



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503 221-1646

Agenda

DATE: February 13, 1992
MEETING: METRO COUNCIL
DAY: Thursday
TIME: 5:30 p.m.
PLACE: Metro Council Chamber

Approx.
Time*

Presented
By

5:30 ROLL CALL/CALL TO ORDER

1. CONSIDERATION OF A CANDIDATE FOR THE VACANT DISTRICT 11 COUNCIL POSITION

A. Interviews of Candidates by the Council:

5:35 1. Mike Dolan
5:50 2. Robert Phillips
6:05 3. Joe Ross
6:20 4. Margaret Bax
6:35 5. Ronnie Dansby
6:50 6. Ed Washington
7:05 7. Michel Wagner

7:20 B. Selection of Candidate for the District 11 Position
(15 min.)

7:35 C. Consideration of Resolution No. 92-1567, For the Purpose
(5 min.) of Appointing a Candidate to Fill the Vacant District 11 Council Position (Action Requested: Motion to Adopt the Resolution)

7:40 D. Dinner Break; Room 335 (After break, reconvene in Council
(45 min.) Chamber)

8:25 **2. INTRODUCTIONS**
(15 min.)

3. CITIZEN COMMUNICATIONS TO THE COUNCIL ON NON-AGENDA ITEMS

4. EXECUTIVE OFFICER COMMUNICATIONS

8:40 **5. CONSENT AGENDA** (Action Requested: Motion to Adopt
(5 min.) Consent Agenda)

5.1 Consideration of Minutes of October 10 and 24, and
November 14 and 26, 1991

6. ORDINANCES, FIRST READINGS

8:45 **6.1 Ordinance No. 92-444, An Ordinance Adopting a Final Order
(30 min.) and Amending the Metro Urban Growth Boundary for Contested Case No. 91-2: Forest Park PUBLIC HEARING (Action Requested: Receive Hearings Officer's Report and Public Hearing Only)**

(Continued)

* All times listed on this agenda are approximate; items may not be considered in the exact order listed.

7. ORDINANCES, SECOND READINGS

REFERRED FROM THE SOLID WASTE COMMITTEE

9:15 (10 min.)	7.1	Ordinance No. 92-448, For the Purpose of Amending Metro Code Section 5.06.070 to Clarify the Composter Community Enhancement Boundary, and Declaring an Emergency (Action Requested: Motion to Adopt the Ordinance)	Buchanan
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8. RESOLUTIONS

REFERRED FROM THE SOLID WASTE COMMITTEE

9:25 (5 min.)	8.1	Resolution No. 92-1557, For the Purpose of Authorizing Issuance of a Request for Proposals for a Study of Weight-Based Collection Rates as Economic Recycling Incentives and Entering into Multi-Year Contracts with the Most Qualified Proposers (Action Requested: Motion to Refer Resolution back to Solid Waste Committee)	Wyers
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9:30 (20 min.)	<u>9. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS</u>
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9:30 (20 min.)	9.1	Report on January 30 Presentation to the Metro Charter Committee	Gardner
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9:50	ADJOURN
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METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Agenda

REVISED AGENDA: Agenda Item No. 5.2
has been added to the agenda

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(5 min.)

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2. INTRODUCTIONS

3. CITIZEN COMMUNICATIONS TO THE COUNCIL ON NON-AGENDA ITEMS

4. EXECUTIVE OFFICER COMMUNICATIONS

8:40
(5 min.)

5. CONSENT AGENDA (Action Requested: Motion to Adopt Consent Agenda)

5.1 Consideration of Minutes of October 10 and 24, and November 14 and 26, 1991

5.2 Resolution No. 92-1563, For the Purpose of Confirming Appointments to the the Metropolitan Greenspaces Policy Advisory Committee

6. ORDINANCES, FIRST READINGS

8:45
(30 min.)

6.1 Ordinance No. 92-444, An Ordinance Adopting a Final Order and Amending the Metro Urban Growth Boundary for Contested Case No. 91-2: Forest Park PUBLIC HEARING (Action Requested: Receive Hearings Officer's Report and Public Hearing Only)

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9:50	ADJOURN
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Meeting Date: February 13, 1992
Agenda Item No. 1.A

DISTRICT 11 CANDIDATES



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: February 7, 1992

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 1.A

Council Administrator Donald E. Carlson will provide a summary of the Council Subcommittee meeting at which District 11 candidates and their supporters testified to be distributed to Councilors in advance and available at the Council meeting February 13, 1992.

Documents for this agenda item in this packet include a memo from Presiding Officer Jim Gardner outlining the interview and appointment process; materials sent to all applicants for the vacant position; and the seven applications received (including any letters received pertaining to any of the applicants).



METRO

2000 S.W. First Avenue
Portland, OR 97201-5396
503/221-1646

Memorandum

DATE: February 7, 1992

TO: Metro Councilors

FROM: Councilor Jim Gardner, ^{JK}Presiding Officer

RE: Interview and Selection Process for District 11 Vacancy

In accordance with provisions of Section 2.01.180 of the Metro Code, the Council will interview the applicants for the vacant District 11 Council position at our February 13 meeting. Each applicant will have 15 minutes to respond to the series of five questions they received in the application packet, and to make brief closing remarks. Councilors may ask follow-up questions, which will not be applied against the applicant's allotted time. I encourage you to keep your follow-up questions to a minimum so we can complete our selection and transact our regular business within a reasonable time.

Applicants will be requested to remain outside the Council Chamber during other applicants' interviews, to avoid giving anyone the advantage of hearing others' answers. Applicants will be interviewed in the following order, which was determined by lot:

1. Mike Dolan
2. Robert Phillips
3. Joe Ross
4. Margaret Bax
5. Ronnie Dansby
6. Ed Washington
7. Michel Wagner

Following conclusion of the interviews, the floor will be open for Councilors to nominate applicants. After nominations are closed, there will be opportunity for Council discussion, and then we will vote by written ballot. The first person to receive six votes will receive the appointment to the District 11 position. The new Councilor will be formally sworn in as the first order of business at our next meeting, on February 27.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: January 10, 1992

TO: Potential Metro Council District 11 Applicants

FROM: Don Carlson, *DC* Council Administrator

RE: INFORMATION AND APPLICATION FORM

Thank you for your interest in applying for the vacant Council District 11 position. Enclosed you will find an application form and information about the position and the Metro Council. This appointment will be for the period through January 3, 1993. There will be an election in the May 1992 primary, and if necessary a runoff election in November, for the remaining two years of the term. The election will be contested in the newly re-apportioned district, which is somewhat different from the current district.

The application form needs to be completed and returned to me by no later than 5:00 P.M. Tuesday, February 4, 1992. A subcommittee of the Council will conduct a public hearing on Wednesday, February 5, 1992, beginning at 7:00 p.m. at the Westminster Presbyterian Church, 1624 NE Hancock, to hear testimony about applicants for the position and about the characteristics that district residents would like to see in the appointee. If you have any questions or need additional information, please do not hesitate to contact me at 221-1646.

Enclosure

cs:vac11app.mem

METROPOLITAN SERVICE DISTRICT
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 221-1646

APPLICATION FOR APPOINTMENT
TO VACANT METRO ELECTIVE OFFICE
DISTRICT 11

This application must be completed in full and returned to Don Carlson,
Council Administrator at the above address not later than 5:00 P.M.
Tuesday, February 4, 1991.

NAME: _____ DATE: _____

ADDRESS: _____

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU
FOR THE POSITION: _____

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSES FOR APPLYING FOR THE
POSITION: _____

HIGH SCHOOL ATTENDED: _____

COLLEGE: Name _____ Major _____

Name _____ Major _____

VOCATIONAL TRAINING: Name _____ Course _____

Name _____ Course _____

OTHER FORMAL EDUCATION: _____

EMPLOYMENT HISTORY:

Present or Last Employer _____

Address _____

Position or Title _____

Duties _____

Dates of Employment _____

CERTIFICATE

I hereby certify that I am an elector and resident of Council District No. 11 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 11 for a continuous period of at least one year as of February 13, 1992; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED _____

Signature _____

2.01.180 Procedures for Appointing a Person to Fill a Vacancy on the Metro Council:

(a) Whenever a vacancy occurs on the Council more than twenty (20) days prior to the next general election day, the Council shall commence a process to fill the vacancy by appointment by a majority vote of the remaining members of the Metro Council.

(b) The appointment process shall include the following:

- 1) Notification of the appointment process in a newspaper of general circulation in the District, in local newspapers which serve the Council subdistrict, and other journals, publications and circulars deemed appropriate at least three weeks prior to the appointment.
- 2) Notification of the appointment process to official neighborhood organizations, cities, civic groups, and other recognized groups with territory within the vacant Council sub-district at least three weeks prior to the appointment.
- 3) Distribution of a Council appointment application to interested citizens at least two weeks prior to the appointment.
- 4) Conduct of a public hearing in the vacant district before a subcommittee of the Council appointed by the Presiding Officer. The subcommittee shall report all testimony received to the full Council.
- 5) Conduct of interviews with applicants for the vacant position before the Council.

(c) The Council shall in a public meeting appoint the person to fill the vacancy from a list of applicants who have been nominated and seconded by Councilors. Voting for the person shall be by a written signed ballot. The Clerk of the Council shall announce the results of each ballot following the vote and shall record the result of each Councilor's ballot. Any applicant who receives a majority of the votes by the remaining members of the Council shall be elected to the vacant position. If no applicant receives a majority vote of the Council on the first ballot, the Council shall continue to vote on the two applicants who receive the most votes until an applicant receives a majority vote of the Council.

(Ordinance No. 90-322A, Sec. 2)

2.01.190 Appointment Process, Qualifications and Terms of Office for Boundary Commission Members:

(1) As provided by Oregon Law;

(a) The Portland Metro ~~Urban~~ ^{Urban} ~~Government~~ ^{Government}

INFORMATION REGARDING DISTRICT 11 COUNCIL POSITION

- A vacancy exists in the District 11 Council position effective January 10, 1992.
- The Metropolitan Service District Council will appoint a Councilor to fill the vacancy in District 11 according to provisions in Chapter 268 of the Oregon Revised Statutes and Section 2.01.180 of the Metro Code.
- The individual appointed would serve on the Metro Council from February 13, 1992 through January 3, 1993.
- To qualify for the position an applicant must have been a resident of District 11 for a continuous period of at least one year as of February 13, 1992, must be an elector of District 11 and cannot be an elected official of any other public body or, if an elected official, must resign such office prior to appointment. Attached is a map showing the boundary of Council District 11.
- Deadline for submitting an application for District 11 position is 5:00 p.m., on Tuesday, February 4, 1992.
- A subcommittee of the Metro Council will hold a public hearing on Wednesday, February 5, beginning at 7:00 p.m. at the Westminster Presbyterian Church (1624 NE Hancock) for the purpose of receiving testimony from district residents and those with an interest in District 11 regarding applicants for the position and suggestions about the characteristics they would like the appointee to have.
- All applicants for the District 11 position will be interviewed by the Metro Council on February 13, 1992. Interviews will be approximately 15 minutes for each nominee. Attached are some of the questions the Council will ask during the interviews.
- All interviews will be held on Thursday, February 13, in the Council Chamber at the Metro Center, 2000 SW First Avenue, Portland, Oregon. Applicants for the position will be notified in advance of their scheduled interview time.
- There will be an election for the District 11 position at the 1992 May primary and/or November 1992 general elections. The 1992 election(s) will be to fill the remainder of the position's four-year term, from January 1993 to January 1995. The election will be contested in the new re-apportioned District 11, which is somewhat different from the current district.

NOTICE OF METRO COUNCIL VACANCY

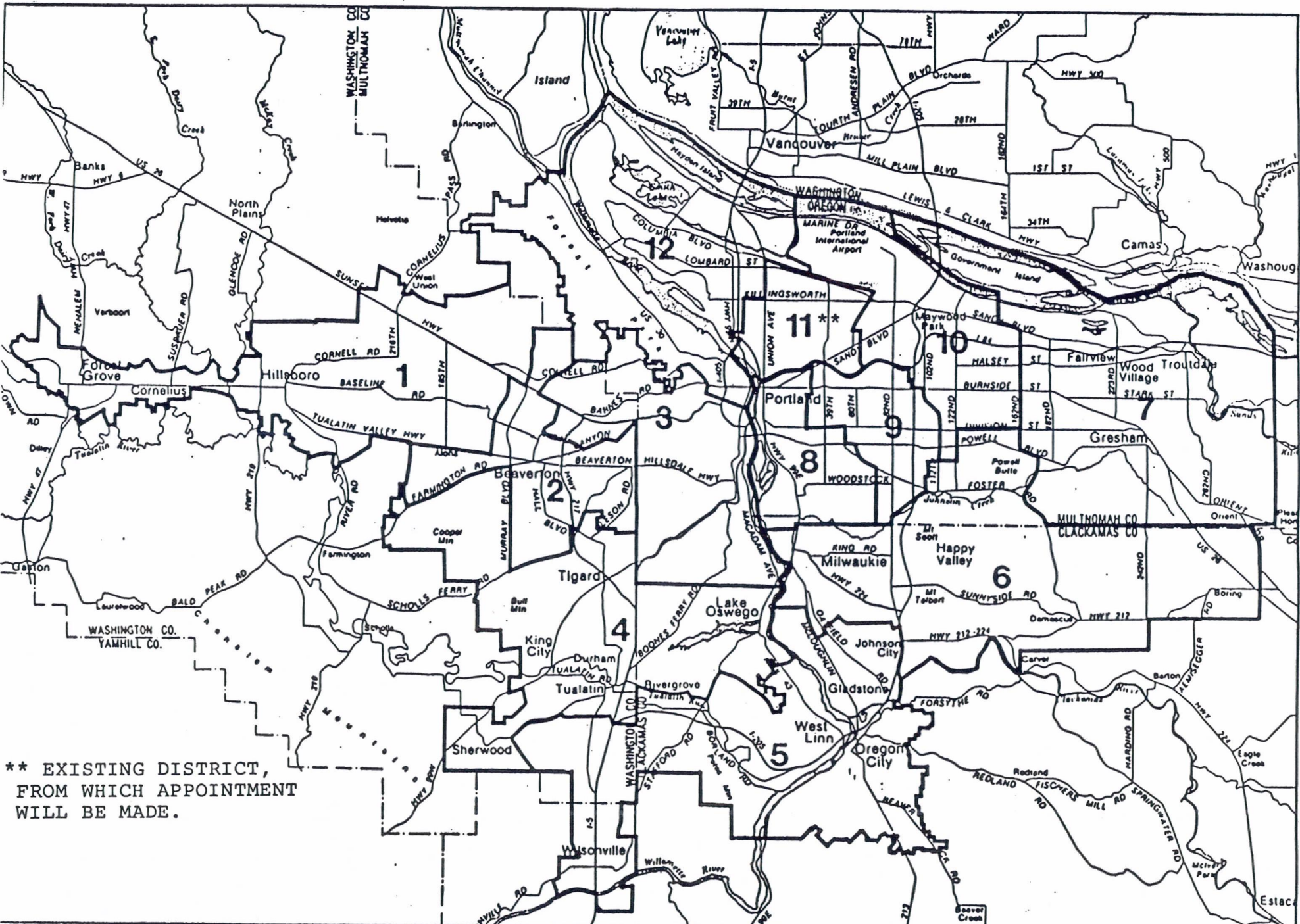
Notice is hereby given of a vacancy for the District 11 position on the Metropolitan Service District Council effective January 10, 1992. The position will be filled by appointment by the Metro Council pursuant to Chapter 268 of the Oregon Revised Statutes and Section 2.01.180 of the Metro Code. The appointment process includes: (1) General notification of the appointment process through the print media; (2) Specific notification of the appointment process to recognized groups with territory within the vacant Council sub-district; (3) Distribution of a Council appointment application to interested citizens; (4) Conduct of a public hearing in the vacant district before a subcommittee of the Council appointed by the Presiding Officer, which subcommittee shall report all testimony received to the full Council; (5) Conduct of interviews with applicants for the vacant position before the Council. The Council will in a public meeting appoint the person to fill the vacancy from a list of applicants who have been nominated and seconded by Councilors. The appointed term will begin upon Metro Council action and the taking of an oath of office, and will expire on January 3, 1993. To qualify for appointment to this non-partisan office, an applicant must be a registered voter and a resident of Metro District 11 and must have resided within District 11 for a continuous period of at least one year prior to the appointment. District 11 includes the area bounded on the north by NE Columbia Blvd. from NE Martin Luther King Blvd. east to NE 42nd Ave., NE 42nd south to the Union Pacific right-of-way, and the UP right-of-way east to NE Cully Blvd.; on the east by NE Cully Blvd. south to NE 57th, NE 57th south to NE Fremont, NE Fremont east to NE 62nd, NE 62nd south to NE Halsey, NE Halsey east to NE 63rd, and NE 63rd south to the Banfield Freeway (I-84); on the south by the Banfield Freeway from NE 63rd west to the center channel of the Willamette River; and on the west by the center channel of the Willamette River north to the Fremont Bridge, the Fremont Bridge to N. Greeley Ave., N. Greeley north to N. Fremont St., N. Fremont east to N. Mississippi, N. Mississippi north to N. Prescott, N. Prescott east to N. Albina, N. Albina north to N. Killingsworth, N/NE Killingsworth east to Highway 99E (NE Martin Luther King Blvd.), and NE Martin Luther King Blvd. north to NE Columbia Blvd. All of the district is within the City of Portland. Neighborhood Associations include Alameda, Beaumont-Wilshire, Boise, Concordia, Cully, Eliot, Grant Park, Hollywood, Humboldt, Irvington, King, Rose City Park, Sabin, Sullivan's Gulch, Vernon, and Woodlawn.

For further information or to obtain an application, contact Don Carlson, Council Administrator, 221-1646. Deadline for submitting applications is 5 p.m. Tuesday, February 4, 1992, at Metro Center, 2000 SW First Ave., Portland, 97201.

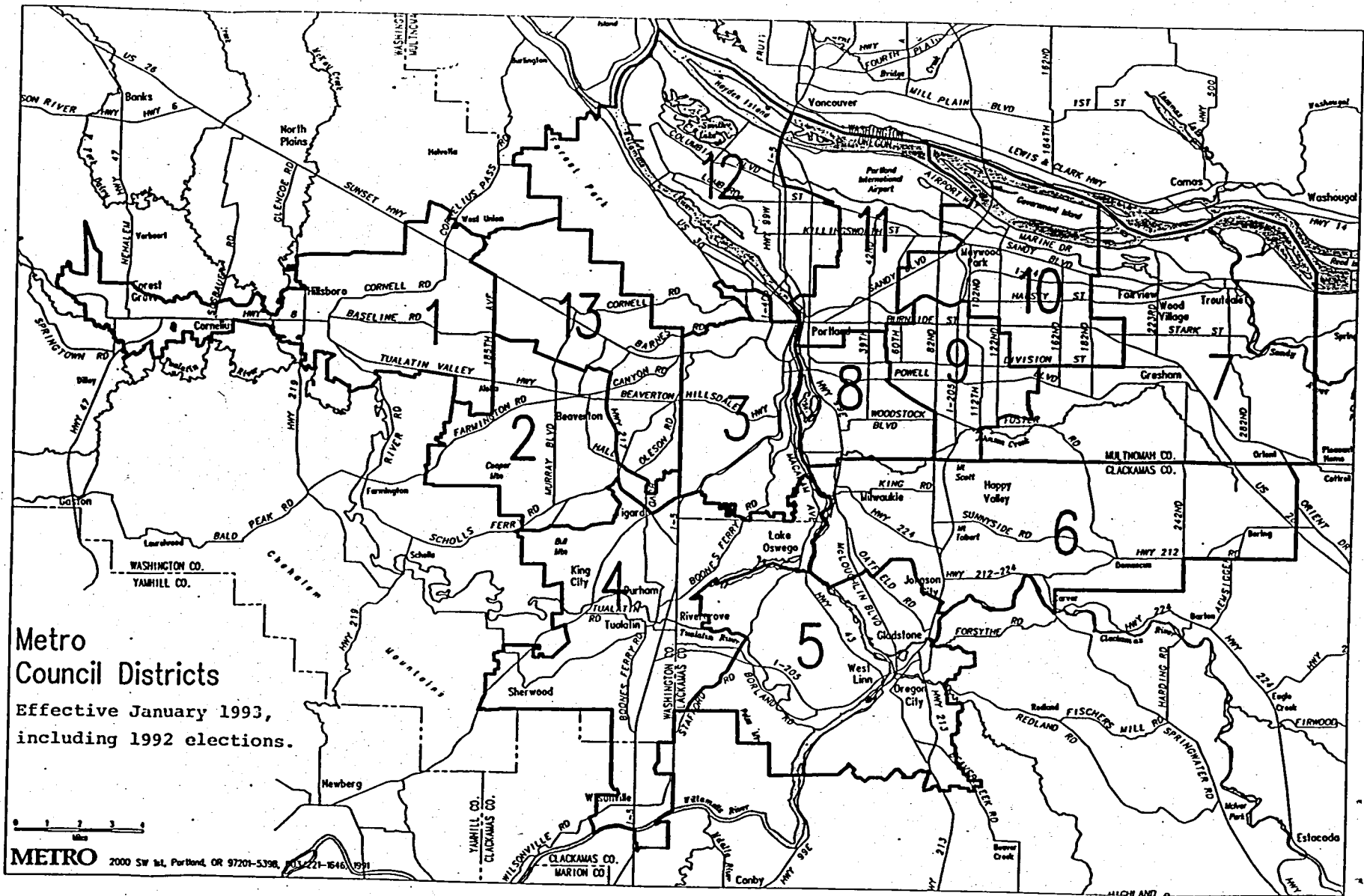
COUNCIL DISTRICT 11 INTERVIEW QUESTIONS

1. An independent committee is drafting a Metro Charter to put before the voters in November. What powers, authority, and functions should be included in Metro's Charter?
2. What should Metro's relationship be with other governments in the region?
3. Metro Councilors are responsible for setting regional policy and for program and fiscal oversight of the Metropolitan Service District. Explain how your background would enhance the Council's ability to perform these tasks.
4. By assuming this position, you would be appointed to represent a district of approximately 80,000 people. Please share with us your knowledge of the needs and concerns of your district. What experience do you have in working with community organizations, as well as individuals in your district? How would you balance the needs of District 11 with the needs of the region?
5. What do you believe ought to be changed about Metro, if anything?

cs:vaciqus.



** EXISTING DISTRICT,
FROM WHICH APPOINTMENT
WILL BE MADE.



Mike Dolan

METROPOLITAN SERVICE DISTRICT
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 221-1646

APPLICATION FOR APPOINTMENT
TO VACANT METRO ELECTIVE OFFICE
DISTRICT 11

This application must be completed in full and returned to Don Carlson, Council Administrator at the above address not later than 5:00 P.M. Tuesday, February 4, 1991.

NAME: Michael Dolan DATE January 31, 1992

ADDRESS 4909 NE 14th Place Portland OR 97211-5025

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU FOR THE POSITION: An active, involved citizen of the community: Board of Directors of the Garlington Center for N/NE Community Mental Health; work on projects with the King Improvement Association, the Portland Organizing Project, Habitat for Humanity, and other neighbors. I served as Public Information Officer for Multnomah County. Active in public affairs: I work as a public affairs consultant, specializing in citizen involvement.

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSES FOR APPLYING FOR THE POSITION Metro Council balances local and regional.

Local: District 11 -- whose many and diverse interest groups are familiar to me -- has a stake in Metro facilities, especially the Convention Center. UGB affects inner city development.

Regional: In a time of transition, the council must carefully consider public participation programs, an area where I can contribute. Tough issues are ahead in transit, green spaces and consolidations. A democratic community needs citizens to step forward to contribute.

HIGH SCHOOL ATTENDED: Central Catholic of Portland

COLLEGE: Name University of Oregon Major Journalism

Name _____ Major _____

VOCATIONAL TRAINING: Name _____ Course _____

Name _____ Course _____

OTHER FORMAL EDUCATION: _____

EMPLOYMENT HISTORY:

Present or Last Employer Dolan Communications

Address 4909 NE 14th Pl

Position or Title Principal

Duties Public Relations and Training; also teach at Portland Community College and other schools.

Dates of Employment March of 1990 and continuing.

CERTIFICATE

I hereby certify that I am an elector and resident of Council District No. 11 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 11 for a continuous period of at least one year as of February 13, 1992; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED 1/31/92

John M. Dan
Signature

**SERVING THE COMMUNITY AS A MEMBER OF
THE METRO COUNCIL**

"The challenge is to reconnect citizens and politics -- to change the political environment in which we find ourselves -- and not just to give our political system a skin deep face lift."

-- Citizens and Politics
The Kettering Foundation

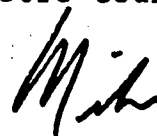
Now is an exciting yet trying time for metropolitan area governments. When people work on government consolidations, new services and lower property taxes today, they are setting the foundation for their local government in the foreseeable future. As a citizen who has actively worked on neighborhood projects in Northeast Portland, I have decided I can contribute to these community efforts as a Metro Councilor.

For more than 10 years, I have worked with my neighbors on housing, public safety and clean up projects. I know them. They know me. Because I remain in touch with the residents and businesses of this diverse district, I feel I can represent them on the Metro Council.

As a public relations professional, my specialty is citizen involvement programs. I am excited about the new management methods to help citizens and government officials work closer together. I bring this knowledge and enthusiasm about public affairs to Metro. Many of these new ideas about citizen involvement are described in the report quoted at the top of this page, Citizens and Politics. While Metro has a good record on public participation, it is important to continue to work with the public. The value of listening to citizens applies both to current projects and to the formation of any new regional government.

District 11, where I live, has some special concerns on the Council. One of them is the Convention Center, a project promoted in this area for more than 10 years before the facility was sited. Metro has the responsibility to make sure all inner city residents share in the benefits of economic development in the area. Land use issues also continue to be important factors as North and Northeast residents and businesses work to improve their neighborhoods. I want to voice these concerns on the council.

And the Metro position, while it is "political," is still an unpaid, volunteer job. So as a Metro Councilor I happily retain my amateur standing.



Michael Dolan

MICHAEL DOLAN
Professional Profile

Drawing on professional communication experience and practical training skills, Michael Dolan provides public relations services and effective management workshops, specializing in citizen involvement.

As the principal of Dolan Communications, he conducts on-site writing training for private companies and government agencies. Mike teaches courses at the Portland Community College Management Institute and Portland State University (beginning Spring 1992). He is nationally accredited to practice public relations.

He is the former Public Information Officer for Multnomah County and has worked in public relations for Benj. Franklin Savings and the Morton/Cole and Weber agency. As a newspaper and radio journalist and later as a public relations counselor, Mike won awards from the Hearst Foundation, the Oregon Association of Broadcasters, the Association of Business Communicators, the Oregon Humanities Foundation, the Academy of Hospital Public Relations and the National Association of Counties.

Recent clients include the Washington Department of Transportation, Elmer's restaurants, Micro Mailing and the City of Portland.

Additional Professional Activities

Long active in his neighborhood association and the larger community, Mike now serves on the board of the Garlington Center for N/NE Community Mental Health.

Served on the Citizen Participation Committee of the Portland Metropolitan Civic Index, 1989.

As a member of the City Club of Portland Committee on Government and Taxation, he organized programs and presentations.

Multnomah County Public Library Task Force, 1988-1989, committee administrator.

Technical Advisor to the state Public Records Advisory Committee.

Member National Association of Government Communicators and the American Society for Training and Development.

Trust in our leaders *The Oregonian* 12/28/90

Credibility in government begins with truth, information

By MICHAEL DOLAN

As Oregon's political leaders decide what to do about the property taxes so rudely jerked away from them by the voters on Nov. 6, they may want to heed a bit of advice from Thomas Jefferson: "The way to prevent these irregular interpositions of the people is to give them full information of their affairs."

