnel and contracting rules adopted by the Council for the District, and shall use services provided by the District

in accordance with subsection (m) of X.01.xxx (Powers) of this Ordinance.

(b) Not later than June 30, 1988, prepare a five year operating plan which includes but is not limited to staffing requirements, personnel rules and contract rules, expenditure and revenue requirements, schedules of charges and methods for determining charges, and operating rules and procedures. The Commission shall submit this plan to the Council for review and comment.

(c) Prepare and provide to the Council for review and comment proposed rules and procedures for obtaining accounting, legal, personnel, risk management, public affairs, and other services required in order to carry out the Commission's responsibilities.

moved (d) Not later than September 1, 1988, report to the Council on the progress of, and make recommendations to the Council of appropriate action regarding negotiations with local governments within the District for the transfer of appropriate facilities or operations to the Commission. The negotiations may include but are not limited to transfer of assets and liabilities and operational responsibilities; transfer of employees; revenue and expenditure requirements; and schedules and charges and methods for determining charges.

(e) Not later than August 15, 1988, identify and submit to the Council for review and appropriate action statutory changes needed to enable the Commission to effectively and efficiently carry out its responsibilities.

(f) To facilitate these initial Charge the Council shall forthwith upon appointment of the Commission adopt a budget for operation of the Commission and assign to the Commission for implementation any contracts entered into by the District for the operation and marketing of the convention center.

moved

5. Page 4, Powers, amend as follows:

The Commission shall have the following power and authority:

(a) To [approve the renovation, the equipping, maintenance, and repair] renovate, equip, maintain and repair any convention, trade, and spectator buildings and facilities for which the Commission is responsible. [The Commission shall advise the District on operating and marketing matters that relate to the initial construction of facilities.]

(b) To operate and market the use of [such buildings and facilities] the Oregon Convention Center and other buildings and facilities for which the Commission is responsible; and to advise the District on operating and marketing matters that relate to the initial construction of facilities.

- (c) No amendments.
- (d) No amendments
- (e) No amendments
- (f) No amendments
- (g) No amendments

(h) Except as provided in x.01.xxx (Organizational Activities) to employ, manage, and terminate such personnel as the Commission may find necessary, appropriate or convenient for its purposes under [general] personnel rules adopted by the [Council for the District.] Commission. [The Council may by resolution authorize the Commission to adopt personnel rules and exempt Commission employees from personnel rules of the District]

(i) [Except as provided in subsection (l), below] Except as provided in x.01.xxx, to employ professional, technical, or other assistance as the Commission may find necessary, appropriate, or convenient for its purposes;

(j) Except as provided in x.01.xxx, to enter into contracts of such types and in such amounts, including intergovernmental agreements, as the Commission may deem necessary, appropriate, or convenient for the renovation, equipment, maintenance, repair, operation, administration and marketing of the use of [its] buildings and facilities for which it is responsible, and for professional and other services, under [general] contracting

rules adopted by the [Council for the District] Commission.

[Any intergovernmental agreement for the transfer of convention, trade or spectator facilities to the District or the transfer of operating responsibilities for such facilities shall be approved by the Council. The Council may by resolution authorize the Commission to adopt contract rules and exempt the Commission from contract rules of the District.]

not moved
(k) To enter into intergovernmental agreements for the transfer of convention, trade, or spectator buildings and facilities to the District, or for the transfer of operating and administrative responsibilities for such buildings and facilities to the Commission, provided that the Council has approved such acquisition or transfer.

[k] (l) To accept gifts and donations and to contract for and receive federal and other aid and assistance.

[l] (m) [The Commission shall] Except as provided in x.01.xxx, to use services provided by the District including accounting, legal, personnel, risk management, public affairs, and other services, subject to compensation being provided by the Commission to the District as the District may require. [The Council may by resolution authorize the Commission to acquire such services by other means.]

[m] (n) No amendments.

[n] (o) No amendments.

[o] (p) No amendments.

6. Page 7, Budget and Accounts:

No amendments.

7. Page 8, Form of Action:

No amendments.

8. Page 8, Delegation:

No amendments.

9. Page 12, Review:

No amendments.

9/29/87 Sign-up sheet

Name

Affiliation

Fred Neal
Blanche Schröder
Jackie Bloom

Office of the Chair, Mult Co
Portland Chamber
City of Portland - Intergovernmental Office