When the man who was later to be president wrote these words to his friend Edward Carrington, he had in mind more violent rebellions than the passage of a ballot measure to reduce taxes. But his message still applies. Something more is at stake in the wake of Measure 5 than finding new taxes or cutting programs: credibility.

Too many people in Oregon do not believe what their leaders tell them about their affairs, schools and local governments. This was dramatically illustrated in the final two weeks of the campaign. Elected officials' repeated warnings of Measure 5's destructiveness were ignored by many voters.

While part of American life is politician-bashing — it's fun, it prevents petty tyranny — a certain amount of government credibility is necessary. Government officials smarting from the rebuke voters handed them on Measure 5 should look beyond campaigns to see how they can keep citizens informed between elections.

Many will find that they lack credibility with voters because their public information programs are inadequate. Neglected budget backwaters, the public information functions in local governments and state agencies are frequently old-fashioned offices churning out '50s-style press releases that are ineffective in today's expanding electronic information age.

One reason for such neglect is that the role of public information in government is misunderstood, said Tom Bivins, professor of journalism at the University of Oregon and author of "A Handbook for Public Relations Writing." Professionally done public information does not mean campaigning for the elected boss. "It almost assumes the role of reporting by providing information without advocacy," Bivins said. "Government has a need for balanced information dissemination."

Public information programs are necessary to make government as effective as possible. Information is the doorway to government. Citizens need it to benefit from social services, to make the best use of routine services, to participate regularly in making decisions and to feel part of government when it comes time to pay taxes or vote.

Successful politicians often mistake the role of their campaign spokesperson for the job of a government public information officer. A government must serve everybody. Once in office, politicians should continue their partisan activities, but not at the expense of professional public information.

Because politicians fail to distinguish between advocacy and information, citizens too often mistrust any government explanation. They assume — mistakenly or accurately — that the government representative is withholding information in order to make the govern-

ment look good. Faced with the difficult problem of gaining trust, many officials have given up the job of keeping people informed.

Government leaders cannot simply rely on the news media to keep citizens informed. Reporters cannot keep up with and identify all the important decision-making points in today's massive, sprawling urban governments. Besides, the responsibility to inform cannot be shifted from public servants to private businesses. Their priorities are not government's priorities.

Even those who mistrust government the most support the idea of unbiased public information because they want to know what is happening. Oregonians, like most Americans, want to keep the "self" in self-government. Every day they ask, "When is the public hearing?" "Who makes the actual decision?" "What do I do if I have a better idea for a government program?" "Whom do I talk to if I want to change this?"

Many techniques to reach the public — most of them inexpensive — are available to local governments, but are not being used. They include questionnaires, public service campaigns on TV and radio, conveniently scheduled public hearings that present problems clearly and thoroughly, cable TV, videotapes, targeted newsletters, annual financial reports, tours and open houses, and "brown-bag lunch" discussions on current issues.

Two recent major efforts to improve the way Portland operates support the contention that people want, and therefore will pay for, balanced information from their governments. In citing a need for all types of "community information sharing," the recently completed Portland Civic Index Project stated in its final report: "With government institutions adjusting to new demands, citizens need better avenues of information to keep up with change."

And now, a committee of government officials, civic leaders and interested citizens has formed "Portland Future Focus" to prepare the region for the year 2000. Its first report outlining a "preferred vision" of the region identifies a community value that can be achieved only if government officials genuinely inform the public about their activities.

Public information, like "good government," cannot be relegated only to a single office or media professional. It is a way of doing business everyday. Most government officials in Oregon have not figured out how to give adequate information to their constituents.

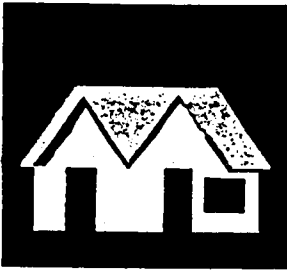
But some have. David Fuks, metro region administrator for the Children's Services Division, has consistently kept citizens, clients and employees informed about the operation of his office before, during and after controversy regarding placement of a child in the home of a known sex offender.

And, more broadly, Metro has an effective public information office that uses television, direct mail and newsletters, among other tools.

Of course, government officials who do not make the effort to inform the public are afraid that informed citizens will get mad at them. For this, too, Jefferson has advice, suggesting knowledge leads to sympathy.

"It is a blessing, however, that our people are reasonable; that they are kept so well-informed of the state of things as to judge for themselves, to see the true sources of their difficulties, and to maintain their confidence undiminished in the wisdom and integrity of their own functionaries."

Michael Dolan, a former public information officer for Multnomah County, specializes in non-profit public relations and teaches at Portland Community College.



**GARLINGTON
CENTER**
N/NE Community
Mental Health, Inc.

4950 N.E. Martin Luther King Jr. Blvd.
Portland, Oregon 97211
Telephone (503) 249-0066
FAX (503) 249-8235

Ernest Estes
President

Theresa Williams-Stoudamire
Vice-President

Rosemary Anderson
Secretary

Rev. James Faulkner
Treasurer

Liam Callen, PhD
Executive Director

February 4, 1992

Mr. Jim Gardner, Presiding Officer
The Metro Council
2000 SW 1st Ave.
Portland, OR 97201-5398

Subject: Application of Michael Dolan for District 11
Council position.

Dear Mr. Gardner,

Michael Dolan is an important and valuable member of the Board of Directors for the Garlington Center for N/NE Community Mental Health.

His work has been especially useful in helping establish the agency as an active and positive member of the community. He provides both counsel and hard work on our community relations program. Not only has he handled announcements to the new media but he has also helped make the appropriate contacts with members of the community in order to promote our projects.

Michael consistently accepts his fair share of Board work and completes projects on time in a thorough way. As a committee chair he keeps the process moving yet makes sure others have a chance to make their points and get involved.

Currently he is a member of the Executive Committee and chair of the Nominations and Community Relations Committee. In the past he has chaired the Planning Committee. In that role he organized our annual and ongoing planning process.

I enjoy working with him and I am sure he will be welcome on any community board.

Sincerely yours,

Ernest E. Estes
President

Michael Dolan

FOR METRO DISTRICT 11

I live in Metro District 11 and I support Michael
Dolan's appointment to the Metro Council.

Signature

Address

Mafun Gonzales 4813 NE 14th Place

Alicia Gonzales-Hunkler 4813 NE 14th Place

John J. Braden 4492 NE Alameda Portland Ore

Ma. Refugio P. de Harcin 735 NE Killingsworth

Betty Gurefory 2731 N.E. 14th Pl

Evelina Hooker 4732 N.E. 14th Pl

Maggie L. Gibson 4741 N.E. 14th Pl

Judy M. Pittman 4805 NE 14th Pl

Michael Dolan

FOR METRO DISTRICT 11

I live in Metro District 11 and I support Michael
Dolan's appointment to the Metro Council.

Signature

Address

Juan Scaulter

2615 NE 37th Av.

Devin

2615 NE 37th Ave

Sherry Saff

4910 NE 14th Pl.

Jim Wahl

4920 NE 14th Pl

Phyllis Smith

4910 N.E. 14th Pl

Patrick F. Dyer

2324 NE 24th

Kathy D. Dyer

2324 N.E. 24th

Robert Phillips

METROPOLITAN SERVICE DISTRICT
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 221-1646

APPLICATION FOR APPOINTMENT
TO VACANT METRO ELECTIVE OFFICE
DISTRICT 11

This application must be completed in full and returned to Don Carlson, Council Administrator at the above address not later than 5:00 P.M. Tuesday, February 4, 1991.

NAME: Robert Edward Phillips DATE: January 23, 1992

ADDRESS: 3738 N.E. Rodney Portland, Oregon 97212-1042

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU FOR THE POSITION: In 1978, I was a candidate for Metro, and out of 13 candidates came in

third. I was a member of Metro's budget committees in 1985 and 1986; and assisted Metro in developing 1985-86 Affirmative Action Goals and Objectives (see letter attached). I have toured Metro facilities and numerous sites of program operations; and understand the role of policy making boards (see attached list of boards for which I have served). In a recent

School Board Election, I won 55% of the votes in the area covered by Metro District 11, but lost the race outside the District. I submitted the plan which resulted in the creation of House District 18.

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSES FOR APPLYING FOR THE POSITION: I am applying to serve the citizens of District 11, based on experience and

knowledge of Metro as a regional government; to allow continuity in performance based on my experience in governmental settings and in serving on a variety of boards and commissions; and to provide Metro with a culturally diverse view on issues, based on my present experience as Chair of the State Commission on Black Affairs, Past-President of the NAACP, and present experience with diverse groups as Affirmative Action Officer for the City/County, and formerly the Deputy Director of the State of Oregon Affirmative Action Officer, and present experience as a member of the NIKE Corporation's Minority Affairs Advisory Board. Finally, I have a strong interest in citizens involvement and public policy development and administration.

-over-

HIGH SCHOOL ATTENDED: JEFFERSON HIGH SCHOOL, Portland, Oregon

COLLEGE: Name PORTLAND STATE UNIVERSITY Major Master of Social Work

Name Oregon State University Major Sociology

VOCATIONAL TRAINING: Name _____ Course _____

Name _____ Course _____

OTHER FORMAL EDUCATION: Personnel Administration Certificate, 1986, Portland

State University School of Business.

EMPLOYMENT HISTORY:

Present or Last Employer City of Portland/Multnomah County

Address 1220 S.W. Fifth Avenue Portland, Oregon 97204 Pone: 823-3113

Position or Title Affirmative Action/EEO Officer

Duties Develop, implement, monitor and administer the City/County Affirmative Action

Plans and Programs to comply with rules and regulations governing Equal Employment Laws.

Dates of Employment Six months with the joint programs, and six years with the

County. Prior employment includes six years of the Governor's staff.

CERTIFICATE

I hereby certify that I am an elector and resident of Council District No. 11 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 11 for a continuous period of at least one year as of February 13, 1992; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED January 23, 1992

Robert Phillips
Signature

December 30, 1986

Robert E. Phillips
4426 NE 10th
Portland, Oregon 97211
Phone No. (503) 287-2951 res.
(503) 248-3308 work

Summary of Qualifications

Experience includes managing, supervising, directing, planning, monitoring, evaluating, developing and implementing policies and procedures, for Affirmation Action/Equal Employment Opportunity and Social Service programs. The positions required reporting to elected officials, program administrators and interested citizen groups.

Educational Achievements

Personnel Administration Certificate, 1986, Portland State University School of Business Administration; Master of Social Work, 1975, Portland State University; Bachelor of Science, 1973, Oregon State University; and numerous training certificates from the Division of Continuing Education.

Work Experience

Affirmative Action Officer, Multnomah County Oregon, September 5, 1985 to present. Responsible for managing a County-wide Affirmative Action program.

Deputy Director of Affirmative Action, Governor's Office, February 1, 1981 to September 4, 1985. Responsible for assisting the Affirmative Action Director in directing a statewide Affirmative Action program.

Program Developer/Supervisor. Pre-Admission Screening Program, Multnomah Region, Adult and Family Services Division, August 1, 1979 to January 31, 1981. Responsible for the development and implementation of a Pre-Admission Screening Program and Resources Unit for Multnomah Region, Adult and Family Services Division, Department of Human Resources, State of Oregon.

Social Worker/Service Coordinator, Multnomah Region, Adult and Family Services Division, November 1, 1977 to July 31, 1979. Responsible for planning, developing and coordinating social services for the Multnomah Region's long-term care programs.

Other work experience available upon request.

Volunteer Experience

Experience includes work in and with a broad range of community based organizations, and State of Oregon and City of Portland regulatory boards, commissions and advisory bodies.

References/Additional Information: Available upon request.

AGENCY COMMITTEES

I have served on the following agency committees:

Health Program and Policy Committee, Dick Arbuckle, Chairperson, 1978
Committee to make recommendations regarding Social Work Classification,
Kay Toran, Chairperson, 1978

Adult Foster Care Certification Review Committee, Lu Dethlefs,
Chairperson, 1979

Pre-Admission Screening Task Force for Multnomah Region,
Adult and Family Services, 1979-80

Department of Transportation, Job Fair Planning Committee, 1984-85

PROFESSIONAL CERTIFICATES:

Certified in Cardiopulmonary Resuscitation

Certified for "Leadership Training in Community Development
Block Grant and Department of Energy Programs: conducted by the
National Citizen Participation Council, Inc., April 21, 1979

AWARDS

Chosen to be among the "Outstanding Young Men in America" for 1979
by the U.S. Jaycees

Selected to be among the Black Community Leaders of the 1980's by
the Northwest Conference of Black Public Officials

Selected and honored by "Our Magazine" on November 17, 1980 for
contributions to the community-at-large

ORGANIZATIONS/BOARDS/COMMITTEES

LICENSING BOARDS:

State Board of Registered Clinical Social Workers, 1978-80,
appointed by Governor Victor Atiyeh.

Residential Care Licensing Board for the City of Portland,
1976 - present, appointed by Mayor Neil Goldschmidt,
re-appointed by Mayor Frank Ivancie (1980), and Mayor Bud
Clark (1985)

Robert E. Phillips
Resume

BUDGET COMMITTEES:

Police Budget Advisory Committee, City of Portland, 1974-79, Member
Human Resources Budget Advisory Committee, City of Portland,
1979-80, Vice-Chairman

Youth Service Center Budget Advisory Committee, City of Portland,
1980-81, Chairman

Police Budget Advisory Committee, City of Portland, 1982-85,
Vice-Chairman

Metropolitan Service District Budget Committee, 1985, ¹⁹⁸⁶ Member

Bureau of Personnel Budget Advisory Committee, City of Portland, 1985-86, Chairman

ADVISORY BOARDS AND TASK FORCES:

Chairperson for the Greater N.E. Precinct Police Council,
1974 to present

Chairperson and Oregon's Steering Committee Representative for
the National Association of Black Social Workers, Inc., 1974-80

Member of the Multnomah County Developmental Disabilities
Coordinating Council, 1974-79

Chairperson for the Southeast Senior Task Force on Aging Need
Committee, 1976

Member of the State's Health Division Advisory Board to Register
Clinical Social Workers, 1976-78

Member of Emergency Helping Agencies Committee, 1976-79

Homemaker Upjohn International Advisory Board, 1977-80,
Chairperson, 1979-80

Inner N.E. Agency Planning Committee, 1978-79

City of Portland's Interim Care Committee, 1978-80

Board Member of the Urban League Senior Center, 1978-80

Member of the Northwest Oregon Health Systems (SAC), 1978-80

Member of the Northwest Conference of Black Public Officials,
1978 - present

Member of King Neighborhood Association and Chairperson of
King Association Legislative Committee, 1979

Chairman of the NAACP Political Action Committee, 1979;
Second Vice-President of Portland Branch NAACP, 1985

Vice-Chairperson of the Inner N.E. Neighborhoods Against Crime
Program, 1979

Robert E. Phillips
Resume

ADVISORY BOARDS AND TASK FORCES (cont'd):

Chairperson of the Inner N.E. Neighborhoods Against Crime Program
(including the supervising of one, paid staff person), 1980

North-Northeast Community Mental Health Ethnic Conference Planning
Committee, 1982, Member

Chairperson North-Northeast Cable Access Association, 1983-85

Member Board of Directors Oregon Council on Crime and
Delinquency, 1984 - present



METROPOLITAN SERVICE DISTRICT

Providing Zoo, Solid Waste and Local Government Services

October 4, 1985

527 S.W. Hall St.
Portland, Oregon
97201-5287
(503) 221-1646

Rick Gustafson
Executive Officer

Metro Council

Ernie Bonner
Presiding Officer
District 8

Richard Waker
Deputy Presiding
Officer
District 2

Bob Oleson
District 1

Jim Gardner
District 3

Corky Kirkpatrick
District 4

Tom DeJardin
District 5

George Van Bergen
District 6

Sharon Kelley
District 7

Hardy Myers
District 9

Larry Cooper
District 10

Marge Kafoury
District 11

Gary Hansen
District 12

Mr. Robert Phillips
4106 N. E. 15th
Portland, Or 97211

Dear Robert:

The Council and I appreciated your testimony urging adoption of our 1985-86 Affirmative Action Goals and Objectives and recommending inclusion of language in our Plan relative to a semi-annual analysis and an evaluation of managers and supervisors' equal opportunity efforts.

The Goals and Objectives were adopted and I am enclosing a copy.

I think your recommendations are excellent and I advised the Council that they should be made part of the Executive Order relating to Affirmative Action procedures. Prior to making these changes, however, I would like our new Personnel Officer, Randy Boose, to review the Executive Order, as well as Ordinance No. 83-166, and determine whether any other changes are needed to improve the effectiveness of our program. We shall notify you when your recommendations and any other changes have been implemented. Randy's first day at Metro will be October 14.

Thank you for your interest. You may be assured that Metro shall continue to provide equal employment opportunities and continue efforts to achieve its affirmative action goals.

Sincerely,

Rick Gustafson
Executive Officer

RG:slr

Enclosure

cc: Randy Boose



CITY OF

PORTLAND, OREGON

DEPARTMENT OF PUBLIC WORKS

Earl Blumenauer, Commissioner
1220 S.W. 5th Avenue, Room 407
Portland, Oregon 97204
(503) 248-5577

May 24, 1988

Dear Mr. Phillips:

With the completion of the City of Portland's 1988-89 budget, I'd like to take this opportunity to thank you for your service as a member of Personnel's Bureau Advisory Committee.

This was a difficult year. I know that the constant changes in the budget process may have created a feeling that you were experiencing something akin to the trials of Job. It felt that way to me at times also. The work you did to refine the issues and budget priorities was helpful to the Bureau and to me in shaping budget recommendations. Testimony before the City Council was to the point and informative.

During the course of the year, the Personnel BAC raised several issues which merit further consideration and action. Personnel has been working with the City Council on labor negotiations to establish goals and objectives for the contracts which are open this year. We are refining labor market information regarding compensation and benefits which will assist in the adoption of a Compensation Policy. Throughout the next year, Personnel will continue to monitor the centralized role they play in the delivery of training services for bureaus and coordinate affirmative action activities.

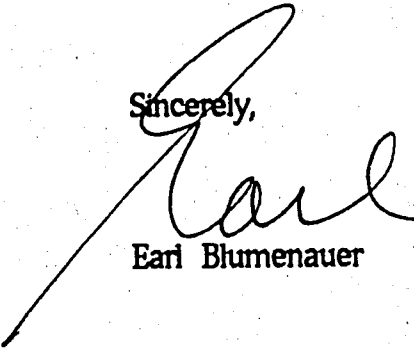
The Personnel BAC listed other concerns which have the potential of increasing the accountability and efficiency of the Personnel Bureau. Many of these items such as the elimination of Civil Service tests and the Rater System are issues which must be carefully considered over the long term. I do not believe that substantial progress will be made in examining these issues during the next year, because of labor negotiations.

I hope you can make the time to attend one more meeting with me to discuss the implications of the budget approved by City Council as well as any specific suggestions you may have for next years budget process. I have invited the members of all the bureau advisory committees in my portfolio to meet on **Tuesday, May 31st at 5 pm** in Room C of the Portland Building. Please join us to share our successes and plan for the future.

I would also like you to consider your continued involvement with Personnel's Bureau Advisory Committee for next year. Please advise John Woods by May 31st of your interest in continuing as member of the committee.

Thank you again for your time, interest and energy. I look forward to seeing you on May 31st.

Sincerely,

A handwritten signature in black ink, appearing to read "Earl", with a long, sweeping underline that extends to the left.

Earl Blumenauer

Mr. Robert Phillips
4426 NE 10th Avenue
Portland OR 97211-4566



GLADYS McCOY, Multnomah County Chair

Room 134, County Courthouse
1021 S.W. Fourth Avenue
Portland, Oregon 97204
(503) 248-3308

May 5, 1987

Mr. Robert Phillips
4426 N. E. 10th Avenue
Portland, Oregon 97211

Dear Robert:

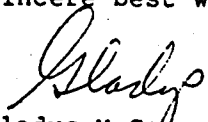
I am pleased to inform you that your have been approved for appointment to the City/County Bi-Centennial Commission for a term ending 12/31/89.

The appointment will become official on Thursday, May 14, 1987, at 9:30 a.m. during the Board of County Commissioners meeting which will be held at the Multnomah County Courthouse, 6th Floor, Room 602. I encourage you to attend this meeting.

I am confident that your contribution to the Bi-Centennial Commission will be of great value to Multnomah County.

I appreciate your interest in serving Multnomah County. Please let me know if I can assist you in any way.

Sincere best wishes,


Gladys McCoy
Multnomah County Chair

GM:ddf
0387G



GLADYS McCOY, Multnomah County Chair

Room 134, County Courthouse
1021 S.W. Fourth Avenue
Portland, Oregon 97204
(503) 248-3308

April 26, 1988

Dear Robert:

Thanks for another job well done. While last year was a new experience for me, this year was a new and different experience for everyone. However, the results show that even with controversy, we were able to work towards a common goal which I think is reflected in this budget.

I am enthusiastic about next year because as we move closer to the implementation of a new program budget, together we can develop criteria that will reflect our commitment both to programs and to good management.

Many thanks again.



CITY OF

PORTLAND, OREGON

BUREAU OF POLICE

J.E. Bud Clark, Mayor

Penny E. Harrington, Chief of Police

1111 S.W. 2nd

Portland, OR 97204

RECEIVED
JUN 21 1985
DEPARTMENT OF SOCIAL SERVICES
OFFICE
MULTNOMAH COUNTY, OREGON
October 16, 1985

Mr. Robert Phillips, Director
Multnomah County
Affirmative Action Office
1120 SW 5th Ave., Suite 1400
Portland, OR 97204

Dear Mr. Phillips:

I want to thank you once again for taking the time to help us develop what I think is going to be an excellent training program in cross-cultural communications for the Portland Police Bureau. I plan on attending the training myself so that I may be able to evaluate Mr. Benjamin and his staff.

I know that you worked many long hours on a very short deadline to help us in this very important selection process. Please be assured that I will do whatever I can to help you in the future. Thank you for your time and effort.

You and the other members are invited to attend a luncheon on Thursday, October 24, 11:30-1:00 in the Justice Center Auditorium, 14th floor, Room C. Please call Candy at 796-3000 to confirm your attendance.

I am looking forward to seeing all of you on Thursday.

Yours very truly,

Penny E. Harrington
PENNY E. HARRINGTON
Chief of Police

PEH:kdh

Joe Ross

RECEIVED FEB - 4 1991
1:18pm

METROPOLITAN SERVICE DISTRICT
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 221-1646

APPLICATION FOR APPOINTMENT
TO VACANT METRO ELECTIVE OFFICE
DISTRICT 11

This application must be completed in full and returned to Don Carlson,
Council Administrator at the above address not later than 5:00 P.M.
Tuesday, February 4, 1991.

NAME: Joseph B. Ross DATE: February 4, 1992

ADDRESS: 2806 N.E. Skidmore, Portland, OR 97211

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU
FOR THE POSITION: _____

1. 30 years of public contact in sales and marketing
2. 10 years as a public employee

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSES FOR APPLYING FOR THE
POSITION: _____

1. I have lived in District 11 for 20 years.
2. I am now semi retired and I am prepared to devote the necessary time
to make a difference.
3. I will be coming to the Council with current blue collar perspective
and insight.

-over-

HIGH SCHOOL ATTENDED: Klamath Union High School

COLLEGE: Name University of Oregon Major Liberal Arts

Name College of William & Mary Major Liberal Arts

VOCATIONAL TRAINING: Name _____ Course _____

Name _____ Course _____

OTHER FORMAL EDUCATION: None

EMPLOYMENT HISTORY:

Present or Last Employer Tri-Met

Address 4012 S.E. 17th Avenue, Portland, Oregon 97202

Position or Title Bus Operator, maintenance i.e. mechanics helper

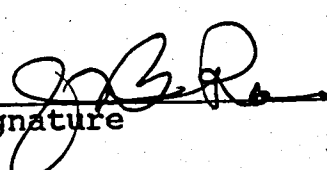
Duties Bus operator for five years; 5 years servicing buses i.e. fuel service, spotter, chain tires - a myriad of duties.

Dates of Employment May 5, 1981 - February 3, 1992

CERTIFICATE

I hereby certify that I am an elector and resident of Council District No. 11 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 11 for a continuous period of at least one year as of February 13, 1992; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED February 3, 1992

Signature 

Margaret Bax

RECEIVED FEB - 4 1991

METROPOLITAN SERVICE DISTRICT
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201

APPLICATION FOR APPOINTMENT
TO VACANT METRO ELECTIVE OFFICE
DISTRICT 11

This application must be completed in full and returned to Don Carlson, Council Administrator at the above address not later than 5:00 P.M. Tuesday, February 4, 1992.

NAME: Margaret J. Bax DATE: February 4, 1992

ADDRESS: 4404 N.E. 31st Avenue

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU FOR THE POSITION: Commissioner's Asst. Mult Co 1985-90 - Duties included IGR/Liaison to State Legislature 1985-87, Community Corrections, Human Svcs, Solid Waste, Budget; Registered Nurse (Emanuel & Holladay Park Hosp, Health Help Clinic Volunteer) Critical Care nursing required ability to make complex decisions and to constantly reassess situations and re-evaluate decisions; Founding Board Member and volunteer Wallace Medical 1984-present; Neighborhood Crime Prevention, Block Captain 1989-present; Past Board member, Sullivan's Gulch Neighborhood Assn.; Precinct Committeeperson 1983-present.

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSE FOR APPLYING FOR THE POSITION: *As a life long resident of District 11 and a homeowner with young children, I have a vested interest in my community.

*To maintain livability and vitality throughout the region we need a strong, responsive, regional government which will balance the needs of dozens of local communities. I want to help build the relationships, the trust and the public confidence which are essential for an effective regional government.

*I am interested in and have experience in many of Metro's principal issues including Regional Growth Mgmt., Solid Waste Mgmt. and local government coordination and consolidation.

*I am looking for a more challenging role in public service.

HIGH SCHOOL ATTENDED: Holy Child Academy, John Adams High

COLLEGE: Name Portland Comm. College Major Nursing, Assoc. Degree
Name Portland State Univ. Major Political Science

VOCATIONAL TRAINING: Name _____ Course _____
Name _____ Course _____

OTHER FORMAL EDUCATION: _____

EMPLOYMENT HISTORY:

Present or Last Employer City of Portland, Commissioner Gretchen Kaufoury
Department of Public Utilities

Address 1220 S.W. Fifth Avenue, Room 211, Portland, OR 97204

Position or Title Commissioner's Assistant III

Duties Policy Development, Legislative Analysis, Administrative Functions.

Planning Liaison; Press Liaison/Coordinator; Council Calendar and Budget

Review for Office of Transportation, Parks Bureau, Fire Bureau and Energy

Office; Office Budget; Constituent Work; Work Force Diversity Committee.

Dates of Employment November 1990 - Present

CERTIFICATE

I hereby certify that I am an elector and resident of Council District No. 11 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 11 for a continuous period of at least one year as of February 13, 1992; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED

Feb 4, 1992

Signature

Margaret J. Bux

Ronnie Dansby

METROPOLITAN SERVICE DISTRICT
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 221-1646

APPLICATION FOR APPOINTMENT
TO VACANT METRO ELECTIVE OFFICE
DISTRICT 11

This application must be completed in full and returned to Don Carlson,
Council Administrator at the above address not later than 5:00 P.M.
Tuesday, February 4, 1991.

NAME: RONNIE LANSBY DATE: JANUARY 21, 1992

ADDRESS: 5109 NORTHEAST ELEVENTH AVENUE

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU
FOR THE POSITION: U.S. MARINE CORPS RECRUITER - 1985 PROFESSIONAL SPEAKER

OF THE YEAR FOR THE U.S. FAYCEES IN THE STATE OF NEVADA, OFFICE MANAGER
FOR U.S. MARINES - SUPERVISOR OF TWELVE CLERKS AND RESPONSIBLE FOR
THE INPUT OF 1500 PERSONNEL RECORDS. PERFORMED ORDER WRITING AND
VARIOUS COMPUTER TASK. FINAL TOP SECRET CLEARANCE WITH THE FEDERAL
BUREAU OF INVESTIGATION 1968

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSES FOR APPLYING FOR THE
POSITION: THESE WORDS FROM THE HONORABLE HERBERT HOOVER, "THERE IS NO DOUBT

THAT THE WEEDS OF ECONOMIC ABUSE WILL GROW IN THE GARDEN OF LIBERTY. THE
FERTILE SOIL OF THIS GARDEN ALSO PRODUCES THE FINE BLOSSOMS OF ENTERPRISE
AND INVENTION. EVIL AS THE WEEDS ARE, IT IS FAR BETTER TO EXPEND THE LABOR
TO EXTERPATE THEM THAN TO LOSE THE WHOLE GARDEN THROUGH THE BIGHT OF
TYRANNY." WHEN THIS THOUGHT IS VIEWED IN CONTEXT, THEN IT IS MY
DUTY TO TRY AND MAKE A DIFFERENCE.

HIGH SCHOOL ATTENDED: COVERT High, COVERT, Michigan

COLLEGE: Name LHCCO/CHAPMAN Major BUSINESS

Name _____ Major _____

VOCATIONAL TRAINING: Name COMMERCIAL TRADES Course WELDING

Name EXECUTIVE Flight Academy Course PILOT

OTHER FORMAL EDUCATION: Millwright Apprenticeship -

EMPLOYMENT HISTORY:

Present or Last Employer CORPS OF ENGINEERS

Address SE HELEN RD.

Position or Title DECKHAND

Duties MERCHANT MARINE - WORKED ON BOARD A DREDGE PERFORMING VARIOUS SHIPBOARD DUTIES FROM COOKING TO NAVIGATION

Dates of Employment NOVEMBER 1988 TO MARCH 1990

CERTIFICATE

I hereby certify that I am an elector and resident of Council District No. 11 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 11 for a continuous period of at least one year as of February 13, 1992; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED JANUARY 21, 1992

Brian Hardy
Signature

Ed Washington

RECEIVED JAN 30 1992

METROPOLITAN SERVICE DISTRICT
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201
(503) 221-1646

APPLICATION FOR APPOINTMENT
TO VACANT METRO ELECTIVE OFFICE
DISTRICT 11

This application must be completed in full and returned to Don Carlson,
Council Administrator at the above address not later than 5:00 P.M.
Tuesday, February 4, 1991.

NAME: Edward J. Washington DATE: January 30, 1992

ADDRESS: 6242 N.E. 41st Portland, Or. 97211

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU
FOR THE POSITION: See Attached

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSES FOR APPLYING FOR THE
POSITION: See Attached

EXPERIENCE, SKILLS AND QUALIFICATIONS

I have been a resident of this district for 28 years. I have an excellent understanding of the issues and concerns as a result of running for the State Legislature two times. I have 18 years Marketing experience as well as 7 years working directly with the public.

I am currently President of the Portland Chapter of NAACP, Member of United Way Board, North/Northeast Economic Alliance Board, Unemployment Insurance Compensation Advisory Board for the State of Oregon; Chair, Multnomah County Mental Health Advisory Board. I have served as Vice President for Concordia Neighborhood Assn, and served on an ad hoc committee regarding City-County Merger.

In addition, I have had the opportunity to work with elected officials, Senators Ron Cease, Frank Roberts; Metro Councilors David Knowles, Roger Buchanan; City Commissioners Gretchen Kafoury and Earl Blumenauer.

These wide range of experiences have given me a strong appreciation and understanding of the connection that the city, county and state have in providing services to the citizenry.

REASONS FOR APPLYING

I am seeking the Metro Council District 11 position because of my interest in working with Metro and other governmental bodies that are working to prepare this region for the expected and anticipated growth over the next 30 years. To me, it is absolutely essential that we continue to develop and refine the policies and procedures for that growth.

This region faces some vital decisions in the area of land use planning, transportation, solid waste management and water quality. Having served on the Tri Met Budget Advisory Board, Mid-County Sewer Advisory Board, and the Sewer Cost Alternative Task Force for the City of Portland, plus the Composter Enhancement Committee for Metro, I am certain that I can be an effective Councilor in helping to shape those vital decisions.

Metro regional government is the way of the future and I want to be an active part of that future.

HIGH SCHOOL ATTENDED: Grant High School

COLLEGE: Name Portland State Univ. Major General Studies / Soc Sci.

Name _____ Major _____

VOCATIONAL TRAINING: Name _____ Course _____

Name _____ Course _____

OTHER FORMAL EDUCATION: _____

EMPLOYMENT HISTORY:

Present or Last Employer U.S. West Communications, Inc.

Address 121 S.W. Morrison Suite 1600

Position or Title Customer Support Specialist/Marketing Department

Duties Marketed to K-12 schools and community colleges in Oregon

and Washington

Dates of Employment 1974 - Present

CERTIFICATE

I hereby certify that I am an elector and resident of Council District No. 11 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 11 for a continuous period of at least one year as of February 13, 1992; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED January 30, 1992

Edward J. Washington
Signature

FAX: 288-8673

LINDA K. WILLIAMS, P.C.
ATTORNEY & COUNSELOR
1744 N.E. CLACKAMAS STREET
PORTLAND, OREGON 97232

(503) 281-8118

February 5, 1992

TO: Metropolitan Service District Council:

FR: Linda Williams

DA: February 5, 1992

RE: Statement in Support of Appointment of Ed Washington to Vacant Metro Councilor Position.

Each of us has known Ed Washington for about 4 years, since we each moved into the Northeast Neighborhood. In that time there have been several issues involving land use, security facility siting, Columbia Slough wetlands protection, and economic development which have effected the inner Northeast neighborhoods. We have each participated as concerned neighbors (and as attorney of record for a neighborhood group in one case) in some of these developments. In every situation we have found Ed Washington to have been a positive force for bringing people together and taking a lead in decision-making.

In our experience, Ed has always gone the extra mile to inform and bring people together. He has always done his "homework" on facts and issues. He has demonstrated respect, tact and great skill in working with others in problem-solving.

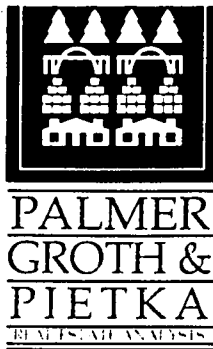
We know that Ed Washington will be a hardworking and effective representative of this Metro District. We are convinced that he will bring skills to the council which will be valuable in serving the entire district with the highest standards.



DANIEL MEEK
1935 N.E. Clackamas Street
Portland, OR 97232
(503) 281-2201 fax 281-2282



LINDA WILLIAMS
1744 N.E. Clackamas Street
Portland, OR 97232
(503) 281-8118 fax 288-8673



February 4, 1992

To: Metro Council

RE: District 11 Applicant

Dear Subcommittee Members:

It is my understanding that you are reviewing applicants for the District 11 Metro position. I highly recommend Ed Washington to you.

I recently co-chaired the Mid-County Sewer Project Cost Alternative Task Force of which Ed Washington was a member. The Task Force worked through many complicated issues regarding equity, affordability, construction costs, and customer uncertainty. During the analysis and public hearing phase of the Task Force effort, Ed was the individual who brought the conversation back to reality, helping us to focus on the true issues. Ed was also instrumental in the Task Force acknowledging the regional aspect of the sewer cost issues.

Metro council members must have good common sense, be able to study and understand complex issues, think regionally, and work well with people. Ed Washington possesses all of these characteristics. Ed would be a valuable council person capable of serving of the community well.

Yours truly,

David E. Pietka, MAI

DEP:mm
dep20/132

SUITE 200 • 50 S.W. PINE STREET • PORTLAND, OREGON 97204 • (503) 226-0983
WITH OFFICES IN VANCOUVER, SEATTLE, BILLYVALE AND SACRAMENTO FAX (503) 273-4273

DONALD R. PALMER, MAI
DAVID W. GROTH, MAI
DAVID E. PIETKA, MAI

PHILIP L. STEFFEN, MAI
CHRISTOPHER K. MONGER, MAI
BRIAN N. VICKERS, MAI

MARK W. LAW WILL, MAI
TIMOTHY E. WRIGHT, MAI

BRIAN L. KELLEY, MAI
TODD S. LIEBOW, MAI



GLADYS McCOY, Multnomah County Chair

Room 134, County Courthouse
1021 S.W. Fourth Avenue
Portland, Oregon 97204
(503) 248-3308

January 29, 1992

Councilor Sandi Hansen
Metro Council
4216 N. Overlook Boulevard
Portland, Oregon 97217

Dear Councilor Hansen:

Please accept this note as my endorsement of Ed Washington as the appointee to the position on the Metro Council.

I have known Ed for over ten years. Ed is a native Oregonian who has contributed much to our community. Now he is willing to serve in yet another important role. He will bring an intelligent commitment to Metro and his district; high energy, the experience of community service, honesty, integrity and good interpersonal skills.

You will be proud to have Ed as a colleague. I urge his appointment.

Sincerely,

Gladys McCoy
Multnomah County Chair

GM:mrn
8353G

Michel Wagner

METROPOLITAN SERVICE DISTRICT
 2000 S.W. FIRST AVENUE
 PORTLAND, OREGON 97201
 (503) 221-1646

APPLICATION FOR APPOINTMENT
 TO VACANT METRO ELECTIVE OFFICE
 DISTRICT 11

This application must be completed in full and returned to Don Carlson, Council Administrator at the above address not later than 5:00 P.M. Tuesday, February 4, 1991.

NAME: MICHEL (Mick) Wagner DATE: January 29, 1992

ADDRESS: 4937 N.E. Pacific Street, Portland, Oregon 97213

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU FOR THE POSITION: Consumer Advocate since 1985, broad and varied experience in dealing with various governmental and corporate entities, background in analyzing and interpreting governmental regulations and statutes. 5 years of Paralegal experience with emphasis on legal research and legal investigation. Former Eagle Scout (1971) and youngest Scoutmaster in history of the Boy Scouts (1974: Age 20), State debate champion (ND: 1971). Recipient of Congressional nomination to United States Naval Academy (1971). Director of Consumer Sounding Board's Landlord-Tenant hotline (1986-1990). Former Radio announcer (1969--1974); experienced in dealing with members of the press and other public forums. Non-partisan, conciliatory approach to important issues. Willing to listen to all sides of an issue before reaching a decision.

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSES FOR APPLYING FOR THE POSITION: In my opinion, the Metropolitan Service District has the potential to be the most important governmental agency in Oregon. The Portland metro area suffers from an excess of overlapping and competing governmental agencies, particularly in the areas of emergency assistance and support services. As examples, the metro area has approximately 20 different police agencies, approximately the same number of fire departments (some with emergency medical response, some without), and a virtual cornucopia of ambulance, first aid, search and rescue, and other emergency support services. In an emergency situation, these various services, as well as the transit system, would all need to be brought under a central control in order to protect the overall quality of life for citizens of the Portland Metro Area. Without such centralization being possible, an emergency such as an earthquake could result in incalculable collateral harm. As example, with a centralized and more coordinated police agency, a SERT team might have been available in time to save the life of Nathan Thomas.

-over-

HIGH SCHOOL ATTENDED: Jamestown High School, Jamestown, ND (1967-1971)

COLLEGE: Name Jamestown (ND) College, Major Theatre Arts

Name Westmar College, LeMars, IA Major Musical Theatre

VOCATIONAL TRAINING: Name _____ Course _____

Name Portland Community College Course Probate

OTHER FORMAL EDUCATION: _____

EMPLOYMENT HISTORY:

Present or Last Employer Perfectly Legal Documents

Address 1404 N.E. 111th Avenue, Portland, Oregon 97220

Position or Title Office Manager

Duties Responsible for overseeing legal support services office. Duties

include conducting legal investigations, and writing computer legal software.

Dates of Employment March 1, 1990 to present as office manager of Perfectly

Legal Documents; prior to that time, 4 years as corporate Franchise Liaison.

CERTIFICATE

I hereby certify that I am an elector and resident of Council District No. 11 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 11 for a continuous period of at least one year as of February 13, 1992; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED

January 29, 1992

Signature



Meeting Date: February 13, 1992
Agenda Item No. 1.C

RESOLUTION NO. 92-1567

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF APPOINTING	)	RESOLUTION NO. 92-1567
A CANDIDATE TO FILL THE VACANT)	
DISTRICT 11 POSITION	)	Introduced by Presiding
	)	Officer Jim Gardner

WHEREAS, A vacancy exists in the District 11 position on the Council of the Metropolitan Service District; and

WHEREAS, Chapter 268 of the Oregon Revised Statutes requires that a vacancy in office shall be filled by a majority of the remaining members of the Council; and

WHEREAS, Section 2.01.180 of the Metro Code establishes the procedures for filling Council vacancies, all of which have been followed; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District hereby appoints _____, to fill the vacant District 11 position on Council of the Metropolitan Service District for the period of February 13, 1992, through January 2, 1993.

ADOPTED by the Council of the Metropolitan Service District this 13th day of February, 1992.

Jim Gardner, Presiding Officer

Meeting Date: February 13, 1992
Agenda Item No. 5.1

MINUTES

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

October 10, 1991

Council Chamber

Councilors Present: Presiding Officer Tanya Collier, Deputy
Presiding Officer Jim Gardner, Larry
Bauer, Roger Buchanan, Richard Devlin,
Tom DeJardin, Sandi Hansen, David
Knowles, Ruth McFarland, Susan McLain
and Judy Wyers

Councilors Absent: George Van Bergen

Also Present: Deputy Executive Officer Dick Engstrom

Presiding Officer Collier called the regular meeting to order at
5:30 p.m.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

3. EXECUTIVE OFFICER COMMUNICATIONS

3.1 Presentation of Metro's Sixth Annual Recycling Awards to
Celebrate Recycling Awareness Week

Councilor McLain announced the winners of the Sixth Annual
Recycling Awards. The Model Citizen Award went to Florence
Fleskes; the Individual Recycling Recognition Award to Jeff
Murray; the Organization/School Award to Lewis & Clark College;
the Business Award - Recycling-Related to Edwin O. Ege Sanitary
Service; the Business Award - Non-Recycling Related to Gage
Industries, Inc.; and the Special Projects Recognition Award to
Nor-Mon Distributing.

Presiding Officer Collier called a recess at 5:50 p.m. The
Council reconvened at 5:55 p.m.

3.2 Presentation on End of the Oregon Trail Project

Presiding Officer Collier introduced Clackamas County
Commissioner Darlene Hooley who discussed the End of the Oregon
Trail project and distributed materials on same. Commissioner
Hooley introduced Dr. Steve Beckham of Lewis & Clark College.
He listed the members of the End of the Oregon Trail Foundation

Executive Committee and the Oregon Trail Foundation Board of Trustees.

Oregon City Mayor Dan Fowler gave a slide show presentation on the historical perspective of the Oregon Trail, the scope of the project, proposed financial planning as well as the proposed work program. Mayor Fowler said project elements would include an interpretive center, living history exhibits, an emigrant park and landscaping and use the adjacent landfill as open space and discussed proposed surrounding commercial facilities. He listed proposed project costs as follows: Project development/management - \$1 million; site assembly and road work - \$8 million; Emigrant Park and landscaping - \$5.2 million; Interpretive Center/Living History - \$29.3 million; and pre-opening expenses - \$3 million; project cost total - \$46.5 million. He explained the End of the Oregon Trail Project would not require ongoing operating revenue from Metro and that funding sources for capital costs would come from a variety of sources. He explained funding sources in the overall state context, the federal role, the private sector role, the commercial element and regional support. He said \$30-40 million would be needed in regional support for capital construction. Mayor Fowler said funding strategies called for support from public and private sources, that one-time only regional support was needed to finance capital costs and no operational support from Metro would be required. He said the benefits included having a center of national significance, be unique on the West Coast, that 40 percent of its visitors would come from out-of-state, that there would be an annual economic value to the economy of \$10 million, and that the center would be an educational and cultural resource for the region.

Commissioner Hooley concluded the End of the Oregon Trail Presentation and discussed the work plan. She said Clackamas County was very supportive of the project. She said Metro could play a role in the project as manager of the region's recreational facilities and said the project would tie into Metro's Greenspaces Program. She said the project needed cooperation from Metro on planning and policy and presenting the best possible package to voters.

Councilor Knowles said he had asked Clackamas County to make this presentation and define further the regional funding package proposed. He asked Presiding Officer Collier to refer consideration of the project to the Regional Facilities Committee for further discussion and work. The Council discussed the End of the Oregon Trail Project further. Presiding Officer Collier referred the Project to the Regional Facilities Committee for further review and discussion.

Presiding Officer Collier called a recess at 6:33 p.m. The Council reconvened at 6:35 p.m.

4. CONSENT AGENDA

4.1 Minutes of September 12, 1991

Motion: Councilor Devlin moved, seconded by Councilor Hansen, for adoption of the Consent Agenda.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, Hansen, McLain, Wyers and Collier voted aye. Councilors DeJardin, Knowles, McFarland and Van Bergen were absent. The vote was unanimous and the Consent Agenda was adopted.

5. ORDINANCES, FIRST READINGS

5.1 Ordinance No. 91-411, For the Purpose of Amending Chapter 2.09, Builder's Business License Program of the Metro Code

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced Ordinance No. 91-411 had been referred to the Finance Committee for consideration.

6. ORDINANCES, SECOND READINGS

6.1 Ordinance No. 91-427, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule for the Purpose of Funding Special District Association Dues for FY 1991-92 (Public Hearing)

The Clerk read the ordinance by title only for a second time.

Presiding Officer announced Ordinance No. 91-427 was first read on September 26 and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on October 3 and recommended it to the full Council for adoption.

Motion: Councilor Devlin moved, seconded by Councilor Hansen, for adoption of Ordinance No. 91-427.

Councilor Devlin gave the Finance Committee's report and recommendations. He explained Special District Association Dues (SDAO) dues had been previously budgeted in the Support Services Fund primarily to cover liability insurance through SDAO which Metro no longer carried through SDAO. He said that Metro still had a contractual arrangement with SDAO for governmental

relations services and said it would be in the best interests of the District to continue those dues. He said those dues were inadvertently left out of the FY 1991-92 Budget and that this ordinance would amend the budget to add \$1,600 from the General Fund to pay the dues.

Presiding Officer Collier opened the public hearing. No citizens present appeared to testify and the public hearing was closed.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted aye. Councilor Van Bergen was absent. The vote was unanimous and Ordinance No. 91-427 was adopted.

5. ORDINANCES, FIRST READINGS (Continued)

5.2 Ordinance No. 91-430, For the Purpose of Amending Metro Code Chapter Code 2.04 Relating to Disadvantaged Business Enterprises, Women-Owned Business Enterprises and Emerging Small Business Enterprises, Establishing an Effective Date and Declaring an Emergency (Public Hearing)

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced per Metro Code Section 2.01.170(1), Ordinance No. 91-430 had been introduced at this meeting without a committee referral and would receive a first reading only.

Motion to Suspend the Rules: Councilor McFarland moved, seconded by Councilor Buchanan, to suspend the rules requiring ordinances to be referred to committee so that the Council as a whole could consider Ordinance No. 91-430.

Presiding Officer Collier explained the motion to suspend the rules required at least eight votes in favor of the motion for the Council to consider Ordinance No. 91-430.

Vote on the Motion to Suspend the Rules: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted aye. Councilor Van Bergen was absent. The vote was unanimous and the motion passed.

Main Motion: Councilor Buchanan moved, seconded by Councilor Bauer, for adoption of Ordinance No. 91-430.

Presiding Officer Collier asked General Counsel Dan Cooper to report on the ordinance.

Mr. Cooper said Councilor Devlin requested he report to the Governmental Affairs Committee the previous week on the status of staff's efforts to update the Disadvantaged Business Enterprise (DBE)/Women-Owned Business Enterprise(WBE) ordinance. He said he and Regional Facilities staff had been working on the ordinance for several months previous to this meeting. He discussed the Ninth Circuit Court of Appeals decision on Carol Construction v. King County given August 8, 1991, that impacted Metro's current DBE/WBE program. He said he had prepared a written opinion which stated the Ninth Circuit's opinion meant current Metro Code language for locally funded contracts was unconstitutional. He noted the United States of America Supreme Court decision on Croson v. the City of Richmond given two years previously. He said he had advised the Council and the Executive Officer at that time that there were doubts with regard to the validity of Metro Code language, but that there were sufficient distinctions between Metro's Code and the Richmond case that arguments could be made to support the Metro Code language. He said at that time the Council chose to continue with the DBE/WBE program while other governmental entities discontinued similar programs. He said the State Legislature amended state law to provide for a different type of program to provide outreach, contracting and subcontracting opportunities for emerging small businesses (ESB) defined in racial and gender-neutral terms. He said an ESB approach eliminated potential constitutional challenges such as those that had defeated the City of Richmond and Multnomah County. He said Metro continued to operate and enforce its programs allowing preferential treatment for racially and gender-based categories despite the Supreme Court's decision. The recent Ninth Circuit decision on Carol left no doubt in his opinion that creation of racial and gender-based categories by a local government had to be subject to strict judicial scrutiny, and that the local government had to establish a compelling interest in adopting such a classification. He said any program it adopted to correct any past instances of past discrimination that was found to exist had to be limited to overcoming the discrimination that had occurred during the period the local government found it to have occurred within, and that any program had to be limited to those entities which were the victims of that discrimination during the time it was found to have occurred.

Mr. Cooper said Metro's current program was not based on any factual findings whatsoever. He said it was adopted during a period of time when the courts were more lenient on the burden of proof a local government had to sustain in order to adopt such

programs. He said judicial standards had subsequently changed since the time Metro's original program was adopted, and that Metro's program had not been examined or revised since. He said because of these reasons, he had given the Executive Officer and the Council his opinion on the constitutionality of the existing ordinance. He said Executive Officer Cusma concluded that, based on his advice, she would discontinue enforcing the program.

Mr. Cooper said Agenda Item No. 7.2 on this meeting's agenda would issue a design/build RFP for the Sears Building. He said because of that resolution, Ordinance No. 91-390 had been drafted to address DBE/WBE program inconsistencies with state law. He said the Sears contract carried significant subcontracting opportunities. He said he prepared the ordinance at the Regional Facilities Committee's request on October 8. He said the ordinance would substitute a new definition of those businesses for locally funded contracts that would list opportunities available to them under Metro's program. He said the ESB definition established by the State Legislature would be used rather than DBE/WBE categories which were defined as "businesses that were owned substantially by members of minorities who were disadvantaged," and women-owned business enterprises which were defined as "businesses owned by women." He said Ordinance No. 91-390 changed those definitions only and continued, as Metro was required to by Congress, to offer subcontracting opportunities for DBE/WBE's.

Mr. Cooper said the courts had upheld the validity of such congressionally mandated programs for federally funded projects and restricted the ability of state and local governments from adopting such programs on their own where they were not directed to do so by Congress. He said with regard to locally-funded programs, an identical administrative program would be substituted for the benefit of ESB's certified as such by the State of Oregon and would establish as the goals for contract participation a percentage equal to the goal percentages for previously defined DBE/WBE's.

Presiding Officer Collier said she believed Metro had the best DBE/WBE program in the State. She said when ESB's were discussed at Committee, she believed the definition could be combined with Metro's current program. She was disappointed when a different opinion was given on dual definitions and said the issues had been complicated by the design/build contract. She had asked Neil Saling, Director of Regional Facilities, to convene Metro's original task force to discuss current Metro Code language but said before they reconvened, the Ninth Circuit Court of Appeals opinion had been given.

Presiding Officer Collier opened the public hearing.

Harold Williams, 132 NE Ainsworth, chair, Coalition of Black Men, urged the Council to vote nay on the ordinance. He said issues important to people of color and women always seemed to be set aside because of emergency situations such as the timing of the Sears Building design/build contract. He discussed the construction history of the Oregon Convention Center and said many eligible subcontractors were omitted from construction opportunities at that facility. He said what was the law and what was just were not necessarily the same items. He asked the Council not to play the word game and said that African-Americans, women, and other minority contractors did not constitute a large percentage of the population. He admired Councilor McFarland's aggressiveness in dealing with representation issues when she served in the State Senate. He said if Metro and other governmental entities waited for legality, there would be no bills ensuring equal rights for minorities and other groups discriminated against. He said the issues had to do with humanity and fairness rather than actual legality.

Councilor McFarland said the ordinance was drafted so that Metro would be in compliance with the August 8 opinion. Mr. Williams said the Council had the authority to interpret legal rulings to set policy for the region. Councilor McLain noted courts reversed their own rulings.

Clifford Freeman, 5224 NE Rodney St., said he served as the Governor's Advocate for Women and Emerging Small Businesses. He said the State Legislature passed HB 3001 in 1989 which created the State's ESB enterprise category and added the category to MBE/WBE definitions. He said SB 63 amended HB 3001. He said his office had recommended to DBE/WBEs that they become certified ESB's to participate within statutory language and discussed statutory requirements. Regarding the Sears Building project, he suggested Metro require proposers include a plan that would aggressively include MBE/DBE enterprises. He noted Sears Building renovation was a short-term project and would not involve items such as job training programs. He noted the Port of Portland was voluntarily utilizing a job training program.

Presiding Officer Collier asked Mr. Freeman if he supported replacing the DBE/WBE categories. He said the State did not replace their DBE/WBE categories, but only added the ESB category.

Councilor Knowles said the problem with Metro's ordinance was because it contained gender and race-based classifications. Mr.

Cooper said Metro could have a voluntary program similar to the City of Portland's, but that it would not be enforceable. He said any requirements put in the ordinance would make it similar to the one Metro was currently trying to replace.

Councilor Hansen noted page 25 of the ordinance stated Metro would provide a ESB directory and develop language stating contractors must use the directory. Mr. Cooper said state law allowed a broader program requiring ESB participation and contracts than Metro's ordinance currently allowed for DBE/WBE contractors. Mr. Cooper said the current ordinance only substituted ESB for DBE/WBE. Councilor Hansen asked if the Council could specify a directory be created without categories. Mr. Cooper said that was not possible per state law unless Metro created another category which it had not yet defined.

Councilor McLain asked if Metro could add the ESB category also and asked why the State did so when it was opposed to racially and gender-based terms. Mr. Cooper said the state did so because it had federally funded projects. He said Metro would still keep its federally funded projects under those same categories and that those categories were valid on federally-funded projects because that was what the federal government had mandated what Metro must do. Presiding Officer Collier said she understood the State had faced the same situation Metro was facing now and had had to create its dual program.

Mr. Freeman said MBE/DBE language required contractors to make a good faith effort to inform, negotiate with, counsel with, contact, and advertise to such groups. He said Metro could keep its minority program but could not use numbers and require people to fill those numbers. He said the State had required contractors to use good faith efforts and that Metro could also.

Councilor Knowles asked Mr. Freeman about geographic requirements. Mr. Freeman said agencies could require ESB firms to give to firms located in disadvantaged areas or firms that worked in disadvantaged areas. Councilor Knowles asked if Metro's ordinance could have that stipulation. Mr. Cooper said it could.

Councilor Hansen asked if the State charged business people for certification costs. Mr. Freeman said it did not.

Nathan Proby, 4837 Martin Luther King Jr. Blvd. said numbers had been talked about a great deal and said it was essential to determine what the numbers were. He noted businesses had to pay \$250 to the American Business Association before they could be considered for ESB categories. He asked the Council to look at

how many disadvantaged firms actually got contracts in the State over the last year.

Councilor Gardner asked if staff knew the percentage of non-required goals fulfilled and the percentage of bids rejected by contractors, especially low bids. He asked, since Metro's program was not based on a strict quota system, if Metro's program had aspects that distinguished it legally from the program King County had that the Ninth Circuit Court of Appeals had ruled invalid.

Mr. Cooper said based on the Ninth Circuit's ruling on Carol, he could not. He said there could be distinctions in the King County ordinance that were not immediately apparent, but believed because of the way the Court characterized the ordinance and the language it used in finding the ordinance subject to strict constitutional scrutiny, he could not. He said the King County ordinance had elements Metro's ordinance did not. He said King County held hearings and made a series of findings based on previous inequities in construction history and had statistical surveys conducted of the construction history in the King County area in an attempt to establish that the minority contracting community was drastically under-represented in the subcontracts and contracts it received in comparison to the non-minority community. He said at Metro, such factors were not involved in this situation. He said Metro's ordinance did not pass muster because of the complete lack of historic record of any past discrimination in the area. He said that was not to say it did not exist or that it could not be developed, but said that data was not developed when the ordinance was adopted and was not available in the event of litigation.

Councilor Gardner asked, if the Council did not adopt the ordinance, whether that would prohibit the Council from considering the Sears Building action. Mr. Cooper said the Council could consider the Sears Building action. He advised the Council not to enforce the existing ordinance in the RFP and the selection process, but said even though Metro's ordinance was not legal, it did not force Metro to adopt a valid ordinance at this time.

Councilor McLain said the issues were too important to be decided hastily. She noted Oregon had ignored the federal definition of wetlands because Oregon had a better definition. She asked the difference between federal and local funds. She said adding a third category was a good idea.

Councilor Hansen said she would find it difficult not to have local contractors participate in Sears Building design/build

contract. She asked that the ordinance be referred to Committee for further review.

Councilor Knowles said the Council could include a good faith effort clause in the RFP. He said two of the potential vendors had good faith clauses, but that it would not be possible to reject a third vendor if they did not have a good faith clause. Mr. Cooper said Councilor Knowles was correct. Councilor Knowles said if all three potential vendors lacked good faith effort language, they could not be rejected either. He asked, if the contract was awarded to a proposer who met all of Metro's good faith requirements, if a contractor who did not could challenge the award. Mr. Cooper said it would be upon Metro to prove that inclusion of good faith effort language was not the deciding factor in awarding the contract.

Councilor Devlin asked if Metro could utilize CRAG's previous contracting history. Mr. Cooper said that could be done, but noted King County as a contracting agency had expended funds on construction projects let to firms that had participated in discriminatory activities. He said CRAG had very little construction history. Mr. Cooper discussed historical considerations further.

Councilor Devlin noted Councilor Knowles' previous questions. He asked when Metro would have the most exposure on the issues. He said the most important consideration for elected officials was the contracts they developed with the public at large. He said the Regional Facilities Committee's biggest concern was that they wanted the people who would be impacted to be involved. He said the ordinance should be referred to the Governmental Affairs Committee for further work.

Councilor McFarland noted Mr. Saling presented the Regional Facilities Committee with a method to process RFBs without having to change the ordinance. Presiding Officer Collier said Mr. Saling's suggestion was to set aside the ordinance, the Committee had argued the ordinance could not be set aside, and the idea then arose to develop a new ordinance to replace DBE/WBE categories with the ESB category to then go back and make the appropriate changes in the original ordinance.

Councilor Wyers she would vote no on the ordinance because the issues were too important. She said the issues could be dealt with creatively and said it was the Council's job to set policy.

Presiding Officer Collier said because of Mr. Freeman's testimony at this meeting, she was ready to test Metro's current ordinance in the courts. She said Metro should proceed with its current

ordinance, send the ordinance back to committee and convene the original task force to work on the ordinance.

Councilor Buchanan concurred with Presiding Officer Collier. The Council discussed what to do with the ordinance procedurally.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted nay. Councilor Van Bergen was absent. The vote was 11 to 0 against and Ordinance No. 91-390 was not adopted.

Presiding Officer Collier referred Ordinance No. 91-390 to the Governmental Affairs Committee for further review and amendment.

Presiding Officer Collier recessed the Council at 7:50 p.m. The Council reconvened at 8:02 p.m.

6. ORDINANCES, SECOND READINGS (Continued)

6.2 Ordinance No. 91-428, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule for the Purpose of Funding Entry into PERS

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance No. 91-428 was first read on September 26 and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on October 3 and recommended the ordinance to the full Council for adoption.

Motion: Councilor Wyers moved, seconded by Councilor Hansen, for adoption of Ordinance No. 91-428.

Councilor Wyers gave the Finance Committee's report and recommendations. She said the ordinance would appropriate sufficient funds to start Metro in the Public Employees Retirement System (PERS). She said Metro agreed to switch to PERS via ratification of the bargaining agreements with the American Federation of State, County and Municipal Employees (AFSCME) and LIU 483 in addition to the recently approved non-represented employee compensation package.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers

and Collier voted aye. Councilor Van Bergen was absent. The vote was unanimous and Ordinance No. 91-428 was adopted.

6.3 Ordinance No. 91-429B, For the Purpose of Amending Metro Code Chapter 5.06 to Allow for Committee Member Reappointment, Staggered Terms, and Establishing Committee Membership Effective as of Confirmation

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance No. 91-429 was first read on September 26 and referred to the Solid Waste Committee for consideration. The Solid Waste Committee considered the ordinance on October 1 and recommended it to the full Council for adoption as amended.

Motion: Councilor McFarland moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-429B.

Councilor McFarland gave the Solid Waste Committee's report and recommendations. She explained the ordinance would amend the Code to allow for committee member reappointment, staggering of terms and establish committee membership effective at the time of confirmation. She noted a Composter Community Enhancement Committee member testified before the Solid Waste Committee, asked for staggered terms, and noted that few potential members would sign on for only a year's membership. She said the Committee would have eight members and because of an emergency clause, would be effective upon passage.

Presiding Officer Collier opened the public hearing.

No citizens present appeared to testify and the public hearing was closed.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted aye. Councilors DeJardin and Van Bergen were absent. The vote was unanimous and Ordinance No. 91-429B was adopted.

6.4 Ordinance No. 91-422B, For the Purpose of Amending the Metro Code to Clarify and Supplement Existing Provisions Related to the Management of Petroleum Contaminated Soils, and Declaring an Emergency

Motion: Councilor Wyers moved, seconded by Councilor Gardner, for adoption of Ordinance No. 91-422B.

Councilor Wyers gave the Solid Waste Committee's report and recommendations. She explained petroleum contaminated soils (PCS) were soils into which gasoline, diesel fuel, bunker oil or other petroleum products had been introduced around many industrial areas. She said such soil could either be landfilled or ventilated, but such methods could cause groundwater problems. She said new technology had been developed to clean up such soils and create clean dirt product. She said the committee discussed licensing and franchising of companies that would use the new technology. She said the committee did not want Metro to issue such licenses unless the Council had approval authority.

Councilor Wyers noted Executive Officer Cusma's memo dated October 10, "Ordinance No. 91-422." Executive Officer Cusma urged the Council to adopt the ordinance as originally written because current franchise Code language was ambiguous. Councilor Wyers noted the letter dated October 9 from Loren Kramer, vice president, Schnitzer Steel Products Co. which addressed whether or not the ordinance would affect or otherwise impact current scrap metal recycling operations. She said the ordinance would not impact such operations.

Presiding Officer Collier opened the public hearing.

No citizens present appeared to testify and the public hearing was closed.

The Council discussed the ordinance. Deputy Executive Officer Engstrom stated Executive Officer Cusma's opposition to Ordinance No. 91-422B and asked the Council to adopt Ordinance NO. 91-422 as written.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted aye. Councilor Van Bergen was absent. The vote was unanimous and Ordinance No. 91-422B was adopted.

6.5 Ordinance No. 91-406A, For the Purpose of Amending Ordinance No. 88-266B Adopting the Regional Solid Waste Management Plan to Incorporate the Illegal Dumping Chapter

Motion: Councilor Wyers moved, seconded by Councilor DeJardin, for adoption of Ordinance No. 91-406A.

Councilor Wyers gave the Solid Waste Committee's report and recommendations and said the chapter would be a great addition to the Regional Solid Waste Management Plan (RSWMP). Councilor McFarland thanked staff for their hard work on the ordinance.

Presiding Officer Collier opened the public hearing.

No citizens present appeared to testify and the public hearing was closed.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted aye. Councilor Van Bergen was absent. The vote was unanimous and Ordinance No. 91-406A was adopted.

6.6 Ordinance No. 91-416, For the Purpose of Amending Ordinance No. 88-266B Adopting the Regional Solid Waste Management Plan to Incorporate the Metro West Transfer and Material Recovery System

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance No. 91-416 was first read on July 25 and referred to the Solid Waste Committee for consideration. The Solid Waste Committee considered the ordinance on October 1 and recommended Ordinance No. 91-416 to the full Council for adoption.

Motion: Councilor DeJardin moved, seconded by Councilor Wyers, for adoption of Ordinance No. 91-416.

Councilor DeJardin gave the Solid Waste Committee's report and recommendations. He said two high grade facilities/transfer stations would be built in Washington County through public/private ownership with Metro issuing the necessary bonds. He said Household Hazardous Waste (HHW) disposal services would be provided at the transfer stations.

Presiding Officer Collier opened the public hearing.

Delyn Kies, Washington County Solid Waste Program Coordinator, said the Steering Committee reviewed and unanimously approved the Plan at its July 1 meeting.

Presiding Officer Collier asked if any other persons present wished to testify. No other persons appeared to testify and the public hearing was closed.

The Council discussed the ordinance. Councilor Gardner noted he did not support the ordinance during Solid Waste Committee deliberations and would not do so at this meeting. He believed a single, smaller transfer station would be more cost-effective and provide management flexibility.

Councilor Devlin asked two questions for the record. He asked about page 37 of the Plan which related to land use siting. He noted the language stated "facility vendors must have local land use permits in hand prior to the procurement process." He asked Mr. Cooper if that meant vendors must be in the process of procuring land use permit applications by the deadline for franchise proposals. Mr. Cooper said the vendors must have begun the process. Councilor Devlin asked, if a local government had given land use approval to a potential franchise proposer and that approval was under appeal, if Metro would consider the proposal viable. Mr. Cooper said the proposal would be considered valid.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted aye. Councilor Gardner voted nay. Councilor Van Bergen was absent. The vote was 10 to 1 in favor and Ordinance No. 91-416 was adopted.

7. RESOLUTIONS

7.1 Resolution No. 91-1494C, For the Purpose of Authorizing the Execution of a Sale Agreement for the Acquisition of the Sears Facility

Motion: Councilor Knowles moved, seconded by Councilor Hansen, for adoption of Resolution No. 91-1494C.

Councilor Knowles gave the Regional Facilities Committee's report and recommendations. He said the Committee had reviewed the resolution at four separate meetings and the Council had considered it once. He said outstanding issues centered on the payment of interest after September 15 until closing and Metro's exposure for remediation work for hazardous waste. He said the interest payment clause had since been deleted and the remediation provisions now met the instructions given to Metro's negotiating team. He said acquisition of the building represented a good opportunity and would be a good location for Metro's headquarters facility.

Councilor McLain referred to a memo to Mr. Saling from Jennifer Sims, Director of Finance & Management Information, and Chris Scherer, Financial Planning Manager, dated October 8 titled "Financial Information on the Proposed Headquarters Project." Ms. Sims said the memo discussed the impact of transfers to the Building Fund. She said staff wanted to use the most current analysis and said there was no analysis of program impacts. She said staff had gone through primary revenue sources. She said

staff wanted to use the most conservative analysis, said the memo showed current year costs for the building and then, incrementally, possible transfers in 1994 and subsequent years. She said there would be a significant increase to all funds for acquisition of the building. She said part of those increased costs included the additional space projected to be used and also the additional cost per square foot of the building. She said the memo showed the primary fund sources that would support the cost of the building. She noted the tipping fee increase was projected at less than 20 cents per ton. She said MERC revenues would increase by less than 1 percent. She said the Zoo would pay proportionately for its share of the support services it used. She said the current excise tax was levied at approximately \$4 million. She said Metro was not maximizing use of the excise tax at this time.

Councilor Gardner discussed excise tax considerations. Councilor Hansen noted costs for any building Metro built or leased would increase.

Councilor Hansen and Mr. Saling discussed possible future costs. Councilor Hansen asked if the Sears Building purchase was the best deal possible for Metro's future needs. Mr. Saling said it was and that Metro's space needs had increased by 40 percent. She asked if renting the building instead of buying it was a viable option. She stated Metro would have to move in any case and the Sears Building appeared to be the best option.

Councilor Gardner asked Mr. Saling for the record if purchase and renovation of the Sears Building represented the best deal for Metro's projected space needs. Mr. Saling said the building was the best property to meet the relocation criteria, but was not the least expensive option. Councilor Gardner asked if Metro could afford the move. Mr. Saling said staff believed the move was affordable, but that the ultimate decision was a policy decision for the Council to make. Councilor Gardner asked if staff could provide assurances that the financial impact of the purchase and renovation would not negatively impact the District's ability to carry out its present and anticipated functions in an efficient manner. Mr. Saling said such assurances should come from department heads. Mr. Saling said there would be pressure on departments during the budget process to provide for increases in enterprise revenues or revenues from any source because the price of space would go up. He would not guarantee that there would not be some fiscal impact based on increased space costs.

Councilor Gardner said he did not believe Metro had looked at the other alternatives carefully enough. He said staff had focussed

on the Sears Building approximately 18 months and had not fully considered other options. He said information had been developed to prove that the Sears Building was the best option. He said there were unknown costs and said the \$16.50 per square foot minimum cost cited did not include factors such as furniture and fixtures. He said operating costs projected for the new building were much less than the costs for the new building. He said if current costs were factored in, costs per square foot would be at least several dollars higher. He said a lot of organizations operated with less space than they thought they needed. He said in light of Ballot Measure No. 5 and the current political environment, the proposed move was not a good one to make. He said Metro would have several measures before the voters next year including funding for the regional Greenspaces Program, a funding base for the regional recreational facilities, and a permanent Metro charter. He believed to purchase a building that would increase Metro's operating costs would not create a favorable impression with the voters even if it was perceived by staff as a good deal. He said the timing for such a purchase was not good at this time.

Councilor Devlin said the decision had been difficult for him to make but said, although the Council had not voted on criteria, the criteria clearly stated that there was a relatively small area in the region that would meet location criteria and only a few prospective buildings or potential sites that could be utilized within that location. He said a governmental entity in its choice of where to relocate had to evaluate factors beyond the most affordable space during the short term. He said Metro should consider the issue as a long-term issue, and expressed concern because the Council was not provided with all the information available, but said he was not so concerned that he would vote nay on the resolution. He said Metro could obtain another lease, but said that would involve another 18-month process and did not believe Metro could find a deal more financially appealing than the Sears Building acquisition.

Councilor Knowles said purchase of the Sears Building would be a good deal at the right time.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted aye. Councilor Gardner voted nay. Councilor Van Bergen was absent. The vote was 10 to 1 in favor and Resolution No. 91-1494C was adopted.

7.2 Resolution No. 91-1505C, For the Purpose of Authorizing the Issuance of Metro Headquarters Project Design/Build RFP and Ratifying the Previously Issued RFQ

Motion: Councilor McFarland moved, seconded by Councilor Hansen, for adoption of Resolution No. 91-1505C.

Councilor McFarland gave the Regional Facilities Committee's report and recommendations. She said the Committee forwarded the resolution with no recommendation believing that passage of the resolution was dependent on what the Council chose to do with Ordinance No. 91-430. She said Committee issues concentrated on DBE/WBE issues. She recommended adoption of the resolution dependent on deletion of references to ESB categories to be replaced with DBE/WBE language.

Motion to Amend: Councilor McFarland moved, seconded by Councilor Hansen, to remove ESB categories in the resolution and replace them with Metro program DBE/WBE categories.

Vote on Motion to Amend: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. Councilor Van Bergen was absent. The vote was unanimous and the motion to amend passed.

Vote on the Main Motion as Amended: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. Councilor Van Bergen was absent. The vote was unanimous and Resolution No. 91-1505D was adopted.

Presiding Officer Collier announced that Agenda Item Nos. 7.3, 7.4 and 7.5 were before the Contract Review Board for consideration. She recessed the Council of the Metropolitan Service District and convened the Contract Review Board of the Metropolitan Service District.

7.3 Resolution No. 91-1507A, For the Purpose of Exempting the Headquarters RFQ/RFP Process from Competitive Bidding Process Pursuant to Metro Code 2.04.041

Motion: Councilor Buchanan moved, seconded by Councilor Wyers, for adoption of Resolution No. 91-1507A.

Councilor Buchanan gave the Regional Facilities Committee report and recommendations. Councilor Buchanan said Mr. Cooper explained to the Committee that the Metro Code stipulated all

public contracts be let through competitive bidding, unless the Contract Review Board made findings that an exemption to the process did not encourage favoritism or diminish competition, or that said contract would result in substantial cost savings. Councilor Buchanan said the contract met that criteria.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted aye. Councilor Van Bergen was absent. The vote was unanimous and Resolution No. 91-1507A was adopted.

7.4 Resolution No. 91-1512, For the Purpose of Authorizing an Exemption to the Requirement of Competitive Bidding for Issuance of a Request for Franchise Applications for the Provision of Transfer and Material Recovery Facilities and Services for Western Washington County

Motion: Councilor DeJardin moved, seconded by Councilor Buchanan, for adoption of Resolution No. 91-1512.

Councilor DeJardin gave the Solid Waste Committee's report and recommendations. He explained the Council previously adopted Resolution No. 91-1437B, Establishing Policy for Development of the Washington County Solid Waste System Chapter to the Regional Solid Waste Management Plan on June 13, 1991, and also adopted Ordinance No. 91-416 earlier at this meeting. He said Resolution No. 91-1512 authorized the Request for Franchise (RFF) for the first of the two Washington County transfer station facilities. He said both the Solid Waste Committee and Washington County authorities had reviewed and expressed unanimous support for the resolution.

Councilor Gardner asked as a point of order if Agenda Item No. 7.4 should be considered before Agenda Item No. 7.8. Mr. Cooper explained that the order of consideration was correct. He said since the Executive Officer would actually issue the RFF, the Council could consider both items in either order. He said if the Council itself was to issue the RFF, the exemption should be considered first and then issuance of the RFF.

Councilor Gardner noted the Solid Waste Committee discussed extensively whether the RFF proposal should contain any statement about what the eventual ownership of the franchise should be at the end of the franchise period. He asked if the RFF and/or the franchise agreement should contain language stating Metro would assume ownership of the facility at the end of the franchise period. He stated for the record that the Solid Waste Committee felt there was merit in the question, since publicly financed

bonds would be used to build the facility, that the public should own the facility at the end of the franchise period.

John Houser, Council Analyst, noted the Committee discussion Councilor Gardner referred to was included in the committee report on Resolution No. 91-1513.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, McFarland and Collier voted aye. Councilors Knowles, McLain, Van Bergen and Wyers were absent. The vote was unanimous and Resolution No. 91-1512 was adopted.

7.5 Resolution No. 91-1510, For the Purpose of Authorizing an Exemption to the Competitive Procurement Procedures of Metro Code Chapter 2.04.053, and Authorizing a Change Order to the Design Services Agreement with Parametrix, Inc.

Motion: Councilor Gardner moved, seconded by Councilor DeJardin, for adoption of Resolution No. 91-1510.

Councilor Gardner gave the Solid Waste Committee's report and recommendations. He explained when Parametrix, Inc. was first awarded the contract to close the St. Johns Landfill, the Committee decided to review the contract on an annual basis and then later to rebid the contract on an annual basis to achieve savings and incorporate redesign techniques as the closure continued. He said the change order would compensate Parametrix for the additional work they had to perform because of Metro's decision to let the contract on an annual basis.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, McFarland, McLain and Collier voted aye. Councilors Knowles, Van Bergen and Wyers were absent. The vote was unanimous and Resolution No. 91-1510 was adopted.

7.6 Resolution No. 91-1514, For the Purpose of Authorizing an Exemption to Metro Code Chapter 2.04.041(c), Competitive Bidding Procedures, and Authorizing a Sole-Source Contract with Office Interiors for Purchase of Panels for the Transportation Department

Motion: Councilor Hansen moved, seconded by Councilor Devlin, for adoption of Resolution No. 91-1514.

Councilor Hansen gave the Finance Committee's report and recommendations. She said the resolution would authorize a sole

source contract for the purchase of office panels for use in the Transportation Department's new space.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, McFarland, McLain and Collier voted aye. Councilors Knowles, Van Bergen and Wyers were absent. The vote was unanimous and Resolution No. 91-1514 was adopted.

Presiding Officer Collier adjourned the Contract Review Board and reconvened the Council of the Metropolitan Service District.

7.7 Resolution No. 91-1499A, For the Purpose of Confirming the Appointment of Persons to the Composter Community Enhancement Committee

Motion: Councilor McFarland moved, seconded by Councilor Devlin, for adoption of Resolution No. 91-1499A.

Councilor McFarland gave the Solid Waste Committee's report and recommendations. She explained Ordinance No. 91-429B adopted earlier at this meeting established the procedures appointment, effective dates of service, and staggered terms. She said this resolution would confirm members to the Composter Community Enhancement Committee. Councilor McFarland introduced committee nominees present: Si Kornbrodt, Garland Smith, Si Stanich, Gordon Hunter and Juanita Chereck. The Council thanked those present for their willingness to serve.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Van Bergen and Wyers were absent. The vote was unanimous and Resolution No. 91-1499A was adopted.

7.8 Resolution No. 91-1513, For the Purpose of Authorizing Issuance of a Request for Franchise Applications for the Provision of Transfer and Material Recovery Services for Western Washington County

Motion: Councilor DeJardin moved, seconded by Councilor Devlin, for adoption of Resolution No. 91-1513.

Councilor DeJardin gave the Solid Waste Committee's report and recommendations. He briefly discussed the general obligation bonds Metro would issue, the selection criteria, proposals, and other related issues. Presiding Officer Collier asked if Metro's option to own the facility at the end of the franchise period was

contained in RFF language. Councilor DeJardin said the issue arose during negotiations with potential applicants.

Councilor Gardner said the Committee concluded the issue could be negotiated as part of the franchise agreement once the competitive RFF process was completed. He said the Committee had stated for the record that option be kept open.

Vote: Councilor Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Wyers and Van Bergen were absent. The vote was unanimous and Resolution No. 91-1513 was adopted.

7.9 Resolution No. 91-1467A, For the Purpose of Adopting Rules Establishing Procedures Relating to the Conduct of Council Business

Motion: Councilor Devlin moved, seconded by Councilor McFarland, for adoption of Resolution 91-1467A.

Councilor Devlin gave the Governmental Affairs Committee's report and recommendations. He explained the resolution process started February 1991 at a Council retreat. He thanked Councilors Collier, McLain and Wyers and Don Carlson, Council Administrator, for their work on the resolution. He said the Committee held three work sessions on the resolution. He said some changes were made at the request of Councilor Knowles and Presiding Officer Collier.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted aye. Councilor Van Bergen was absent. The vote was unanimous and Resolution No. 91-1467A was adopted.

7.10 Resolution No. 91-1515, For the Purpose of Establishing a Schedule and Process for Council Consideration of the FY 1992-93 Proposed Budget

Motion: Councilor Hansen moved, seconded by Councilor Wyers for adoption of Resolution No. 91-1515.

Councilor Hansen gave the Finance Committee's report and recommendations. She referred to the resolution schedule. She said the budget process would begin in February and the Executive Officer would submit the Proposed FY 1992-93 Budget to the Council on March 5, approximately 10 days earlier than it had been submitted previously. She said the Council asked that the

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Council standing committees become formally involved by reviewing proposed budgets and appearing before the Budget Committee.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers and Collier voted aye. Councilors Bauer and Van Bergen were absent. The vote was unanimous and Resolution No. 91-1515 was adopted.

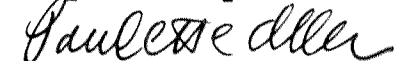
8. COUNCILOR COMMUNICATIONS & COMMITTEE REPORTS

8.1 Arena Task Force Status Report

Councilor Knowles discussed the progress of the Public Policy Committee on Regional Facilities and said their report was almost completed. He noted the booklet distributed at this meeting by Regional Facilities Department staff from the Portland Trail Blazers and discussed the Blazer proposal for the new arena itself. The Council discussed how the Blazer proposal to build and operate the new arena would affect the other regional recreational facilities. Councilor Knowles said the Arena Task Force would issue their recommendations on the proposal by October 22.

There being no further business, Presiding Officer Collier adjourned the meeting at 9:45 p.m.

Respectfully submitted,



Paulette Allen
Clerk of the Council

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

October 24, 1991

Council Chamber

Councilors Present: Presiding Officer Tanya Collier, Deputy
Presiding Officer Jim Gardner, Larry
Bauer, Roger Buchanan, Richard Devlin,
Sandi Hansen, David Knowles, Ruth
McFarland, Susan McLain, George Van
Bergen and Judy Wyers

Councilors Absent: Tom DeJardin

Presiding Officer Collier called the regular meeting to order at
5:34 p.m.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

Multnomah County Commissioners Gary Hansen and Sharron Kelley presented a resolution adopted by the Multnomah County Commission titled "In the Matter of the Regionalization of County Services" and a memo dated February 4, 1991, titled "County Demographics." Commissioner Hansen said the resolution requested the Council join with the Board of Multnomah County Commissioners to begin a formal process to assess the feasibility of having Metro provide regional services within the boundaries of Multnomah Council in the following areas: Parks and open spaces including cemeteries and boat launches; exposition and trade show facilities; and emergency planning. The resolution also asked Metro to explore contracting to provide the County with local services in the areas of land use planning, the arts and administrative services. The resolution also stated "Multnomah County expresses a willingness to explore with the Metropolitan Service District the feasibility of using Multnomah County as a contract provider of administrative services to Metro in, but not limited to, the areas of affirmative action and mail delivery."

Commissioner Kelley said adopted the resolution via unanimous vote. She said because of Ballot Measure No. 5, Multnomah County had sustained an \$18 million loss of revenue. She said most of the losses were internalized, but as of the date of this meeting, Multnomah County had lost 200 of the 220 jail beds Multnomah County voters had approved. She said Multnomah County branch libraries were being closed down from 1 to 2 extra days per week and their hours were being reduced also. She said administrative services had been lost and noted \$500,000 had been cut from the Department of Human Services. She said the District Attorney's

office had been cut. She said Multnomah County would face similar cuts in the next fiscal year. She said Multnomah County was not in good shape financially, but that circumstances provided the opportunity to regionalize some services that it made sense to regionalize in any case. She said there was not a great deal of time to do so because decisions had to be made before the next budget year began. She said Multnomah County hoped to regionalize parks as well as preserve parks which would tie into Metro's Greenspaces Program and other planning functions. Commissioner Kelley said Multnomah County's other option would be to offer its parks to the City of Portland, but noted Portland did not share the same constituency with citizens of the Gorge and other parks areas outside their jurisdiction. She said she had given a transcript of her testimony before the Charter Committee in August on these and similar issues.

The Council determined it would take the Governmental Affairs Committee at least 90 days to review the issues. Councilor Van Bergen asked where the funding would come from for Metro to take over the functions suggested. Commissioner Hansen said there were some dedicated funding sources that could be transferred and possibly a new regional funding base could be accomplished. He assumed Metro could implement cost-effective oversight as well. Councilor Van Bergen said 90 days was not enough time to look at Multnomah County's proposed transfers to Metro. Councilor Devlin agreed, but said 90 days was enough to assess feasibility and basic funding. He noted ORS Chapter 268 provided for Metro's assumption of some local services. The Council and Commissioners Hansen and Kelley discussed the issues further. Presiding Officer Collier referred the Multnomah County resolution to the Governmental Affairs Committee for review and discussion.

3. EXECUTIVE OFFICER COMMUNICATIONS

3.1 Presentation by the Portland Trail Blazers on the Oregon Arena Project

Councilor Knowles introduced Harry Glickman, Trail Blazer Association President. Mr. Glickman said the Trail Blazers announced their plans to build a new arena on May 6, 1991. He said the Arena Task Force established a set of guidelines for the new arena and said the Blazers had met those guidelines. He said on October 17, the Arena Task Force unanimously adopted the Memorandum of Understanding between the City of Portland and the Trail Blazers Association. Mr. Glickman introduced Marshall Glickman, Vice President in Charge of Marketing.

Marshall Glickman reviewed the MOU. He said all of the properties on the Oregon Area project master planning site,

including the Memorial Coliseum, much of the property adjacent to the Coliseum, and parts of Williams Avenue and the future re-aligned Williams Avenue would remain under public ownership. He said the Blazers would enter into a long-term lease agreement for those properties and for the property where an adjacent entertainment center would be sited and built. He said ownership would remain with the City, the Blazers would enter into a nominal lease agreement for the Arena and attached parking, and a lease at market rate for the commercial portion of the project. He said the lease was for 30 years and included an irrevocable lease for the Trail Blazers to remain in the community over the 30 years. He said after the 30-year period, there would be three 10-year consecutive options for renewal so that the lease period could last as long as 60 years. He said the Blazers would act as the master developer for all private and public improvements. He said they would provide all design services for theirs and public service improvements as well. He said the Blazers would work with the City of Portland, particularly the City's Bureau of Transportation, Bureau of Planning and Metro. He said the agreement included a commitment by the Blazers, to be called Oregon Area Corporation, to design and renovate the capital improvements program to the Memorial Coliseum and then to operate the Memorial Coliseum for a period of 20 years.

Mr. Glickman said the agreement included mitigation of environmental concerns and said Level I environmental assessments had been done with Level II assessments pending. He said the agreement had the capacity to provide for any environmental contingencies that might arise.

Mr. Glickman said financing would be provided through enactment of a 6 percent user fee on gross ticket rentals on all events processed by the Coliseum and the new arena. He said the user fee would enable the City to issue revenue bonds to pay for public improvements with an additional \$3 million investment from the City's Department of Transportation because that \$3 million had already been dedicated to certain street improvements whether or not the agreement took place. He said facilities developed on the site would pay full property taxes to the City, or approximately \$2 million per annum in property tax revenues.

Mr. Glickman discussed the Blazers joint marketing effort with the Portland/Oregon Visitors Association (P/OVA) to make both facilities available for convention business which would increase hotel/motel tax revenues overall. He said the Blazers would commence the management of operations and marketing of the Coliseum and related facilities effective July 1, 1994, for a period of 20 years. He said Coliseum operations would be fully integrated with the arena's operations. He said the Coliseum and

the arena would share underground commercial space and would be marketed together as a package for convention and other uses. He said the capital improvements program would be paid for with \$7 million derived from the gross ticket revenue user fee.

Mr. Glickman said after the Blazers had managed the facilities for five years, Metro and the City of Portland would review how the Blazers had met public objectives during the first five years and review proposed future operations. He said if it was determined that public objectives had been met, then an additional \$2.25 million would be spent for capital improvements then also. He said the MOU would ensure the Coliseum was affordable and accessible for community events such as high school basketball and Winterhawks games.

Mr. Glickman discussed parking and transportation issues. He said the Blazers would operate a shuttle system to private parking facilities, primarily controlled by Pacific Development, to the east of the Coliseum. He said the Blazers would encourage ridership with Tri-Met. He said the MOU included working with surrounding neighborhoods to minimize construction impacts on the neighborhoods. He said the total public investment would total \$34.5 million or: \$7 million in Coliseum capital improvements; \$14.5 million for a public parking garage; contingency for up to \$1.5 million for environmental mitigation, and infrastructure improvement on roads, transit, pedestrian and other facilities for \$11.5 million. He said those costs would be paid from the user fees and some additional parking revenues. He said part of the financing would come from a 50/50 split of the Coliseum's net revenues. He said 21 percent of the net revenues would be put aside for on-going contingency in the event of major Coliseum capital needs in the future.

Mr. Glickman said the MOU specified standards and guidelines for the Blazers to meet public objectives in operating the facilities and would include provisions for public oversight. He said the Blazers would issue a proposal on approximately November 4, 1991, to mitigate potential revenue losses during the two years of construction. He said total contract costs would be \$178 million, with the Blazers financing \$144 million, and \$34.5 million in public improvements.

Councilor McFarland expressed concern about increased costs to her constituents. Mr. Glickman said all negotiating parties were aware of the public and any increased costs they might have to suffer. He said citizens paying for the improvements and construction would be ones using the facilities via the user fee and parking facilities. Councilor Knowles noted when the arena was built, there would no longer be a rental agreement between

the Trail Blazers and MERC or any other body. He said Metro would not have a financial interest in the new arena. He said Metro had some concerns because of the management responsibilities Metro had through MERC.

Harry Glickman said the Trail Blazers would assume any responsibility for Memorial Coliseum operating deficits. Councilor Bauer asked how much the appraised value of the combined facilities would be. Marshall Glickman believed the facilities' assessed value would be in the \$90 million range.

Councilor Gardner said the MOU represented a fair split between public and private contributions. He said the regional recreation facilities system as a whole did not make money and required an operating subsidy, and said the user fee was at least a potential source of revenue to support the facilities that did not make money on their own. He said Metro would have to try to find another funding base for the regional facilities. He asked Mr. Glickman about references in the agreement about the Blazers having exclusive rights to promotions and advertising within those facilities, including the Metro Washington Park Zoo.

Marshall Glickman said that proposal was not contained in the MOU itself. He said the Blazers, keeping in mind the potential loss of revenue to Metro if the Blazers took over the Coliseum, offered to purchase the rights to place advertising in the Oregon Convention Center, the Portland Center for the Performing Arts (PCPA) and the Zoo in exchange for \$500,000 guaranteed annually and accelerated by inflation, plus 30 percent of net revenues after the Blazers received a return on their investment. He believed that proposal would compensate the regional facilities for loss of revenues. He said the Blazers took a sophisticated approach to advertising and would not plaster logos everywhere. He said the Blazers were working with Metro staff on that proposal, but said the MOU was not dependent on that aspect.

Councilor Devlin said the proposed MOU was a beneficial proposal for the region as a whole. He said his concerns related to issues with the City of Portland than the Blazer organization. He said prior to Metro's final adoption of the MOU he wanted to resolve those issues with the City of Portland satisfactorily.

Councilor Van Bergen agreed with Councilor Devlin and asked for a verbatim transcript of Agenda Item No. 3.1 (filed with the record of this meeting). He asked if Metro would be in direct competition with the Blazers to attract convention business and how P/OVA would be involved. He asked if Metro would be in a favorable position with Multnomah County for the hotel-motel tax which served as the operating fund for the Convention Center

deficit. He asked what would be left of MERC after the MOU agreement and if the \$2 million in property taxes would pay for the PCPA's operating deficit. Like Councilor McFarland, he wanted to reassure constituents the agreement would not increase their tax costs.

Marshall Glickman said neither the arena or the Coliseum would compete with the Convention Center. He said they would be different types of facilities and would attract different functions. He said the joint marketing agreement with P/OVA would work to make the facilities complementary with each other.

Presiding Officer Collier said her original hope had been to build the Convention Center and to manage all of the regional recreational facilities jointly. She said the original thought was to achieve a regional funding base for all of the facilities together. She said removing a popular facility such as the Coliseum from the regional facilities package reduced the chances of a popular vote to fund the facilities. She suggested Metro contract with the Blazers to manage all of the recreational facilities.

Marshall Glickman said the Blazers did not originally suggest they manage the Memorial Coliseum. Presiding Officer Collier asked who suggested they do so. Marshall Glickman said the Arena Task Force had made the recommendation.

Harry Glickman said when that proposal was made, he was reluctant to consider it because the Blazers had enough to do with building and managing the new arena. He said it did seem sensible jointly manage the two facilities, but emphasized the idea did not originate with the Blazers. He said he did not think the Blazers would be qualified to manage the PCPA. He believed the Blazers would be qualified to manage the Civic Stadium, and noted he managed that facility when it was owned by the Multnomah Athletic Club.

Councilor Knowles reminded the Council that copies of the Blazers' financial proposal were distributed at the October 10, 1991 Council meeting.

Presiding Officer Collier thanked Marshall and Harry Glickman for their presentations.

4. CONSENT AGENDA

4.1 Minutes of August 8, 1991

4.2 Resolution No. 91-1497, For the Purpose of Confirming the Appointment of Cynthia R. Mayer and William J. Glasgow to the Investment Advisory Board

4.3 Resolution No. 91-1516, For the Purpose of Continuing the Bi-State Policy Advisory Committee

4.4 Resolution No. 91-1517, For the Purpose of Approving an Intergovernmental Agreement with the Intergovernmental Resource Center for Bi-State Committee Staff Support

Motion: Councilor Devlin moved, seconded by Councilor Hansen, for adoption of the Consent Agenda.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, Hansen, McLain, Van Bergen, Wyers and Collier voted aye. Councilors DeJardin, Knowles and McFarland were absent. The vote was unanimous and the Consent Agenda was adopted.

5. ORDINANCES, FIRST READINGS

5.1 Ordinance No. 91-412, For the Purpose of Amending Metro Code Chapter 4.01 Metro Washington Park Zoo Regulations

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier referred Ordinance No. 91-412 to the Regional Facilities Committee for consideration.

5.2 Ordinance No. 91-431, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule to Open a Fee Supported RLIS "Storefront" for Providing Services to the Business Community Using the Regional Land Information System

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier referred Ordinance No. 91-431 to the Finance Committee for consideration.

5.3 Ordinance No. 91-432, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule for the Purpose Purchasing Office Panels

The Clerk red the ordinance for a first time by title only.

Presiding Officer Collier referred Ordinance No. 91-431 to the Finance Committee for consideration.

6. ORDINANCES, SECOND READINGS

6.1 Ordinance No. 91-411, For the Purpose of Amending Chapter 2.09, Builder's Business License Program of the Metro Code

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance No. 91-411 was first read on October 10 and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on October 17 and recommended it to the full Council for adoption.

Motion: Councilor Wyers moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-411.

Councilor Wyers gave the Finance Committee's report and recommendations. She said the ordinance would conform the Metro Code to match Oregon Revised Statutes primarily by changing the word "Builders" to "Contractors" which was a more inclusive term.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Councilor Van Bergen explained the name change also included landscaping contractors.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. Councilor DeJardin was absent. The vote was unanimous and Ordinance No. 91-411 was adopted.

6.2 Ordinance No. 91-393A, For the Purpose of Amending Ordinance No. 88-266B Adopting the Regional Solid Waste Management Plan to Identify Options for Implementing Local Government Facility Siting Standards

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced that Ordinance No. 91-393 was first read on March 28, 1991, and referred to the Solid Waste Committee for consideration. The Solid Waste Committee considered the ordinance on April 2 and October 15, 1991 and recommended Ordinance No. 91-393A for adoption.

Motion: Councilor Wyers moved, seconded by Councilor Gardner, for adoption of Ordinance No. 91-393A.

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Councilor Gardner gave the Solid Waste Committee's report and recommendations. He said the ordinance laid out a process and a set of options for local governments to incorporate standards and model zoning code provisions to site solid waste facilities. He said part of the Regional Solid Waste Management Plan (RSWMP) provided that Metro would develop such a model zoning code to local governments. He said the Solid Waste Committee considered and amended the ordinance in April and recommended it for adoption to the full Council at that time. He said the Office of General Counsel raised some questions about language and implementation and said the ordinance was referred to Legal Counsel for fine-tuning. He said the first version gave local governments some options on incorporating standards and three of the four options stipulated that part of their siting standards include Department of Environmental Quality (DEQ) control regulations. He said General Counsel believed including detailed DEQ language within local zoning codes was not appropriate and could create conflict when it was time to site facility(s). He said the current version stated local governments could either incorporate model siting standards, or if they had other clear and objective standards, they could tell Metro why those were preferable for their use.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Councilors Bauer and Gardner discussed how local governments could substitute their own standards.

Councilor Devlin noted both the Solid Waste Technical and Policy Advisory Committees, a land use subcommittee to the Technical Committee, and the Solid Waste Committee had reviewed the ordinance extensively. He said local governments were well aware of the ordinance.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen Wyers and Collier voted aye. Councilor DeJardin was absent. The vote was unanimous and Ordinance No. 91-393A was adopted.

7. RESOLUTIONS

7.1 Resolution No. 91-1415A, For the Purpose of Recognizing the Model Solid Waste Facility Siting Ordinance as Meeting the Requirements of Chapter 16 of the Regional Solid Waste Management Plan to Identify Options for Implementing Local Government Facility Siting Standards

Motion: Councilor Wyers moved, seconded by Councilor Hansen, for adoption of Resolution No. 91-1415A.

Councilor Wyers gave the Solid Waste Committee's report and recommendations. She said the resolution was companion legislation to Ordinance No. 91-393A.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, Hansen, McLain, Van Bergen, Wyers and Collier voted aye. Councilors DeJardin, Knowles and McFarland were absent. The vote was unanimous and Resolution No. 91-1514A was adopted.

7.2 Resolution No. 91-1520, For the Purpose of Approving the One Percent for Recycling Program Criteria, Application and Project List for FY 1991-92

Motion: Councilor McLain moved, seconded by Councilor Wyers, for adoption of Resolution No. 91-1520.

Councilor McLain gave the Solid Waste Committee's report and recommendations. She referred to Attachment A, Application for Funding for the 1% for Recycling Grant Program Year 4, 1992 and said the 1% for Recycling Committee had reviewed the criteria and evaluation form which would reflect goals for the year. She said over 50 people attended the work session on this year's program and provide input. She said most input given was not about criteria or changes made to the application, but on defining what projects were possible, and how projects would interface with recycling in the region and franchisees, their responsibilities and their business goals. She noted page i gave the program's purpose and funds available this year. She said only \$225,000 was available for this year's funding; a lesser amount than had been available in the past. She part of the funds were in loan services. She noted the applications themselves were very specific. She said evaluation criteria emphasized waste stream impacts, long-term viability, manageability, cost benefits, public acceptance and creativity.

Judith Mandt, Administrative Manager, introduced Emilie Kroen, 1% for Recycling Committee member.

The Council discussed the timing of publication of the brochures advertising the program. Councilor Hansen said technically, 1 percent of the Solid Waste Department budget was not allocated any more. Councilor McLain said the Committee discussed that issue, but agreed "One Percent" had name familiarity in the community.

Councilor Van Bergen expressed support for the program, agreed with criteria developed for each program year, but asked for reports back on projects funded each year. Ms. Mandt described how staff tracked on-going projects and said staff could make a presentation to the Council or Councilors if they were interested in those projects.

Councilor McLain thanked Ms. Mandt, Leigh Zimmerman, Associate Solid Waste Planner, and other Solid Waste Department staff for their hard work and assistance.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier. Councilor DeJardin was absent. The vote was unanimous and Resolution No. 91-1520 was adopted.

7.3 Resolution No. 91-1518, For the Purpose of Authorizing an Exemption to the Competitive Procurement Procedures of Metro Code Chapter 2.04.053, and Authorizing a Change Order to the Personal Services Agreement with Associated Marketing Research

Presiding Officer Collier recessed the Council of the Metropolitan Service District and convened the Contract Review Board of the Metropolitan Service District.

Motion: Councilor Wyers moved, seconded by Councilor McFarland, for adoption of Resolution No. 91-1518.

Councilor Wyers gave the Solid Waste Committee's report and recommendations. Councilor Wyers said that Metro had signed an agreement with Associated Marketing Research to provide information related to building permits in the tri-county area and Clark County, Washington for use in the Regional Land Information System (RLIS). She said Solid Waste Department staff requested the agreement's scope of work be expanded to include building permits under \$50,000 and building demolition permits. She said the information would be provided to construction and demolition debris recyclers to improve recycling levels for demolition materials. She said the change order would cost an additional \$14,190 to be provided from the Solid Waste Department's Miscellaneous Professional Services line item.

Councilor McFarland expressed concern about too many change orders or extensions to original contracts being authorized.

Vote: Councilors Bauer, Buchanan, Devlin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. Councilor DeJardin was absent. The vote was unanimous and Resolution No. 91-1518 was adopted.

7.4 Resolution No. 91-1511, For the Purpose of Approving the FY 1991-92 Housing Planning Workplan

Motion: Councilor Bauer moved, seconded by Councilor Devlin, for adoption of Resolution No. 91-1511.

Councilor Bauer gave the Transportation and Planning Committee's report and recommendations. He explained the FY 1991-92 Housing Planning Workplan established seven tasks to be completed during the fiscal year as determined during the FY 1991-92 budget process. He said each of the three counties were involved in compiling their Comprehensive Housing Affordability Strategy (CHAS) documents. He said the workplan would coordinate those three workplans and fulfill requirements under Regional Urban Growth Goals and Objectives (RUGGOs).

The Council and Richard Carson, Director of Planning & Development, briefly discussed the issues.

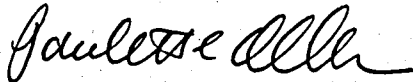
Vote: Councilors Bauer, Buchanan, Devlin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. Councilor DeJardin was absent. The vote was unanimous and Resolution No. 91-1511 was adopted.

8. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

The Council briefly discussed Agenda Item No. 3.1.

There being no further business, the meeting adjourned at 7:29 p.m.

Respectfully submitted,



Paulette Allen
Clerk of the Council

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

November 14, 1991

Council Chamber

Councilors Present: Presiding Officer Tanya Collier, Deputy
Presiding Officer Jim Gardner, Larry
Bauer, Roger Buchanan, Tom DeJardin,
Richard Devlin, Sandi Hansen, David
Knowles, Ruth McFarland, Susan McLain,
George Van Bergen and Judy Wyers

Councilors Absent: None

Also Present: Executive Officer Rena Cusma

Presiding Officer Collier called the regular meeting to order at
5:30 p.m.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

3. EXECUTIVE OFFICER COMMUNICATIONS

Executive Officer Cusma announced the National Association of
Regional Councils (NARC) had convened its national conference on
solid waste at the Benson Hotel this week. She noted also NARC's
Executive Board would meet November 15 and invited the Council to
attend the reception for the Executive Board to be held at the
Metro Washington Park Zoo on November 16.

Executive Officer Cusma introduced new Public Affairs Specialist
Lisa Creel.

4. ORDINANCES, FIRST READINGS

4.1 Ordinance No. 91-438, For the Purpose of Granting a
Franchise to RMAC International, Inc. For the Purpose of
Operating a Petroleum Contaminated Soil Processing Facility
and Declaring an Emergency

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced Ordinance No. 91-438 had been
referred to the Solid Waste Committee for consideration.

4.2 Ordinance No. 91-434, For the Purpose of Granting a Franchise to Oregon Hydrocarbons, Inc. For the Purpose of Operating a Petroleum Contaminated Soil Processing Facility

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced Ordinance No. 91-434 had been referred to the Solid Waste Committee for consideration.

4.4 Ordinance No. 91-436, For the Purpose of Amending the Metro Code to Clarify the Purpose and Function of the Rate Review Committee, and Declaring an Emergency

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced Ordinance No. 91-436 had been referred to the Solid Waste Committee for consideration.

4.5 Ordinance No. 91-437, For the Purpose of Amending Chapter 5.06 of the Metro Code to Provide for a Metro Central Station Community Enhancement Program and Creating a Metro Central Station Community Enhancement Committee

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced Ordinance No. 91-437 had been referred to the Solid Waste Committee for consideration.

4.6 Ordinance No. 91-439, An Ordinance Establishing a Plan for the Financing from Time to Time of Various Facilities and Operations of the Metropolitan Service District; Authorizing the Issuance of One or More Series of Revenue Bonds for Such Purpose Under the Provisions of Supplemental Ordinances Adopted Pursuant Hereto; and Establishing and Determining Other Matters In Connection Herewith

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced Ordinance No. 91-439 had been referred to the Finance Committee for consideration.

4.7 Ordinance No. 91-440, An Ordinance Enacted as A Supplemental Ordinance to Ordinance No. 91-439; Establishing a Plan for Financing the Metro Headquarters Building; Authorizing the Issuance of the Metro Headquarters Building Bonds for Such Purpose; and Establishing and Determining Other Matters in Connection Therewith

The Clerk read the ordinance for first time by title only.

Presiding Officer Collier announced Ordinance No. 91-440 had been referred to the Finance Committee for consideration.

4.8 Ordinance No. 91-421, For the Purpose of Amending Metro Code 3.02, Amending the Regional Wastewater Management Plan and Submitting it for Recertification

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced Ordinance No. 91-421 had been referred to the Transportation & Planning Committee for consideration.

5. ORDINANCES, SECOND READINGS

5.1 Ordinance No. 91-432, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule for the Purpose Purchasing Office Panels

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance No. 91-432 was first read on October 24 and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on November 7 and recommended it to the full Council for adoption.

Motion: Councilor Hansen moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-432.

Councilor Hansen gave the Finance Committee's report and recommendations. She said the ordinance would authorize the transfer of \$26,057 from Contingency to Capital Outlay to purchase divider panels for the Transportation Department in its new location. She said the panels were movable and would go to the Sears Building when Metro moved its headquarters there. She referred to Resolution No. 91-1514 adopted October 10, 1991, which authorized the purchase.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McLain, Van Bergen and Collier voted aye. Councilors McFarland and Wyers were absent. The vote was unanimous and Ordinance No. 91-432 was adopted.

5.2 Ordinance No. 91-431, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule to Open a Fee Supported RLIS "Store Front" for Providing Services to the Business Community Using the Regional Land Information System (RLIS)

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance 91-431 was first read on October 24 and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on November 7 and recommended it to the full Council for adoption.

Motion: Councilor Devlin moved, seconded by Councilor Hansen, for adoption of Ordinance No. 91-431.

Councilor Devlin gave the Finance Committee's report and recommendations. He explained the ordinance would authorize the transfer of \$42,566 from Miscellaneous Professional Services to Materials & Services, Capital Lease and Personnel. He said the program would be fee-supported and that actual expenditures would occur as costs were incurred. He said Resolution No. 91-1522A addressed the program in more detail.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McLain, Van Bergen, Wyers and Collier voted aye. Councilor McFarland was absent. The vote was unanimous and Ordinance No. 91-431 was adopted.

6. RESOLUTIONS

6.1 Resolution No. 91-1522A, For the Purpose of Recognizing the RLIS Distribution Study by Ernst & Young as a Guide for Setting Policy and Administrative Procedures for Dissemination of RLIS Products and Services

Motion: Councilor Devlin moved, seconded by Councilor Gardner, for adoption of Resolution No. 91-1522A.

Councilor Devlin gave the Finance Committee's report and recommendations. He said the distribution study was funded to look into marketing aspects for the dissemination of RLIS products and services. He said issues discussed concerned the early version of RLIS because it contained some errors and said provisions could be included requiring users not to use that RLIS

data after later corrected versions were made available. He said the Committee expressed concern that when the economy was good, RLIS and related sales would be good, but if the economy was down, projected sales would drop. He said there was concern about the split and how the system would be paid for, but said the Committee agreed the arrangement was the best possible one at this time. He said the Council should retain the ability to adjust pricing dependent on market changes for greater recovery of revenue to offset RLIS costs.

Councilor Van Bergen said Metro was assuming proprietary functions by opening the storefront. He expressed confidence in the staff involved. Councilor DeJardin said Metro was not a retail body and would not charge the highest price. He asked Councilor Devlin how prices would be determined. Councilor Devlin said Metro asked the State Legislature for authority to keep RLIS products from becoming public information because Metro had expended almost \$1 million to develop RLIS. He discussed copyright considerations and the public interest. He said pricing would not be higher than market value. Councilor Gardner said the recommended schedule for pricing took into account local governments who contributed in earlier years for RLIS development and said they would benefit from a multi-tier pricing structure. He said those agencies would pay only for the immediate costs for transmitting maps or other information. The Council briefly discussed the issues further.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen and Collier voted aye. Councilor Wyers was absent. The vote was unanimous and Resolution No. 91-1522A was adopted.

Presiding Officer Collier recessed the Council and convened the Contract Review Board of the Metropolitan Service District to consider Agenda Item No. 6.2.

6.2 Resolution No. 91-1524, For the Purpose of Authorizing an Exemption from Competitive Procurement Procedures of Metro Code Section 2.04.053 for Amendment No. 15 to the Design Services Agreement with SCS Engineers, Inc.

Motion: Councilor Wyers moved, seconded by Councilor Devlin, for adoption of Resolution No. 91-1524.

Councilor Wyers gave the Solid Waste Committee's report and recommendations. She explained the resolution would authorize payment to a subcontractor to SCS Engineers, Inc. She said after review of subcontractor claims against SCS, Executive Officer

Cusma recommended payment to subcontractor W.R. Gamble Engineering.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. The vote was unanimous and Resolution No. 91-1524 was adopted.

Presiding Officer Collier adjourned the Contract Review Board and reconvened the Council of the Metropolitan Service District.

6.3 Resolution No. 91-1525A, In the Matter of Approval of Issuance of a Request for Bids to Provide Regional Hauling Services for Sewage Grit and Screenings

Motion: Councilor Gardner moved, seconded by Councilor DeJardin, for adoption of Resolution No. 91-1525A.

Councilor Gardner gave the Solid Waste Committee's report and recommendations. He explained the resolution would issue a RFP for a company to haul sewage grit and screenings. He said Metro had discussions with local governments about providing a regional service to haul away their sewage treatment dry byproducts. He said the City of Portland offered its Columbia Boulevard Sewage Treatment plant to stockpile sewage grit and screenings so it could be picked up by one vendor for hauling to disposal facilities. He said the RFB asked for a five-year contract at an estimated cost of \$500,000. He said the Committee discussed whether another collection site could be selected to make the service truly regional, but said staff stated that outlying jurisdictions would continue to use their disposal sites to avoid higher transportation costs.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. The vote was unanimous and the Resolution No. 91-1525A was adopted.

6.5 Resolution No. 91-1532, For the Purpose of Adopting Disadvantaged Business Program Goals for Fiscal Year 1990-91 and 1991-92

Motion: Councilor McLain moved, seconded by Councilor Buchanan, for adoption of Resolution No. 91-1532.

Councilor McLain gave the Transportation & Planning Committee's report and recommendations. She explained Metro had to adopt DBE goals to comply with federal requirements and receive federal

funds for transportation planning projects. She said the goals were federal, not state goals, such as those discussed when the Council reviewed Ordinance No. 91-430 at the October 10, 1991 Council meeting.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. The vote was unanimous and Resolution No. 91-1532 was adopted.

8. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

Presiding Officer Collier noted Karla Forsythe, Council Analyst, had submitted her resignation effective December 12, 1991 to take a position with the Metro Homebuilders Association.

Motion: Councilor Buchanan moved, seconded by Councilor Hansen, to direct staff to draft a resolution of appreciation to Ms. Forsythe for services rendered to the Metropolitan Service District.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. The vote was unanimous and the motion passed.

Councilor Devlin distributed his memorandum dated November 14, 1991, "Metro Policy, Purpose and Powers/Functions." He said the position paper was drafted and reviewed by the Governmental Affairs Committee for the Council to review and transmit to the Charter Committee.

The Council discussed the document. Councilor Devlin explained the position paper would be transmitted to the Charter Committee via a joint letter from Presiding Officer Collier and Executive Officer Cusma. Councilor Knowles asked if the position paper addressed the financing of functions. Councilor Devlin said the position paper addressed functions only. Councilor Van Bergen said he had not had time to review the document, would vote nay on the resolution and would address the Charter Committee himself. Presiding Officer Collier noted the draft position paper had previously been distributed to the Council for review. Councilor Devlin said the Charter Committee was currently discussing land use and planning issues, had not yet addressed other functions, and said this was an appropriate time to transmit the position paper. Councilor Knowles asked why the position paper was not transmitted via resolution. Councilor Devlin said Council positions would be transmitted via resolution in the future, but said weekly communications were being made to

the Charter Committee and said it had been difficult to go through the full agenda process.

Councilor Gardner said the position paper rephrased and reformatted existing statutory language describing the District's functions and authorities. He said the paper was a new policy statement at all, but put those functions into a more readable format.

Councilor McLain concurred with Councilor Gardner. The Council briefly discussed the issues further.

Motion: Councilor Devlin moved, seconded by Councilor DeJardin, to forward the position paper to the Charter Committee, specifically as a statement of intent with regard to existing authorities, with the exception of those items which would require voter approval with the Charter as a vehicle for those items.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilor Van Bergen voted nay. Councilor Wyers was absent. The vote was 10 to 1 in favor and the motion passed.

6. RESOLUTIONS (Continued)

6.4 Resolution No. 91-1527, Authorizing the Execution of a Joint Memorandum of Understanding Regarding the Development of a New Trail Blazer Arena

Motion: Councilor Knowles moved, seconded by Councilor DeJardin, for adoption of Resolution No. 91-1527.

Councilor Knowles gave the Regional Facilities Committee report and recommendations. He said the MOU itself was not a legally binding document, but was a guideline for negotiations on four subsequent agreements between the City of Portland and the Oregon Arena Corporation representing the Trail Blazers. He said the MOU also set forth the public obligation for partial funding of the Arena project. He said under the MOU, the Blazers would take over Coliseum operations and operate the new arena, Portland would own the facilities, and Metro would oversee the operating agreement. He said mitigation of any impacts on the Coliseum during construction would extend for two years and the agreement provided that mitigation funds in a reserve fund could be used to support other regional facilities. Councilor Knowles discussed the 6 percent user fee to fund the public's contribution.

Councilor Van Bergen asked what the status was of Metro's current agreement with the City of Portland. Councilor Knowles said BE IT RESOLVED section no. 2 language recognized the City of Portland as the lead agency in future negotiations and execution of agreements based upon its ownership of key properties and its financial responsibilities.

Councilor Van Bergen asked what would happen to current Coliseum employees. He asked if they would be replaced, transferred, and if the Blazers would put them into PERS. Councilor Knowles said MERC would determine what would happen to Coliseum employees, but said there would a reduction in employees and that the Blazers had made no commitment to current employees.

Councilor Van Bergen asked about financing issues for all of the regional facilities. Councilor Knowles said the Finance Forum had been working on permanent funding for all of the facilities and said the current hotel-motel tax was not related to the Blazer agreement.

The Council discussed future financing of the regional facilities as a whole.

Councilor Buchanan asked what would happen to Coliseum employees. Lee Fehrenkamp, MERC general manager, said staffing would be cut back. He did not know how many employees would be cut back, but said some could be transferred to the Blazers. Presiding Officer Collier said employee issues could be handled through attrition and working with the Blazers. Councilor Buchanan said a number of union contracts would be affected. Mr. Fehrenkamp noted several union contracts were about to be renegotiated. Presiding Officer instructed Mr. Fehrenkamp to inform the Council of all formal arrangements as they occurred. Councilor Knowles said personnel issues would be handled in the formal agreement and would affect Metro's budget process.

Councilor Devlin said he shared concerns about current employees also. He noted Metro and MERC were self-insured and asked if that had been considered. Mr. Fehrenkamp said self-insurance issues depended on how many employees found employment elsewhere. He noted a large portion of Coliseum employees worked half-time.

Councilors Devlin and Knowles discussed financing issues. Councilor Devlin discussed the regional facilities financing bonds and asked for the record how to ensure those funds would remain available for the regional facilities. He said Metro was expected to have assets to meet all obligations. Councilor Bauer asked if MERC would oversee funding the Coliseum. Councilor Knowles said that was a policy decision Metro or the City could

make. Councilors Bauer and Knowles discussed coordination of the facilities through the Portland/Oregon Visitors Association. The Council as a whole discussed coordination of events at all the facilities and employee issues further.

Councilor McLain noted a citizen, Glenn Morris, had submitted testimony to Council Analyst Casey Short who transmitted it to the Council via a memo at this meeting: "I got a call this afternoon from Mr. Glenn Morris, who wanted me to pass along to you his opposition to the proposed Memorandum of Understanding on the new arena. Mr. Morris said he thought any public expenditure should be referred to the voters. He also said the proposed user fee would price many people out of the market for tickets to arena events, and that it would hurt the performing arts."

Councilor Devlin said he had concerns, but believed the new arena was in the public's interest. He served notice that if signing the MOU meant additional taxes, he would oppose any future final agreements. He opposed any alternative financing agreements other than the one laid out in this MOU.

Councilor Gardner said the financing aspects were between the Blazers and the City of Portland and said the MOU represented an excellent deal for the City. He said Portland would get a new, privately- owned arena with \$2 million in property tax revenues going to the City. He said the City would make the public investment but the 6 percent user fee would impact Metro's future ability to run the regional facilities. He said he was skeptical when the Blazers first made their proposal, but was now convinced the MOU represented the best interests of all concerned.

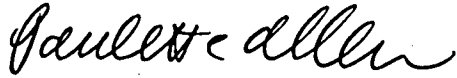
Councilor Knowles concurred and said it was remarkable the City and Metro had achieved this agreement. He noted other jurisdictions had not been able to get as much private investment dollars for their new facilities. Councilor Knowles thanked Regional Facilities Department staff including Neil Saling, Sherrie Oeser and Pam Erickson for their participation in the negotiations and Portland Development Commission staff Chris Kopka, Larry Dully and Steve Siegal for their participation also. He thanked Blazer representatives Mark Gardner, Don Barney and Harry and Marshall Glickman.

Vote: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. The vote was unanimous and Resolution No. 91-1527 was adopted.

METRO COUNCIL
November 14, 1991
Page 11

There being no further business, Presiding Officer Collier
adjourned the meeting at 7:10 p.m.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Paulette Allen".

Paulette Allen
Clerk of the Council

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

November 26, 1991

Council Chamber

Councilors Present: Presiding Officer Tanya Collier, Deputy Presiding Officer Jim Gardner, Richard Devlin, Tom DeJardin, Sandi Hansen, David Knowles, Susan McLain, Ruth McFarland, George Van Bergen, and Judy Wyers

Councilors Absent: Larry Bauer, Roger Buchanan

Also Present: Executive Officer Rena Cusma

Presiding Officer Collier called the regular meeting to order at 5:34 p.m. Presiding Officer Collier announced item number 6.1 had been moved to the consent agenda for consideration as agenda item number 4.4.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

3. EXECUTIVE OFFICER COMMUNICATIONS

None.

4. CONSENT AGENDA

4.1 Minutes of September 26, 1991

4.2 Resolution No. 91-1523, Authorizing an Exemption from Metro Code Section 2.04.054 for an amendment of the Zimmer Gunsul Frasca Partnership Contract

4.3 Resolution No. 91-1521, Supporting the Establishment of a National Wildlife Refuge in the Vicinity of Sherwood, Oregon

4.4 Resolution No. 91-1531, For the Purpose of Approving a Request for Proposal Document for Insurance Adjusting Services, General Liability and Auto Claims and Waiving the Requirement for Council Approval of the Contract and Authorizing the Executive Officer to Execute the Contract Subject to Conditions

Motion: Councilor McFarland moved, seconded by Councilor Wyers, for adoption of the Consent Agenda.

Vote: Councilors Devlin, DeJardin, Gardner, Hansen, McFarland, McLain, Wyers and Collier voted aye. Councilors Bauer, Buchanan, Knowles and Van Bergen were absent. The vote was unanimous and the Consent Agenda was adopted.

5. ORDINANCES, SECOND READINGS

5.1 Ordinance No. 91-437, For the Purpose of Amending Chapter 5.06 of the Metro Code to Provide for a Metro Central Station Community Enhancement Program and Creating a Metro Central Station Community Enhancement Committee

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance No. 91-437 was first read before the Council on November 14 and referred to the Solid Waste Committee for consideration. The Solid Waste Committee considered the ordinance on November 19 and recommended Ordinance No. 91-437 to the full Council for adoption.

Motion: Councilor Hansen moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-437.

Councilor Hansen gave the Solid Waste Committee's report and recommendations. She said she presented the Ordinance on behalf of the neighborhood and community of Northwest Portland. She said the Ordinance was unanimously approved after considerable public input. She noted the main area of controversy throughout Committee consideration was that two of the neighborhood communities felt they deserved extra votes on the Committee. She said many of the public comments requested that Metro policy be followed when assigning voting power. She said Metro had no policy on the formation of enhancement committees, preferring to allow the community to design the committees.

Presiding Officer Collier opened the public hearing.

Mr. Robert Bay, 3155 NW Vaughn Avenue, appeared to testify. He said he was an associate with Bay News Company and serves as President of the Northwest Industrial Neighborhood Association (NINA). He said NINA was the oldest neighborhood association in the nation. He stated Metro was treating NINA differently from other neighborhoods sited with a garbage transfer station. He said other neighborhoods under consideration did not want the transfer station, while NINA had welcomed it.

Mr. Bay outlined the enhancement committee structure for all of the existing facilities. He said Metro gave weighted votes to the neighborhood where the facility was located. He said NINA was not

being given weighted votes. He said residential neighborhoods with interests different from NINA's were given votes. He said staggered voting rights would impact NINA's input on the committee.

In response to a request from Presiding Officer Collier, Councilor Hansen outlined the process used in formation of the committee. She said the North Portland Enhancement Committee never had a weighted vote. She noted the Ordinance stated projects within the area most impacted by the station (NINA) would be given priority.

Councilor Gardner stated the enhancement committee would make recommendations for projects to the Council. He said if there was disregard for the impacted area, NINA could notify the Council. Councilor Devlin noted the Solid Waste Committee would review the projects, not the Council.

Councilor DeJardin noted the Oregon City Enhancement Committee had three votes because one neighborhood was impacted there. He said giving NINA an extra vote would be damaging to communications at the committee.

Councilor Wyers and Gardner noted the transfer station siting was neither more or less difficult in the NINA area. Councilor Gardner noted the composter enhancement committee did allow weighted votes and was an exception. He explained the agreement was a compromise to alleviate problems in the area which existed before the facility was sited there.

Councilor McFarland stated she supported the concept of one person, one vote and favored passage of the Ordinance.

Councilor Wyers commended Councilor Hansen for her work on the enhancement committee.

No other citizens appeared to testify and the public hearing was closed.

Vote: Councilors Collier, Gardner, Devlin, DeJardin, Hansen, Knowles McLain, McFarland, Van Bergen and Wyers aye. The vote was unanimous and the Ordinance No. 91-437 was adopted.

5.2 Ordinance No. 91-436A, For the Purpose of Amending the Metro Code to Clarify the Purpose and Function of the Rate Review Committee, and Declaring an Emergency

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance No. 91-436 was first read before the Council on November 14 and referred to the Solid

Waste Committee for consideration. The Solid Waste Committee considered the ordinance on November 19 and recommended Ordinance No. 91-436A to the full Council for adoption.

Motion: Councilor Wyers moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-436A.

Councilor Wyers gave the Solid Waste Committee's report and recommendations. She said the Ordinance would reorganize and restructure the Rate Review Committee and codify their function and procedures. She explained the composition and function of the committee.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Devlin, DeJardin, Gardner, Hansen, Knowles, McLain, Van Bergen, Wyers and Collier voted aye. Councilor McFarland voted nay. Councilors Bauer and Buchanan were absent. The vote was 9/1 in favor and Ordinance No. 91-436A was adopted.

5.3 Ordinance No. 91-434A, For the Purpose of Granting a Franchise to Oregon Hydrocarbons, Inc. for the Purpose of Operating a Petroleum Contaminated Soil Processing Facility

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance No. 91-434 was first read before the Council on November 14 and referred to the Solid Waste Committee for consideration. The Solid Waste Committee considered the ordinance on November 19 and recommended Ordinance No. 91-434A to the full Council for adoption.

Motion: Councilor DeJardin moved, seconded by Councilor Wyers, for adoption of Ordinance No. 91-434A.

Councilor DeJardin gave the Solid Waste Committee's report and recommendations. He said the Ordinance would approve Oregon HydrocarbonS, Inc. to treat petroleum contaminated soils at a plant in North Portland. He said ordinances to approve other firms were forthcoming. He said the firm was awaiting a permit from the Department of Environmental Quality (DEQ).

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Councilor Van Bergen asked if Hydrocarbons, Inc. used the low level heat process or chemical process. Councilor Wyers said Solid Waste staff advised her it was a low level heat process and was an acceptable method for treating contaminated soil.

Councilor McFarland said she approved of the method because it reduced evaporation into the air and absorption into groundwater.

Vote: Councilors Collier, Gardner, Devlin, DeJardin, Hansen, Knowles, McLain, McFarland, Van Bergen and Wyers voted aye. The vote was unanimous and Ordinance No. 91-434A was adopted.

5.4 Ordinance No. 91-438, For the Purpose of Granting a Franchise to RMAC International, Inc. for the Purpose of Operating a Petroleum Contaminated Soil Processing Facility and Declaring an Emergency

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced Ordinance No. 91-438 was first read before the Council on November 14 and referred to the Solid Waste Committee for consideration. The Solid Waste Committee considered the ordinance on November 19 and recommended Ordinance No. 91-438 to the full Council for adoption.

Motion: Councilor DeJardin moved, seconded by Councilor Wyers, for adoption of Ordinance No. 91-438.

Councilor DeJardin gave the Solid Waste Committee's report and recommendations. He said the Ordinance was similar to Ordinance No. 91-434, but approved RMAC International and said their plant would be located in Troutdale. He said RMAC International had received all of their permits. He noted one of the firm's principals, John Spencer, was the president and major stockholder in SRH Associates, a company that owed Metro approximately \$5,300 in delinquent fees. Councilor DeJardin said Mr. Spencer indicated SRH had no association with RMAC International.

Presiding Officer Collier opened the public hearing. No. citizens appeared to testify and the public hearing was closed.

Councilor Devlin asked if General Counsel had responded to questions in the Committee report. Councilor Wyers said Todd Sadlo, Legal Counsel, had said there were no legal issues of consequence.

Vote: Councilors Collier, Gardner, Devlin, DeJardin, Hansen, Knowles, McLain, McFarland, Van Bergen and

Wyers voted aye. The vote was unanimous and Ordinance No. 91-438 was adopted.

Councilor Van Bergen asked how long the franchise would operate under the Ordinance. Dan Cooper, General Counsel, said the contract was for five years under Metro Code.

6.0 RESOLUTIONS

6.1 Resolution No. 91-1531, For the Purpose of Approving a Request for Proposal Document for Insurance Adjusting Services, General Liability and Auto Claims and Waiving the Requirement for Council Approval of the Contract and Authorizing the Executive Officer to Execute the Contract Subject to Conditions

Presiding Officer Collier noted Agenda Item 6.1 had been adopted earlier at this meeting under the Consent Agenda.

6.2 Resolution No. 91-1529, For the Purpose of Authorizing the Exercise of the Option Agreement and the Acquisition of the Sears Parking Garage

Motion: Councilor Knowles moved, seconded by Councilor DeJardin, for adoption of Resolution No. 91-1531.

Councilor Knowles gave the Regional Facilities Committee's report and recommendations. He said the Resolution allowed for the purchase of the parking garage in conjunction with the purchase of the Sears facility. He said because financial figures were not available at the Regional Facilities meeting, the Committee forwarded the Resolution to Council without a recommendation. He referred the Council to a memorandum from Neil Saling, Regional Facilities Director, a copy of which is contained in the record of this meeting.

Mr. Saling and Dan Cooper, General Counsel, summarized the memorandum. The Council discussed the use and repayment of the bonds. The Council also discussed the parking lease agreements.

Councilor McFarland stated that Metro taxed people in the region. She said part of those tax dollars would be used to pay for the purchase of the parking structure. She said Metro would then have a private business operation that sold parking spaces to the same people who paid taxes to purchase the structure. She stated her opposition to purchasing a structure with the intended use of renting it out. She said taxpayer money should not be used to operate a competitive business.

Presiding Officer Collier disagreed and she said it was irresponsible not to purchase the property considering the growth Metro was undergoing. She said because use of the parking included spaces for the facilities, Metro should control the property. She noted parking was a fee for service as was hauling garbage to Arlington.

Councilor McLain said the purchase would double the cost of the project and figures indicated a \$300,000 loss in the first six years. She said the public's perception of Metro was important and felt the purchase would not be a wise investment.

Councilor Hansen said she was disappointed when Metro was unable to purchase the Hanna property. She did not want a similar misfortune to happen with the Sears property.

Councilor Knowles said it was critical to go forward with the purchase at this time. He said the information in Mr. Saling's memorandum answered the concerns of the Committee. He said the office needs of the agency could expand into the area allowed for parking in the building and he said the adjacent parking would then be needed. He said the parking would also accommodate needs at the Convention Center. He said over the long term, costs would be met. He said the building had a substantial net value.

Councilor Gardner stated he continued to have doubts about purchasing the structure. He said government had an obligation to manage public money. He said the role of Metro, and governments in general, was not to operate a for-profit business. He said if parking was needed, private industry would provide it.

Executive Officer Cusma said the purchase of the parking structure was not intended to be a profit making operation. She said the purchase would meet the future needs of the agency and its facilities. She said in the long-term the purchase would be prudent.

Councilor Van Bergen clarified parking needs and space available in the Sears building without the purchase of the adjacent garage. He asked staff if the bond sales would be more favorable with the purchase of the garage. Chris Scherer, Finance Supervisor, said it was more favorable because the bond would be larger. Councilor Van Bergen stated he supported the Resolution but was disappointed in staff's presentation.

Vote: Councilors Devlin, DeJardin, Hansen, Knowles, Van Bergen, and Collier voted aye. Councilors Gardner, McFarland, McLain, and Wyers voted nay. Councilors Bauer and Buchanan were absent. The vote was 6/4 in favor and Resolution No. 91-1529 was adopted.

6.3 Resolution No. 91-1528, For the Purpose of Approving the FY 1991-92 Emergency Management Work Plan (Earthquake Preparedness)

Motion: Councilor Devlin moved, seconded by Councilor Hansen, for adoption of Resolution No. 91-1528.

Councilor Devlin gave the Transportation and Planning Committee's report and recommendations. He said mapping the area was the plan priority. He reported local agencies expressed interest in Metro becoming involved in earthquake preparedness planning. He said Councilor Van Bergen had voted nay at Committee because of Federal Earthquake Management Association (FEMA) management. He explained the program would be requesting additional full time employees (FTEs) and would be seeking other outside funding sources for the program.

Councilor DeJardin noted the program had exceeded all expectations and FEMA was eager for Metro to go forward with the work plan. He said a full Council briefing was forthcoming.

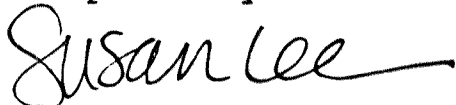
Vote: Councilors Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain, Wyers, and Collier voted aye. Councilors Bauer, Buchanan, and Van Bergen were absent. The vote was unanimous and Resolution No. 91-1528 was adopted.

7.0 COUNCILOR COMMUNICATIONS & COMMITTEE REPORTS

None.

All business having been attended to, Presiding Officer Collier adjourned the meeting at 7:30 p.m.

Respectfully submitted,



Susan Lee
Acting Clerk of the Council

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Meeting Date: February 13, 1992
Agenda Item No. 6.1

ORDINANCE NO. 92-444



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: February 6, 1992

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 6.1; ORDINANCE NO. 92-444

Documentation for Ordinance No. 92-444 has been printed separately from the Council agenda packet. Supplemental packets will be provided in advance to Councilors and available upon request by contacting the Clerk at ext. 206. Copies of the ordinance will be provided at the Council meeting February 13, 1992. Thank you.

STAFF REPORT

CONSIDERATION OF AN ORDINANCE ADOPTING A FINAL ORDER AND AMENDING THE METRO URBAN GROWTH BOUNDARY FOR CONTESTED CASE 91-2:FOREST PARK

Date: January 24, 1992

Presented By: Ethan Seltzer

BACKGROUND

Contested Case No. 91-2 is a petition from the City of Portland and HGW, Inc. for a trade of lands into and out of the urban growth boundary (UGB). Trades are considered by Metro under MC 3.01 as a locational adjustment to the UGB. The property proposed for inclusion in the UGB (labelled parcel A) totals approximately 120 acres and is located southeast of NW Skyline Boulevard and north of NW Laidlaw and NW North Roads in Multnomah County. The property proposed for removal from the UGB (labelled parcel D) is located at the northern end of Forest Park, southeast of Newberry Road, in Multnomah County. The City of Portland has taken a position in support of the petition and Multnomah County has decided to not take a position either in favor of or opposition to the petition.

As will be described below, this is a complex matter involving a third property (referred to as the "Ramsey property" below) in addition to the lands proposed for addition to and removal from the UGB. Metro Hearings Officer Chris Thomas held a hearing on this matter on October 2, 1991, in the Metro Council Chambers. Testimony was received from both the petitioner and from concerned citizens. The Hearings Officer's Report and Recommendation, attached as Exhibit B to the Ordinance, concludes that the petition complies with the applicable standards in MC Chapter 3.01, but recommends that the approval not take affect unless, within 90 days of passage of the Ordinance, the Council receives written notification that the portion of the transaction involving the Ramsey property has been or will be completed to the City's satisfaction. One exception to the decision has been filed and is attached to this staff report for your review.

Following presentation of the case by the Hearings Officer, and comments by the petitioner, the parties to the case will be allowed to present their exceptions to the Council. The petitioner will be given the opportunity to respond to the exceptions posed by parties. The Hearings Officer will be available to clarify issues as they arise.

At its meeting on the 13th of February, 1992, Council can, following the public hearing, pass the Ordinance on to second reading or remand the findings to staff or the Hearings Officer for modification. Since all properties affected by this petition are presently within the Metro District boundary, no action by the Boundary Commission is required prior to final Council action.

ANALYSIS

This petition is part of a larger "3-way" transaction involving the City of Portland, HGW, Inc., and the Ramsey family. In brief, the Ramsey family owns about 120 acres of land within Forest Park that, if developed, could cause significant disruption to wildlife corridors and existing and planned park trail networks. HGW, Inc., owns 120 acres outside and south of the park that could be developed with up to 12 dwellings under the current rural zoning. If the HGW, Inc., property could be brought within the UGB, it could be developed with up to 60 dwellings, although about 40 would be more likely given steep slopes on the site. However, there is currently not a need within the existing UGB for additional residential land.

By trading land owned by the City of Portland out of the UGB, there would be no net change in the land area within the UGB. In fact, Metro's locational adjustment process includes a trade procedure in recognition of the fact that land now designated for urban use may be less well suited for urban development than land currently outside and adjacent to the UGB. In exchange for the City's willingness to remove some of its property from the UGB, and recognizing the increase in development potential that would result if parcel A was brought inside the UGB, HGW, Inc., has agreed to purchase the Ramsey property and convey it to the City.

Therefore, although the trade before the Council technically only concerns parcels A and D, it is really part of this larger transaction involving the Ramsey property as well. If the Ramsey property was not involved in the transaction, the City of Portland would not be an applicant and there would be no trade proposal before the Metro Council. Currently, Metro considers petitions for trades according to the criteria outlined in MC Chapter 3.01. The standards for considering a trade are:

- 1) The trade results in a net of no more than 10 vacant acres being added or 50 acres being removed. In this case, a net of 19 acres would be removed, satisfying this requirement.
- 2) Each City or County with jurisdiction has taken a position in favor, in opposition, or declining to express an opinion. The City of Portland has taken a position in support of the proposed trade, and Multnomah County, for reasons discussed below, has taken a position of "no comment. Therefore, the petition satisfies this requirement.
- 3) The petition must be filed by a city whose planning area is contiguous with the sites, or by a group of not less than 50 percent of the property owners who own more than 50 percent of the land area in each site involved in the trade. With the City of Portland as an applicant and HGW, Inc. the sole owner of the proposed addition to the UGB, this petition meets this requirement. However, as noted by the Hearings

Officer, the City of Portland would not be an applicant if the Ramsey property were not a part of the overall transaction. Therefore, if the Ramsey property is not conveyed to the City by HGW, Inc., the transaction cannot be completed, the City would no longer be an applicant, and this petition would not meet this requirement.

4) The petition must meet the strict requirements of MC Chapter 3.01.040(a)(4) and (c)(1) for the preservation of agricultural land. The property proposed for addition is currently zoned MUF-19 which, under Multnomah County zoning, is intended to be protected for forest use. Multnomah County has taken a position of "no comment" largely because of its concern regarding the preservation of forest land and its conclusion that parcel A is capable of supporting and suitable for forest use. However, Multnomah County, in a previous action to which Metro was a party, determined that the property was not suitable for agricultural use. For reasons stated in his report, the Hearings Officer has determined that the petition meets this requirement because agricultural land, as envisioned in the Metro Code and Statewide Land Use Planning Goals, is not affected by the proposed action.

5) The land proposed for inclusion in the UGB must be more suitable for urbanization than the land proposed for removal. The Hearings Officer, based on factual testimony in the record, has concluded that the land proposed for addition to the UGB is better suited for urbanization than the lands to be removed.

6) Nearby agricultural land either won't be affected or can be protected from the affects of urbanizing the lands proposed for addition to the UGB. The Hearings Officer has concluded that the petition meets this requirement.

Hence, the Hearings Officer has concluded that the petition meets the requirements for trades, as long as the transaction involving the Ramsey property is successfully completed. His recommendation, therefore, is conditioned on the completion of the overall transaction.

The exception filed by Mr. Rochlin agrees with the Hearings Officer's conclusion but proposes stricter conditions pertaining to the exact nature of the property to be conveyed by HGW, Inc., to the City of Portland.

Executive Officer's Recommendation

The Metro Council should accept the recommendation of the Hearings Officer, including the condition as proposed. The appropriate place to raise the issue of the satisfaction of the City of Portland with the final transaction is with the City, not Metro.

December 4, 1991

Forest Park Neighborhood Assoc.
2934 NW 53rd Dr.
Portland, OR 97210

Ethan Seltzer, Land Use Coordinator
Metro
2000 SW First Ave.
Portland, OR 97201-5398

RE: CONTESTED CASE 91-2: FOREST PARK

By this letter, the Forest Park Neighborhood Association (FPNA) files an exception to the November 15, 1991 recommendation of the Hearing Officer. The decision to file this exception was made by vote of the Development Committee on December 2, 1991.

The Hearing Officer's Report (the Report) says, on page 37, under the heading VIII. Recommendation, "The petition should be approved, provided that the ordinance approving the petition should state that the approval shall not be effective unless the City of Portland has filed with Metro, within 90 days of passage of the ordinance, a written notification that the Ramsey part of the overall transaction has been completed, or its completion has been provided for, in a manner satisfactory to the City."

FPNA supports with conviction the proposed UGB exchange, including the Ramsey part of the transaction. The Report identifies the Ramsey part as important and necessary to the entire proposal.* We agree. However, the Report does not adequately define the Ramsey part. Page 10, lines 7-12 come closest to a definition: "The Ramsey part of the proposed transaction will have HGW, Inc. purchase all of the 73 acre parcel and all, or the part deepest into Forest Park, of the 46 acre parcel. HGW, Inc. then will give the land it has acquired to the City of Portland. The City will add the land to Forest Park, thus assuring it is kept in an undeveloped state."

The problems are:

1. The Report, page 10, fails to define "the part deepest into Forest Park" sufficiently to allow reasonable people to agree on what property is necessary to the transaction.
2. The Recommendation would leave the entire Ramsey part of the transaction, which is recognized by all as vital, to a determination by the City that it is satisfied. This includes even the 73 acre parcel.

During the hearing, Richard Whitman (attorney for HGW) testified that HGW would acquire and donate the entire Ramsey 73 acre property and at least 23 acres of the Ramsey 46 acre property. All who testified in favor of the transaction did so having heard the Whitman testimony. This testimony must have been in the mind of the Hearing Officer upon making his recommendation. To require mere satisfaction of the City is an excessive delegation of power to the City. If the Ramsey properties are essential, and all agreed that they are, then they must be defined in the ordinance in their essential character. We ask that

* Page 8 line 22 to page 10 line 14, page 11 line 24 to page 12 line 5, page 28 lines 3 to 11 and page 33 lines 3 to 11.

the ordinance implement an amended recommendation. Add to the paragraph ending on page 37, line 23:

"The Ramsey part shall consist of donation by HGW, or provision for donation, of the 73 acre Ramsey property, and at least 20.7 acres of the 46 acre Ramsey property. The minimum 20.7 acres shall be the part of the property deepest into Forest Park and farthest from Skyline Blvd. Alternatively, at HGW's option, HGW may substitute for the 20.7 acres, the portion of the 46 acre Ramsey parcel which, on December 2, 1991, bears the EP overlay zone, regardless of the ultimate disposition of any legal challenge to the validity of the ordinance designating the EP zone on the property. The EP zone area may be more or less than 20.7 acres."

A map generally illustrating the 20.7 acre area is attached. The actual boundary lines might be changed to better conform to features on the land or overlay zone transitions, or for other reasons. 20.7 acres is acceptable as we understand that, when Mr. Whitman testified, no survey line had been drawn, and he may be reasonably understood to have been approximating. We think a ten percent margin of error is reasonable. We also believe that 20.7 acres represents a sufficient quantity of the most sensitive land to satisfy the requirements. As the text of the proposed amendment indicates, the EP zone area on the property, regardless of acreage, will be satisfactory. The amended recommendation is completely consistent with the intent and understanding of the Hearing Officer. He says in the Report on page 11 line 25 that the transaction "...would bring the one Ramsey parcel and all or a major part of the other Ramsey parcel into City ownership..."

If the Recommendation were adopted as proposed by the Hearing Officer, the City would be placed in the position of determining how much of a gift to itself justifies approval of a UGB exchange. This invites HGW to reopen negotiations. The less land acquired from the Ramseys, the less cost to HGW. The City might have good reason to accept far less than anticipated by the Hearing Officer and parties, if faced with an alternative of getting nothing at all. The City in such a position cannot well represent the interest of the general metropolitan area in determining whether the UGB exchange should proceed or not. The Recommendation as written places too much temptation in the path of both HGW and the City.

In closing, we emphasize our support for the general proposal. We would support it even if not amended as we request. But, prudence requires that Metro not gamble, and that it should specifically state what it specifically requires.



Bob Holmstrom, FPNA President

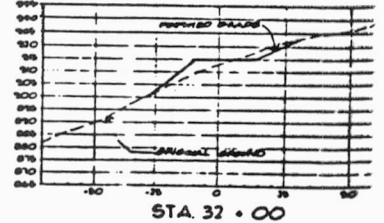
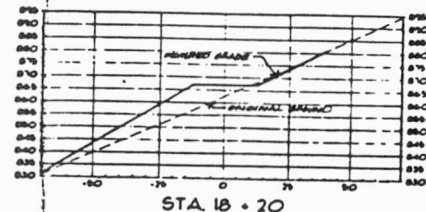
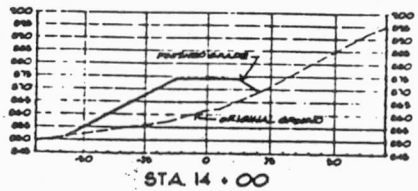
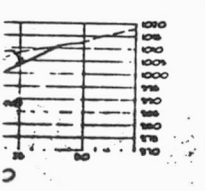
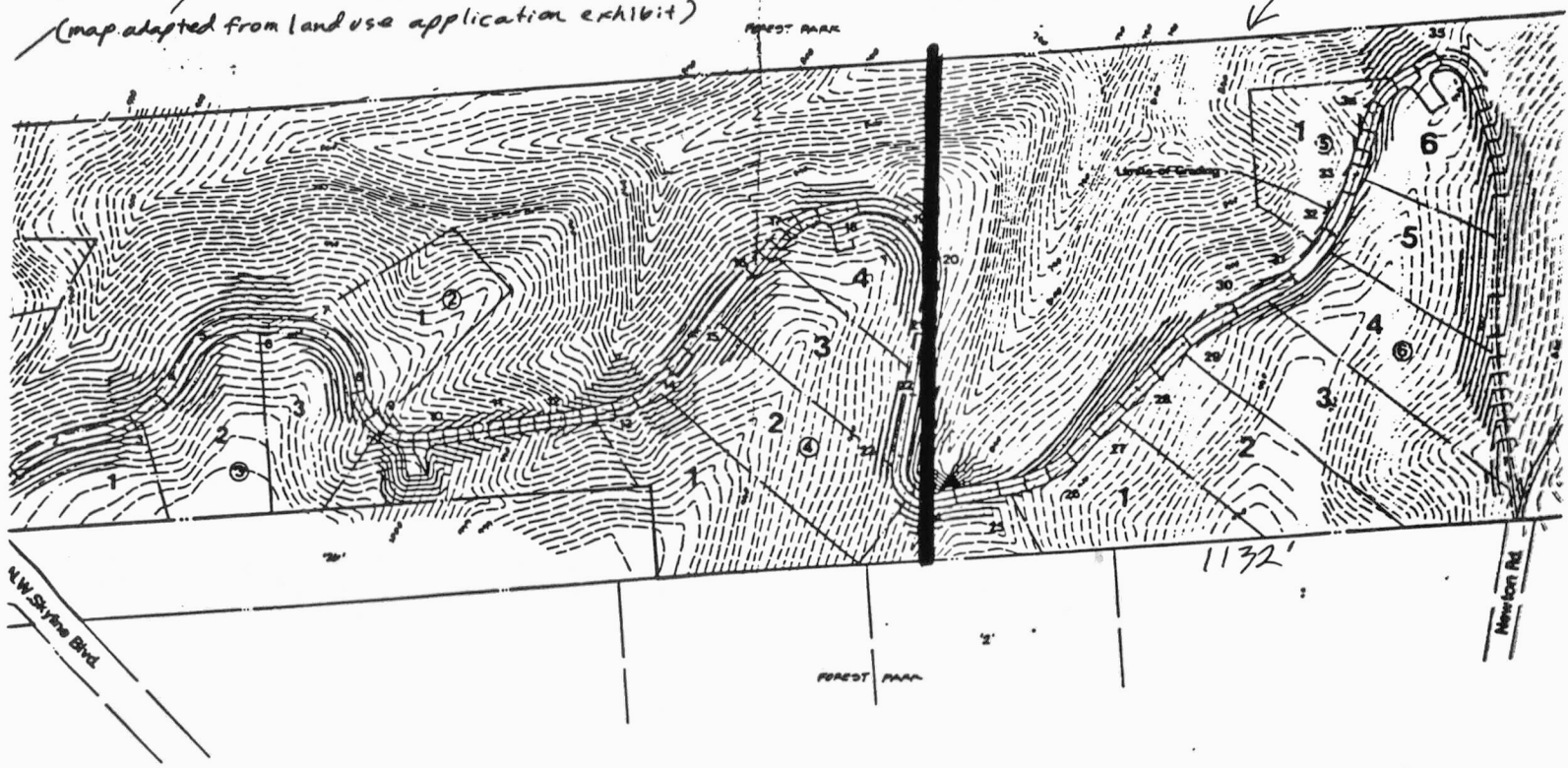


Earl Grove, Chairman FPNA
Development Committee

Certificate of Service follows map attachment.

Attachment to Exception on case 91-2
 Ramsey 46 acre property
 (map adapted from land use application exhibit)

Proposed HGW
 donation to city;



CERTIFICATE OF SERVICE

I hereby certify that on December 4, 1991, I served a true copy of the foregoing letter taking exception to the November 15, 1991 Recommendation of the Hearing Officer in Contested Case No. 91-2 on each of the persons listed below by deposit in US Mail with first class postage paid.



Richard M. Whitman
Ball, Janik & Novak
101 S.W. Main Street, Suite 1100
Portland, OR 97204-3274

John Sherman
Friends of Forest Park
1912 N.W. Aspen
Portland, OR 97210

City of Portland
c/o Bureau of Parks & Recreation
Attention: Jim Sjulín
1120 S.W. Fourth Avenue, #1302
Portland, OR 97204

Don Joyce
226 N.W. Hermosa Blvd.
Portland, OR 97210

Arnold Rochlin
Route 2, Box 58
Portland, OR 97231

Hilde Freed Taylor Trust
John B. Taylor Trust
5805 N.W. Skyline Blvd.
Portland, OR 97229

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

AN ORDINANCE ADOPTING A FINAL ORDER	)	ORDINANCE NO: 92-444
AND AMENDING THE METRO URBAN)	
GROWTH BOUNDARY FOR CONTESTED CASE)	
NO. 91-2:FOREST PARK)	

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY
ORDAINS:

Section 1. On Wednesday, October 2, 1991, Metro Hearings Officer Chris Thomas held a public hearing for Contested Case No. 91-2:Forest Park. Based on testimony received at that hearing and on written materials submitted in conjunction with the petition, the Hearings Officer has recommended that Metro approve the petition for amendment of the Urban Growth Boundary provided that within 90 days of the passage of this ordinance, the Metro Council receive written notification that the Ramsey portion of the overall transaction has been completed or provided for in a manner satisfactory to the City of Portland.

Section 2. The Council of the Metropolitan Service District hereby accepts and adopts as the Final Order in Contested Case No. 91-2 the Hearings Officer's Report and Recommendations in Exhibit B of this Ordinance, which is incorporated by this reference.

Section 3. The District Urban Growth Boundary, as adopted by Ordinance No. 79-77, will be amended as shown in Exhibit A of this Ordinance, which is incorporated by this reference, upon receipt by the Metro Council of written notification from the City of Portland that the Ramsey portion of the overall transaction has been or will be completed in a manner satisfactory to the City of Portland. If no such written notification is received within 90 days of the passage of this ordinance, then no amendment of the urban growth boundary shall occur and the petition will be rejected.

Section 4. Parties to Contested Case No. 91-2 may appeal this Ordinance under Metro Code Section 205.05.050 and ORS Ch. 197.

ADOPTED by the Council of the Metropolitan Service District this _____ day of _____, 1992.

Presiding Officer

ATTEST:

Clerk of the Council

ES/es
1/24/92

Meeting Date: February 13, 1992
Agenda Item No. 7.1

ORDINANCE NO. 92-448

SOLID WASTE COMMITTEE REPORT

CONSIDERATION OF ORDINANCE NO. 92-448, FOR THE PURPOSE OF AMENDING METRO CODE SECTION 5.06.070 TO CLARIFY THE COMPOSTER COMMUNITY ENHANCEMENT BOUNDARY, AND DECLARING AN EMERGENCY

Date: February 5, 1992

Presented by: Councilor Buchanan

Committee Recommendation: At the February 4 meeting, the Committee voted 4-0 to recommend Council adoption of Ordinance 92-448. Voting in favor: Councilors Hansen, McFarland, Van Bergen and Wyers. Councilor Buchanan was absent.

Committee Issues/Discussion: Katie Dowdall presented the staff report. She noted that when the advisory committee prepared the ordinance to establish the permanent Composter Enhancement Committee it intended that the boundary include properties on both sides of the boundary streets. This provision was inadvertently omitted from the ordinance. Questions have arisen because one of the initial committee appointees lives on the opposite side on one the boundary streets. Dowdall explained that the General Counsel's Office recommended amending the Code to clarify this situation.

Councilor Van Bergen asked if funds destined for use by the enhancement committee would cease due to the closure of the Composter. Dowdall noted that committee already has approximately \$60,000 available to spend and that it intends to develop a process to solicit proposals for the use of this money. Bob Martin noted that the committee would not receive additional funds as long as the facility remains closed.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING METRO	)	ORDINANCE NO. 92-448
CODE SECTION 5.06.070 TO CLARIFY)	
THE COMPOSTER COMMUNITY	)	INTRODUCED BY
ENHANCEMENT BOUNDARY, AND	)	RENA CUSMA,
DECLARING AN EMERGENCY	)	EXECUTIVE OFFICER

WHEREAS, A question has arisen regarding the Composter Community Enhancement Boundary; and

WHEREAS, The boundary as currently described does not appear to include properties adjoining a boundary street; and

WHEREAS, The Composter Community Enhancement Committee deems it desirable to resolve the boundary issue and recommends providing for the inclusions of properties one lot back on the opposite side of the boundary streets; and

WHEREAS, The Executive officer has reviewed this recommendation and concurs that the boundary should be recognized in this manner, and forward to the Council with the recommendation to adopt Ordinance N0. 92-448; and

WHEREAS, The Council of the Metropolitan Service District has concluded that it is appropriate to include such properties within the enhancement area; now, therefore,

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1. Metro Code Section 5.06.070 is amended to read:

"5.06.070 Composter Community Enhancement Boundary:

(a) The boundary of the Composter-Community Enhancement Program shall encompass the area between the Columbia Slough on the north; NE. 33rd Boulevard on the

West; N.E. Fremont Street and Sandy Boulevard on the South (from N.E. 33rd Avenue to N.E. 57th Avenue south to Sandy Boulevard, from Sandy Boulevard to N.E. 82nd Avenue); and N.E. 82nd Avenue on the East.

(b) In addition to the area described in this section, the Program area shall extend to the rear lot line of all properties facing a boundary street.

~~(b)~~ (c) Two years after the facility opens, Metro staff shall conduct a traffic study to determine the impact of the facility. The Metro Council may use this study to revise the boundary."

Section 2. This Ordinance being necessary of the immediate preservation of the public health, safety and welfare, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Council of the Metropolitan Service District this _____ day of January, 1992.

Jim Gardner, Presiding Officer

ATTEST:

Clerk of the Council

KD:jc

comp\ww92448.ord

1/14/92

STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO. 92-448 FOR THE PURPOSE OF AMENDING METRO CODE SECTION 5.06.070 TO CLARIFY THE COMPOSTER COMMUNITY ENHANCEMENT BOUNDARY, AND DECLARING AN EMERGENCY

Date: January 8, 1992

Presented by: Katie Dowdall

This ordinance would amend the Metro Code to clarify that the enhancement area for the Metro Composter Community Enhancement Program would include properties on both sides of boundary streets. The proposed ordinance language was from the Code section establishing the boundaries for the Metro Central Enhancement Program.

FACTUAL BACKGROUND AND ANALYSIS

At the first meeting of the Metro Compositor Community Enhancement Committee on November 5, 1991, Si Stanich asked for clarification as to the definition of the Composter Community Enhancement Committee boundary. Do we consider both sides of the street in our definition or does the boundary line go down the middle of the street? This issues was raised because Sy Kornbrodt resides on the south side of Fremont Street.

After a great deal of discussion at the November 5, 1991 meeting, Chair Knowles made the following motion, which was approved unanimously.

"Motion: The Committee now interprets the boundary to include rear lot line of the properties facing boundary street. Interpretation contingent upon opinion of General Counsel or an amendment of Ordinance by Metro Council."

A major point was made by committee member Gordon Hunter who also served on the Composter Community Advisory Committee. At the November 29, 1989 Composter Community Enhancement Advisory Committee Meeting, Mr. Hunter stated " the boundaries supported the traffic patterns as discussed including 57th and was intended to include both sides of designated street. He specified that further to state, "one lot back on each side." That definition was voted upon and approved by the Advisory Committee.

John Houser, Council Analyst, could find no action by the Council to deliberately remove or deleted "one lot back" from the boundary definition.

Todd Sadlo, Sr Assistant Counsel, was asked for an opinion of this interpretation. Counsel Sadlo concluded that the program area does not currently include properties on the outer side of boundary streets and an ordinance was needed that would amend the Metro Code to clarify that the enhancement area would include properties on both sides of boundary streets..

EXECUTIVE OFFICER RECOMMENDATION

The Executive Officer Rena Cusma has reviewed this recommendation with Counsel and concurs that the boundary should be recognized to include properties on both sides of boundary streets and forwards Ordinance No. 92-448 to Council with the recommendation to adopt.


METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: December 31, 1991

TO: Todd Sadlo, Sr. Assistant Counsel

FROM: Katie Dowdal, Enhancement Coordinator *KD*

RE: Metro Composter Community Enhancement Committee Boundary

At the first meeting of the Metro Compositor Community Enhancement Committee on November 5, 1991, Si Stanich asked for clarification as to the definition of the Composter Community Enhancement Committee boundary. Do we consider both sides of the street in our definition or does the boundary line go down the middle of the street? This issues was raised because Sy Kornbrodt resides on the south side of Fremont Street.

After a great deal of discussion, see attached minutes of the November 5, 1991 meeting, Chair Knowles made the following motion, which was approved unanimously.

"Motion: The Committee now interprets the boundary to include rear lot line of the properties facing boundary street. Interpretation contingent upon opinion of General Counsel or an amendment of Ordinance by Metro Council."

A major point was made by committee member Gordon Hunter who also served on the Composter Community Advisory Committee. At the November 29, 1989 Composter Community Enhancement Advisory Committee Meeting, Mr. Hunter stated " the boundaries supported the traffic patterns as discussed including 57th and was intended to include both sides of designated street. He specified that further to state, "one lot back on each side." That definition was voted upon and approved by the Advisory Committee.

John Houser, Council Analyst, could find no action by the Council to deliberately remove or deleted "one lot back" from the boundary definition. It probably was never correctly enter in by staff.

Attached for your review are the minutes of the November 29, 1989 Composter Community Enhancement Advisory Committee Meeting and the minutes of the November 5, 1991 Composter Community Enhancement Committee Meeting. Also attached are Chapter 5.06 of the Metro Code, Ordinance No. 90-331, Ordinance No. 90331A, Resolution No. 91-1499, Resolution NO. 91-1499A and Resolution No. 91-429.

Please advise the Committee if their present interpretation to define the Composter Community Enhancement boundary to include rear lot line of the properties facing boundary street is legal; and therefore, Sy Kornbordt residing on the south side of Fremont may be a member of the Committee.

KD:gbc

cc: Councilor David Knowles, Chair

**METRO**

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: January 7, 1992

To: Katie Dowdall, Community Enhancement Coordinator

From: Todd Sadlo, Senior Assistant Counsel *TS*

Regarding: METRO COMPOSTER COMMUNITY ENHANCEMENT COMMITTEE
BOUNDARY

In a memo dated December 31, 1991, you described recent concerns that have been raised regarding membership on the Composter Community Enhancement Committee by an individual whose residence is on the outer side of a boundary street. I have concluded that the program area does not currently include properties on the outer side of boundary streets. I have attached a draft ordinance that would amend the Metro Code to clarify that the enhancement area includes properties on both sides of boundary streets. The proposed ordinance language is from the Code section establishing the boundaries for the Metro Central Enhancement Program.

The person currently serving on the Composter Community Enhancement Committee who lives on the outside of a boundary street was duly appointed by the Executive Officer and confirmed by the Metro Council. That person may serve and participate in all affairs of the committee until removed by the appointing authority or by court order.

Please contact me if you have further questions or concerns regarding this matter.

dr
1086

Attachment

Meeting Date: February 13, 1992
Agenda Item No. 8.1

RESOLUTION NO. 92-1557

SOLID WASTE COMMITTEE REPORT

CONSIDERATION OF RESOLUTION NO. 92-1557, FOR THE PURPOSE OF AUTHORIZING ISSUANCE OF A REQUEST FOR PROPOSALS FOR A STUDY OF WEIGHT-BASED COLLECTION RATES AS ECONOMIC RECYCLING INCENTIVES AND ENTERING INTO MULTI-YEAR CONTRACTS WITH THE MOST QUALIFIED PROPOSERS

Date: January 22, 1992

Presented by: Councilor Wyers

Committee Recommendation: At the January 21 meeting, the Committee voted unanimously to recommend Council adoption of Resolution No. 92-1557. Voting in favor: Councilors Buchanan, Hansen, Van Bergen and Wyers.

Committee Issues/Discussion: The purpose of the resolution is to authorize the release of an RFP to develop a pilot project to assess whether weight-based solid waste collection rates would act as a recycling or waste reduction incentive for businesses and commercial establishments.

Debbie Gorham reviewed an analysis of a recent Seattle study that determined that the use of weight-based collection rates did increase residential recycling and waste reduction efforts. She noted that the staff had been discussing the need for the proposed study with a variety of local solid waste and recycling interests and found support for the study.

Terry Peterson reviewed the scope and timeline of the study. He noted the purpose was to have at least one hauler in Clackamas, Multnomah and Washington install weighing equipment on trucks that have commercial or business routes. Accounts on these routes would be divided into "control" and "test" groups. Those in the test group would have their rates assessed based on the actual weight of their solid waste for approximately six months to determine if this would encourage a reduction in their waste stream. Approximately 2,000 businesses would participate in the study.

Councilor Hansen asked what the estimated \$50,000 cost of the study would be purchasing. Peterson explained that staff anticipates that the funding would be divided approximately equally between the haulers participating in the study and a separate contractor that would handle the data processing and survey work involving the participating businesses.

Councilor Van Bergen expressed concern about the cost of the study at a time when Metro's solid waste-related revenues are significantly declining. He asked if other jurisdictions are conducting &lsimilar types of studies. Peterson indicated that staff was not aware of any other studies, noting that the Seattle study had focused on residential, not commercial waste generators. Van Bergen asked about the disposition of the scaling equipment

used in the study. Peterson responded that it would depend on the nature of the proposals that are received. He indicated that either Metro or the participating haulers could end up with the equipment.

Councilor Buchanan asked if there is any particular hurry in initiating the study. Peterson noted that the study is not time-sensitive and could be initiated at any time. Gorham commented that there is very strong support for the study in the solid waste and recycling communities. Bob Martin that the results of the study could have long-term importance to the waste disposal system. He added that deferring the study would help with the current revenue shortfall.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

To: Solid Waste Committee Members

From: John Houser, Council Analyst

Date: January 14, 1992

Re: Resolution No. 92-1557, For the Purpose of Authorizing Issuance of a Request for Proposals for a Study of Weight-Based Collection Rates as Economic Recycling Incentives and Entering into Multi-Year Contracts With The Most Qualified Proposers

Resolution No. 92-1557 is scheduled to be considered by the Committee at the January 21 meeting.

Background

Significant interest is developing around the country in the potential of weight-based garbage collection rates as a recycling and waste reduction incentive. Initial studies involving residential garbage collection in the Seattle area indicate that weight-based rates would encourage waste reduction and recycling. Though some communities may begin shifting to weight-based rates, currently accurate scaling equipment does not exist for this purpose.

The FY 1991-92 budget provided \$50,000 for a "Waste Reduction Technological Assessment." The resolution would authorize the issuance of an RFP for the issuance of two separate contracts. First, a contract would be awarded to a hauler to install on-board scales to weigh garbage from approximately 2,000 commercial accounts. After a baseline is established, the accounts would be divided into a "control" and a "test" group to measure whether weight-based rates would affect waste reduction and recycling. A second contract would be awarded for surveying and data processing services related to the study.

The study period will be at least ten months. The intent will be to determine if weight-based rates would cause an increase in waste reduction and recycling in the commercial sector similar to that found for residential collection in the Seattle area. In addition, if such rates are found to foster waste reduction and recycling, staff believes this would encourage scale manufacturers to develop new scaling technologies for this type of use.

Issues and Questions

The committee may wish to explore the following issues and

questions concerning the proposed resolution:

1) The study will focus on commercial accounts. Though some analysis has been completed concerning weight-based rates and residential collection, the committee may wish to ask staff if confirmation of these findings in the Metro region might be useful? In addition, is staff aware of any other similar studies being conducted elsewhere?

2) The staff report notes that some communities are shifting to a weight-based collection. Where are these communities and have they developed any statistical data concerning the effect of weight-based rates?

3) The staff report notes that there currently are no accurate scaling systems for weight-based collection. If so, than what types of equipment are the communities with weight-based collection using?

4) What is the current status of weight-based collection in Seattle?

5) The RFP notes that the available funding of \$50,000 will be split approximately equally between the hauler-related contract and the contract for survey and data processing work. On what basis was this funding split made?

6) What is the estimated completion date of the study?

BEFORE THE CONTRACT REVIEW BOARD OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING	)	RESOLUTION NO. 92-1557
ISSUANCE OF A REQUEST FOR PROPOSALS)	
FOR A STUDY OF WEIGHT-BASED	)	Introduced by Rena Cusma,
COLLECTION RATES AS ECONOMIC	)	Executive Officer
RECYCLING INCENTIVES AND ENTERING)	
INTO MULTI-YEAR CONTRACTS WITH)	
THE MOST QUALIFIED PROPOSERS)	

WHEREAS, Resolution 90-1337 directed Metro staff to evaluate opportunities for economic recycling incentives; and

WHEREAS, Weight-based collection rates are likely to be significant economic incentives to reduce waste; and

WHEREAS, A regional technical evaluation is needed before implementation of weight-based rates; and

WHEREAS, Pursuant to Metro Code Section 2.04.033(a)(1) Council approval is required because the agreement commits the District to expenditures for continuation of the Project in the next fiscal year; and

WHEREAS, Pursuant to Metro Code Section 2.04.032(d) Council approval is required because the contracts are identified as "A" contracts; and

WHEREAS, The resolution was submitted to the Executive Officer for consideration and was forwarded to the Council for approval; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District approves issuance of the Request for Proposals for a Study of Weight-Based Collection Rates as Economic Recycling Incentives (RFP# 92R-1-SW).

ADOPTED by the Council of the Metropolitan Service District this _____ day of January, 1992.

James Gardner, Presiding Officer

REQUEST FOR PROPOSALS

**Weight-Based Collection Rates As Economic Recycling Incentives:
An Experiment With The Commercial Waste Stream**

RFP #92R-1-SW

**Metropolitan Service District
2000 S.W. First Avenue
Portland, Oregon 97201**

January 1992

REQUEST FOR PROPOSALS

Weight-Based Collection Rates As Economic Recycling Incentives: An Experiment With The Commercial Waste Stream

The Solid Waste Department of the Metropolitan Service District is requesting proposals from waste haulers and survey contractors to participate in a study of weight-based waste collection rates. The study will test whether a change from volume- to weight-based collection rates significantly increases recycling and waste reduction by commercial waste generators.

Proposals must be delivered by 3:00 P.M. PDT on Monday, February 10, 1992, addressed to the attention of:

Terry Petersen
Solid Waste Department
Metropolitan Service District
2000 S.W. First Avenue
Portland, Oregon 97201-5398
(503)221-1646

WEIGHT-BASED COLLECTION RATES AS ECONOMIC RECYCLING INCENTIVES: AN EXPERIMENT WITH THE COMMERCIAL WASTE STREAM

Introduction

The Metropolitan Service District (Metro) is the government agency responsible for coordinating regional solid waste management in the Portland metropolitan area. The Metro region consists of a three county area with a 1991 population of 1.2 million.

This RFP seeks proposals from qualified firms to cooperate with Metro in a study of weight-based waste collection rates. The objective is to determine whether charging commercial customers by the pound will be an effective economic incentive to reduce waste.

In addition to helping to meet the region's waste reduction objectives, weight-based rates have other potential benefits to local governments, haulers, waste generators, and Metro. These include:

- A potentially more simple and equitable procedure for local governments that choose to use weight-based rates in rate setting process.
- Haulers will be certain that each customer will be charged enough to pay the tip fee at the disposal site.
- As businesses stop dumping ice, water, beverages, and other fluids into waste containers, there will be less liquid waste that causes operational problems at transfer stations and reduces the recoverability of recyclables .

The study will be designed as an experiment in which businesses in a "test" group are offered weight-based rates while those in a "control" group continue with the status quo volume-based rates. We expect to find that weight-based rates cause significant improvements in the recycling and disposal behavior of commercial generators.

The project will probably involve at least two contracts. One will be with a waste hauler or group of haulers. The hauler will install scales, weigh waste, provide recycling services, and offer weight-based rates to a sample of commercial customers. Participation by more than one hauler will make the results more widely applicable. Therefore, depending on cost proposals, there may be a number of contracts with individual haulers for this portion of the project.

The second contract will be for data processing and research services. The contractor for this work will perform two main tasks. One will be to enter the data provided by the hauler into electronic files. These data will include the weights, business name and address, account number, and service level. The other will be to conduct research necessary to determine the Standard Industrial Code (SIC) and the number of employees for each business in the study.

Confidentiality

Metro recognizes that haulers, particularly those in unfranchised areas, may consider the type of customer information needed in this study to be confidential. Haulers interested in responding to this RFP should be aware the Metro is only interested in the "average" response of different types of businesses. The objective is not to obtain haulers' customer lists, data on specific customers, or any financial information related to operating costs or profits. The names and addresses of customers who are included in this study are only needed to obtain employee counts and type of business activity.

Project Coordination

Metro staff will coordinate the contracts that are part of this project. It is Metro's objective to select team members that are mutually acceptable to all who are involved in the project. Because the survey contractor will be contacting the hauler's customers, it is particularly important that the hauler be satisfied with the survey contractor.

Local governments are responsible for waste collection in the Metro region and any implementation of the results will be done by them. Metro will seek the advice and assistance of local governments during all stages of this project.

Background

The commercial waste stream makes up more than 50% of all waste disposed in the Metro region. About half of this commercial waste is transported in rear- or front-packer trucks that collect roll carts, dumpsters, or cans. In contrast to drop boxes, collection charges for packer waste are currently on a volume basis throughout the region. In addition to the 35% of the region's waste that is residential, this packer waste represents another 25% that has collection rates based on volume.

A recent study in Seattle indicated that weight-based rates significantly improve the recycling and waste reduction behavior of households. Weight-based rates appeared to cause a 15% reduction in the amount of residential waste. Based on these result, some communities have converted from volume- to weight-based collection charges for residential waste.

Previous studies with the residential waste stream have also indicated that households must be offered alternatives to disposal if economic incentives are to be effective. This has most often meant curbside collection of recyclables.

Metro is not aware of similar studies with the commercial waste stream. It is reasonable to expect, however, that businesses would respond to weight-based rates in a manner similar to what has been observed with households.

For example, weight-based rates may only give the intended results if businesses are provided with cost-effective alternatives to disposal. A key component of this study will be to provide the best available recycling service to each business in the study. Metro staff will work with the hauler to provide each customer with information on recycling and waste reduction options.

Just as recycling varies among households with different socioeconomic characteristics, it is also reasonable to expect that the benefits of weight-based rates will vary among businesses of different types and sizes. Another objective of this study will be to determine whether this is the case. This information should be useful in rate setting if the results of this study are implemented in the future.

Study Outline

This study will be designed as follows:

- The hauler will use existing scales, or install new ones if needed, on trucks collecting waste from a wide variety of commercial customers.
- The survey contractor will determine the business activity and number of employees for each business in the study.
- Waste from each business will be weighed for two months prior to switching to weight-based rates in order to establish a baseline for the amount of waste each business generates.
- Based on the size and type of activity, the businesses will be assigned to either a "control" or "test" group.
- At the end of the first two months of weighing, the "test" group will be charged on the basis of weight for collection services. The details of how this weight-based rate will structured will be worked out with haulers prior presenting it to customers. One structure could be to pass on the tip fee at the current per pound rate charged at disposal facilities. The customer will be told of the potential cost savings with waste reduction and be provided with all reasonable recycling opportunities. Special billings will be developed for the "test" group to demonstrate the potential savings with waste reduction.
- The hauler will continue to weigh waste and monitor recycling levels after the weight-based rates are implemented.
- Metro staff will conduct the statistical analysis to determine whether there is a significant difference between the "test" and "control" groups.

Experimental Design

Rather than randomly assign businesses to the "control" and "test" group, they will first be grouped into classes based on size and type of business activity. Within each class, businesses will be randomly assigned to either the "control" or "test" group. A potential classification of businesses might include two sizes (e.g., 25 employees or less and more than 25 employees)

and 10 business activity types (e.g., restaurants, food manufacturing or processing, retail, wholesale, financial services and government, educational facilities, health and medical services, electronics, communications and public utilities, wood products,). With a total number of 20 classes (2 sizes and 10 types) and a sample size of 100 businesses per class (50 "control" and 50 "test"), the total number of businesses in this study would need to be 2,000 (not counting rejects because of attrition or other factors).

To get a sample size this large, haulers might need to rotate trucks among several different routes. Haulers who respond to this RFP should describe how the maximum number of customers can be included.

Weights And Measures Restrictions

The State of Oregon currently requires a Class 3 weighing device for legal trade purposes. Accuracy standards for a Class 3 scale are 0.1%. The on-board scale systems currently available for commercial packer trucks collecting roll-carts do not meet these standards.

However, the Measurement Standards Division of the Oregon Department of Agriculture has informed Metro that the test project as described in this RFP would be acceptable. The key provisions are: (1) the hauler who participates in the study is willing to bill on a weight basis and is allowed to do so by local franchise or other governmental regulations, and (2) the customers being charged on a weight basis are billed for no more than they would have been if the rates had continued to be on a volume basis. Both conditions will be met by this project.

The results of this study may indicate significant advantages in terms of reducing the region's waste. Before operational implementation, however, manufacturers of on-board scales will need to either meet the Class 3 requirements or petition for exemption. It is Metro's belief that the best way to encourage scale manufacturers and others to develop the necessary technology is to conduct the kind of research described in this RFP.

Scope of Work

Contract #1: Weighing by Commercial Waste Hauler(s)

Task 1. Purchase and Installation of Truck Scales (if not already installed)

If needed, the hauler will purchase, install, calibrate, and maintain on-board scale systems on truck(s) collecting roll cart or can waste from commercial customers. Installation and calibration must be completed by March 1, 1992. If your company already has scales and you propose to use these, describe the scales in your proposal.

Task 2. Selection of Study Routes

The hauler will work with Metro staff to select a route or new routing schedule so that a large number of businesses of the desired sizes and types will be included in the study.

Task 3. Collection of Baseline Data

The driver of the truck will weigh and record the net weight of the waste from each customer in the study. These net weights may be recorded directly in route books or on an appropriate data collection form. The initial weighing to collect baseline data will begin March 1, 1992, and continue for two months. Haulers may propose the use of electronic data recording devices in place of having the driver manually record weights. However, Metro will not pay for the computer programming necessary to make such a system operational.

Task 4. Assignment of Customers to Study Groups

The hauler will work with Metro staff to assign businesses to either a "control" or "test" group. This assignment will be based on business type and size (see section describing the experimental design).

Task 5. Inform Customers of New Weight-Based Rates

Beginning May 1, 1992, at the end of the first two months of weighing, the hauler will contact all businesses in the "test" group and inform them that they will be billed on the basis of weight. This will be presented as a new service that the hauler is providing to give customers the maximum opportunity to save money by reducing waste. Any customers who object will be excluded from the study.

Metro will assist the hauler in designing flyers explaining the program. Included in the flyer will be a billing schedule that is customized to each business. This billing schedule will show the amount of waste generated over the previous two months, how previous volume-based rates were calculated, how the weight-based rates will be calculated, and how much the cost-savings would be if the customer reduced waste by different amounts. Metro's staff will be available to assist in the design of these special billings.

Task 6. Inform Customers of Waste Reduction Opportunities

Also beginning May 1, 1992, the hauler will contact all businesses in both the "control" and "test" groups to make recycling options available. Metro staff will work with the hauler to design flyers to provide information on recycling or waste reduction options.

Task 7. Provide Recycling Containers

The hauler will promptly provide containers or other recycling equipment as requested by customers in both groups.

Task 8. Collect Weight Data

The driver will continue to weigh and record net weights at all businesses in both the "test" and "control" groups for six months after the weight-based rate is implemented. The weighing as part of this study will be completed by November 1, 1992.

Task 9. Make Customer Information and Weight Data Available for Data Processing

The hauler will make available the following:

- on a weekly basis, the route book or data sheets on which the net weights were recorded with account numbers or other necessary identifiers for each business,
- names and addresses of each business in the study,
- information on service level (collection frequency and container types),
- recycling service provided to each business during the course of the study,
- net weights of drop box or other waste collected from each business during the course of the study that was not weighed by the on-board scale system.

Scope of Work

Contract #2: Data Processing and Interviewing

Task 1. Processing of Weight Data

The Contractor will transfer the weight data, business name, business address, and unique identifier such as account number to an electronic file. The preferred format will be an Excel (DOS) spreadsheet. Metro has developed such a spreadsheet for an earlier weight study that will serve as a model for this project. The data may need to be transferred at the hauler's office. If so, the Contractor will need to have access to a portable computer.

Task 2. Conduct interviews.

The Contractor will interview each business. The primary objective will be to determine 4-digit SIC codes, number of employees (for single-tenant sites), names of on-site businesses (for multi-tenant sites), and number of dwelling units for apartment buildings. For businesses doing more than one type of activity at each site, all appropriate SIC codes and the number of employees by each SIC code will be recorded.

Telephone interviews may be the best approach given that specific businesses must be surveyed and that there is relatively little information to be gathered. Proposers should describe alternative methods if they are thought to be more efficient.

Task 3. Coding of Survey Responses

The Contractor will edit and code all survey responses in a manner agreed upon with Metro. The Contractor must have procedures for ensuring data accuracy, such as double entry of 100% of all survey responses, using two different operators.

Task 4. Prepare Final Data Files and Final Report

The Contractor will provide clean data as electronic files on 5 1/4 inch IBM/AT compatible diskettes. The weight data will be entered in an EXCEL (DOS) spreadsheet. The interview data may be delivered either as an ASCII text file or EXCEL spreadsheet. Contractor will also provide written documentation of file contents and a set of initial tabulations of the interview data. The initial tabulations will include, at least, frequency distributions on categorical variables such as the SIC codes, and maximum, minimum, mean and mode for continuous variables such as the number of employees.

The final report will contain statistics on the number of businesses contacted, number of refusals, number of unavailables, number of completed interviews, a discussion of problems and anomalies, a statement of solutions that were employed, and a discussion on ways the survey design could be improved.

Deliverables: On a weekly basis deliver to Metro the EXCEL spreadsheet containing the weight data. By April 15, 1992 deliver to Metro the file containing the SIC and employee data.

Proposal Contents

Contract #1: Commercial Waste Hauler

Cover Letter

A brief introduction of your organization and how it is qualified to respond to this RFP.

Summary

A brief overview of your proposal.

Work Plan

Clearly outline how your organization intends to accomplish the objectives of this project. In particular include a response to the following items in your proposal:

- Describe existing on-board scale systems, if any, that you propose to use in this project. Include make, model, accuracy, date of installation, truck type, and general service history.
- Describe new on-board scale systems that you would need to purchase and install to participate in this equipment. Be sure to include purchase, installation, and calibration costs.

- Describe the process that your truck drivers would use to measure and record container weights. In particular, describe whether weights would be recorded on route sheets or a separate data form.
- Describe the routing procedures that would be used to include the maximum number and types of businesses. Would the truck with the scale be assigned to a single existing route? Or would the truck be moved from route to route?
- For each truck that you propose to have a scale, describe the number and type of commercial accounts that could be weighed at least three times during a one-month period. Complete Attachment A as part of this description.
- Describe the recycling/waste reduction services that your company could offer the customers that participate in this study. Would your company be able to provide recycling containers to all businesses that requested them during this study?
- For customers who have drop-box service in addition to roll-carts, describe your company's records of such service and how the total weight collected (drop box and roll carts) for each business will be obtained.
- Describe any local government regulations concerning collection rates that need to be considered. This is particularly important for haulers who are collecting commercial waste under a franchise agreement.

Cost Estimates

The budget to complete this portion of the project is expected to be about \$25,000. Proposals should include as much detail as necessary to explain the basis of cost estimates.

The contracting hauler will be responsible for providing all necessary labor, equipment, and transportation necessary to weigh and record waste at individual businesses.

Staffing and Project Manager

Identify specific personnel assigned to major project tasks, their roles in relation to the work required, percentage of their time on the project. Proposals must identify a single person as project manager to work with Metro.

Proposal Contents

Contract #2: Data Processing and Survey Contractor

Cover Letter

A brief introduction of your organization and how it is qualified to respond to this RFP.

Summary

A brief overview of your proposal.

Work Plan

Clearly outline how your organization intends to accomplish the objectives of this project. Elements should include time schedules, key dates, and equipment.

Research Methods

Include a description and justification of the approach proposed for the research. The following elements should be included:

- method of contact and interviewing
- consideration of noncoverage and nonresponse
- quality control procedures
- method of dealing with attrition
- method of dealing with changing business activity or size

The last two items should be addressed in detail. This study will be conducted over a ten month period. During this period there may be loss of sampling units due to closure or other factors. The number of employees at a business may also change during the ten-month period. One survey must be completed at the beginning of the study in order to use the information in assigning businesses to either the "control" or "test" groups.

Discuss in your proposal: (1) methods for dealing with attrition, (2) the methodology and costs of doing follow-up surveys later in the study to determine changes in business activity and size, and (3) your evaluation of whether such follow-up surveys would be necessary.

Cost Estimates

The budget to complete this portion of the project is expected to be about \$25,000. Separate cost estimates should be prepared for the interview work to get employee data and the processing of weight data collected by the hauler under Contract #1.

The initial bids for the interviewing should be prepared on the basis of 2,000 completed interviews.

The initial bids for the processing of the hauler's weight data should be prepared on the basis of 1,500 weights (not all businesses will be weighed each week) to be entered each week during the eight-month study.

Metro will evaluate budget proposals principally on the basis of cost/performance ratios. It is anticipated that elements of the research design (e.g., sample size, sampling plan, questionnaire design) of the successful respondent may be subject to negotiated adjustment after Metro has considered all aspects of the proposal in light of research objectives. Depending on cost

proposals. Metro may elect to make alternative arrangements, such as using Metro personnel for part of the data entry portion of this project.

The Contractor will be responsible for providing all necessary labor, equipment, and transportation. Proposals should include as much detail as necessary to explain the basis of cost estimates and its sensitivity to changes in research design (particularly sample size).

Staffing and Project Manager

Identify specific personnel assigned to major project tasks, their roles in relation to the work required, percentage of their time on the project, and special qualifications they may bring to the project. Include vitae of individuals proposed for this contract.

Metro intends to award the contract for this portion of the project to a single firm. Proposals must identify a single person as project manager to work with Metro.

General Conditions

Limitation and Award

This RFP does not commit Metro to the award of a contract, nor to pay any costs incurred in the preparation and submission of proposals in anticipation of a contract. Metro reserves the right to accept or reject any or all proposals received as the result of this request in whole or in part, to negotiate with all qualified sources, or to cancel all or part of this RFP.

Insurance Requirement

Contractor must have worker's compensation insurance as required by state law, and liability insurance in effect for claims arising out of death or bodily injury and property damage.

Contract Type

Metro intends to award personal services contracts with the selected firms for this project. A copy of the standard form contract which the successful firm will be required to execute is attached as Attachment B. The terms of the contract awarded will be subject to negotiation between Metro and the firm selected for this project.

Billing Procedures

The billing procedures of the Contractor are subject to the review and prior approval of Metro before reimbursement of services can occur.

Evaluation

Evaluation Procedure

Proposals received that conform to the proposal instructions and respond to the scope of work will be evaluated. The basis for evaluation will follow the criteria identified below. The evaluation process will result in Metro developing a short list of firms who, in its opinion, are most qualified. Interviews with these firms will be requested prior to final selection of one firm.

Evaluation Criteria

The criteria used in evaluating each submitted proposal shall be as follows:

- Cost/Performance Ratio
- Previous Experience
- Response to items listed above in proposal instructions
- Number and Types of Commercial Customers (Contract #1)
- Geographic distribution of customers (Contract #1)

Proposals will be reviewed by a selection committee. Finalists will be selected from among the proposers, and will be contacted to schedule interviews with the selection committee. One candidate will be selected from the finalists, and contract negotiations will be conducted. If these negotiations proceed satisfactorily, this candidate will be given final contract award. If these negotiations are unsuccessful, the next most highly rated firm will be selected for negotiations.

General Proposal Instructions

Submission of Proposal

Please submit 3 copies of the proposal to Metro, addressed to:

Terry Petersen
Solid Waste Department
Metropolitan Service District
2000 SW First Avenue
Portland, OR 97201-5398

Proposals need to be copied double-sided on paper with post-consumer recycled content.

Deadline

Proposals will not be considered if received at Metro's business office, 2000 SW First Ave, Attention Terry Petersen, Solid Waste Department, after 3:00 p.m. Pacific Standard Time (PST) on Monday, February 10, 1992.

RFP as Basis for Proposals

This RFP represents the most definitive statement Metro will make concerning information upon which proposals are to be based. Any verbal comments or other information not contained in this RFP, or in addenda to this RFP, will not be considered by Metro in evaluating proposals.

Metro may issue addenda to clarify or add to the RFP. In such an event, additional time to respond to the RFP or to provide supplementary material may be provided as appropriate.

Subcontractors/Disadvantaged Business Program

A subcontractor is any person or firm proposed to work for the prime Contractor on this project. No subcontractor selection shall be finalized prior to contract award.

Metro has made a strong commitment to provide maximum opportunities to Disadvantaged and Women-Owned Businesses when contracting for goods or services. If subcontractors are to be used, the successful proposer agrees to reach the goal of subcontracting 7 percent of the total contract amount to Disadvantaged Business Enterprises (DBEs), and 5 percent of the total contract amount to Women-Owned Business Enterprises (WBEs) or to make good faith efforts, as defined in Metro's Disadvantaged Business Program (Section 2.04.160 of the Metro Code), to reach the goals.

DBEs and WBEs must be certified by the state of Oregon as DBEs or WBEs to be counted toward the Contract goals. The state's list of certified DBEs/WBEs may be obtained from the Office of Minority & Women & Emerging Small Business, State Executive Dept., 155 Cottage Street N.E., Salem, OR 97310, Attn.: Rick Acevedo, (503)387-5651.

The proposal documents submitted must contain a fully completed Disadvantaged Business Program Compliance form. Thereafter, within 24 hours of notice by Metro, firms will be required to submit completed DBE and WBE utilization forms which are also included in Attachment C. Metro expects to request utilization forms (which call for project costs) during the negotiation process. Proposer's special attention is directed to Section 2.04.155 (Contract Award Criteria), and Section 2.04.160 (b) (Determination of Good Faith Efforts). Proposers should note the following requirement of the latter section:

Advertisement in trade association, general circulation, minority and trade oriented, women-focus publications, if any and through a minority-oriented newspaper or minority-owned trade publication concerning the subcontracting or material supply opportunities on the project at least ten (10) days before bids or proposals are due.

The following are minority-oriented newspapers published in the Portland Metropolitan area:

The Scanner, 2337 N. William Avenue, Portland, OR 97221 (503) 287-3562.

The Portland Observer, P.O. Box 3137, Portland, OR 97208 (503) 283-2486.

The American Contractor, P.O. Box 11233, Portland, OR 97208 (503) 280-9000.

The Hispanic News, 3302 S.E. 20th Avenue, Portland, OR 97202 (503) 777-6759

Pro-Woman, P.O. Box 6957, Portland, OR 97228 (503) 452-0121.

The requirement to advertise is but one of the actions necessary to demonstrate good faith efforts under this program. **Failure to comply with all the requirements of the Disadvantaged Business Program will result in the proposal being deemed nonresponsive.** Metro reserves the right, at all times during the period of this agreement, to monitor compliance with the terms of this paragraph and Metro's Disadvantaged Business Program. All proposers should read section 2.04.160 (b) at least 14 days prior to the proposal due date.

All questions regarding DBE/WBE requirements should be addressed to Metro's Contracts Administrator, Mr. A. M. Hazen at (503) 221-1646.

ATTACHMENT A
TO BE FILLED OUT FOR ALL CONTRACT #1 PROPOSALS

Instructions to Haulers: Metro needs a rough idea about the number and type of commercial customers that would be available for this study. For each truck that you propose to have an on-board scale system, fill in the following blanks with your "ball-park" estimates of the number of customers of each type and size that would be weighed by the truck. Copy and fill out a separate form for each of your trucks that would participate.

Name of Your Hauling Company: _____

This form is for truck number (please circle) : 1 2 3 4 5

Enter the number of customers each size and type that could be served by this truck:

	Size	
<u>Business Type</u> (single tenant)	<u>25 employees or less</u>	<u>More than 25 employees</u>
Restaurants		
Food Manufacturing		
Other Retail		
Wholesale		
Financial		
Educational Facilities		
Medical Services		
Electronics		
Wood Products		
	<u>4 units or less</u>	<u>More than 4 units</u>
Apartments		
	<u>10 tenants or less</u>	<u>More than 10 tenants</u>
Multi-tenant complexes billed as		
Single accounts (shopping centers,		
office buildings, etc.)		

TP:ay
WTSTUDY\WTSTUDY.RFP
January 14, 1992

ATTACHMENT B

Contract No.

PERSONAL SERVICES AGREEMENT

THIS AGREEMENT dated this ____ day of _____ 19__, is between the METROPOLITAN SERVICE DISTRICT, a municipal corporation, hereinafter referred to as "METRO", whose address is 2000 S.W. First Avenue, Portland, OR 97201-5398, and _____, hereinafter referred to as "CONTRACTOR," whose address is _____, for the period of _____, 19__, through _____, 19__, and for any extensions thereafter pursuant to written agreement of both parties.

W I T N E S S E T H :

WHEREAS, This Agreement is exclusively for Personal Services;

NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:

CONTRACTOR AGREES:

1. To perform the services and deliver to METRO the materials described in the Scope of Work attached hereto;
2. To provide all services and materials in a competent and professional manner in accordance with the Scope of Work;
3. All applicable provisions of ORS chapters 187 and 279, and all other terms and conditions necessary to be inserted into public contracts in the State of Oregon, are hereby incorporated as if such provision were a part

of this Agreement, including but not limited to ORS 279.310 to 279.320. ORS Chapter 279 states, in part, that the Contractor, its subcontractors, if any, and all employers working under this agreement are subject employers under the Oregon Workers' Compensation Law and shall comply with ORS 656.017, which requires them to provide workers' compensation coverage for all their subject workers.

Specifically, it is a condition of this contract that Contractor and all employers working under this Agreement are subject employers that will comply with ORS 656.017 as required by 1989 Oregon Laws Chapter 684.

4. To maintain records relating to the Scope of work on a generally recognized accounting basis and to make said records available to METRO at mutually convenient times;
5. To indemnify and hold METRO, its agents and employees harmless from any and all claims, demands, damages, actions, losses and expenses, including attorney's fees, arising out of or in any way connected with its performance of this Agreement, with any patent infringement arising out of the use of CONTRACTOR'S designs or other materials by METRO and for any claims or disputes involving subcontractors;
6. To comply with any other "Contract Provisions" attached hereto as so labeled; and

7. CONTRACTOR shall be an independent contractor for all purposes, shall be entitled to no compensation other than the compensation provided for in the Agreement.

CONTRACTOR hereby certifies that it is the direct responsibility employer as provided in ORS 656.407 or a contributing employer as provided in ORS 656.411.

In the event CONTRACTOR is to perform the services described in this Agreement without the assistance of others, CONTRACTOR hereby agrees to file a joint declaration with METRO to the effect that CONTRACTOR services are those of an independent contractor as provided under Chapter 864 Oregon Laws, 1979.

METRO AGREES:

1. To pay CONTRACTOR for services performed and materials delivered in the maximum sum of _____ AND ____/100THS (\$_____) DOLLARS and in the manner and at the time designated in the Scope of Work; and
2. To provide full information regarding its requirements for the Scope of Work.

BOTH PARTIES AGREE:

1. That METRO may terminate this Agreement upon giving

CONTRACTOR five (5) days written notice without waiving any claims or remedies it may have against CONTRACTOR;

2. That, in the event of termination, METRO shall pay CONTRACTOR for services performed and materials delivered prior to the date of termination; but shall not be liable for indirect or consequential damages;
3. That, in the event of any litigation concerning this Agreement, the prevailing party shall be entitled to reasonable attorney's fees and court costs, including fees and costs on appeal to an appellate court;
4. That this Agreement is binding on each party, its successors, assigns, and legal representatives and may not, under any condition, be assigned or transferred by either party; and
5. That this Agreement may be amended only by the written agreement of both parties.

CONTRACTOR NAME

METROPOLITAN SERVICE DISTRICT

By: _____

By:

Title: _____

Title:

Date: _____

Date:

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 92-1557 FOR THE PURPOSE OF AUTHORIZING ISSUANCE OF A REQUEST FOR PROPOSALS FOR A STUDY OF WEIGHT-BASED COLLECTION RATES AS ECONOMIC RECYCLING INCENTIVES (RFP #92R-1-SW) AND ENTERING INTO MULTI-YEAR CONTRACTS WITH THE MOST QUALIFIED PROPOSERS

Date: January 14, 1992

Presented by: Terry Petersen

PROPOSED ACTION

This RFP is listed as an "A" contract in the adopted budget for this fiscal year. Pursuant to Metro code, the RFP must be filed with the Clerk of the Council at least 35 days prior to the date of release for response by potential proposers.

BACKGROUND

About half of all waste is from commercial generators. Except for drop box waste, the collection rates for commercial waste are based on container volumes. Unless a customer can switch to the next smaller container size, there is no economic incentive to reduce waste.

Charging by the pound would reward customers for all waste reduction regardless of the container size. A recent study with the residential waste stream in Seattle suggested a 15% reduction in waste disposal when collection rates were switched to a weight basis. It is reasonable to expect a similar response with commercial generators.

"Garbage by the pound" has other potential benefits besides waste reduction. It may simplify the rate-setting process for local governments. It may also reduce operational problems at transfer stations if less liquid waste is placed in containers.

There are enough unknowns about weight-based rates that a regional study is needed before implementation. For example, there are no on-board scale systems that can currently meet certification standards for legal trade. An in-depth analysis of weight based rates is needed to encourage manufacturers to develop the necessary scale technology.

STUDY DESIGN

This would be a cooperative study between Metro and one or more of the region's haulers. The haulers would install on-board scales on trucks collecting commercial waste. A sample of customers would be selected based on size and type of business activity. Waste would be weighed for two months to establish a baseline for each business. The businesses would then be divided into "test" and "control" groups.

The "test" group would be told that the disposal portion of their collection charge will be passed on to them on the basis of weight rather than volume. Metro staff will work with the hauler to design flyers and bill inserts that will explain the program and present recycling and waste reduction options. The key will be to present weight-based rates as an opportunity to save money by reducing waste. Waste will continue to be weighed for six months after the weight-based rates are offered to the test group. Metro staff will analyze the data and write reports.

In addition to the contract(s) with haulers, Metro will also need to contract for survey and data processing services. The contract for this portion of the study will allow us to interview all businesses in the study to determine the type of activity and number of employees.

BUDGET IMPACT

The contract is identified in the budget as "Waste Reduction Technological Assessment" in the amount of \$50,000. Because this is at least a ten month study, money will need to be carried over into next fiscal year. Approximately \$35,000 will be spent in the current fiscal year.

EXECUTIVE OFFICER RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 92-1557.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: January 8, 1992

TO: Rena Cusma, Executive Officer

FROM: *BM* Bob Martin, Solid Waste Director

RE: RFP #92R-1-SW

The attached RFP is listed as an "A" contract in the amount of \$50,000 that needs to be filed with the Clerk of the Council before release for response by potential proposers.

The contract was identified in the budget as "Waste Reduction Technological Assessment." The technology being assessed is using weight-based collection rates as an economic recycling incentive for the commercial wastestream.

Based on results from other areas, "garbage by the pound" is likely to be a significant economic incentive for businesses to reduce waste and help meet the region's recycling goals. The technical work described in the RFP is needed before implementation.

BM:TP:jc



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: January 6, 1992

TO: Paulette Allen, Council Clerk
John Houser, Council Analyst

FROM: Debbie Gorham, *Debbie Gorham* Waste Reduction Manager

RE: RFP #92R-1-SW

The attached RFP is listed as an "A" contract in the amount of \$50,000 on Page 92 of the contracts list appendix to the adopted budget for this fiscal year. Pursuant to Code Section 2.04.032(d) {p2.04-11}, the RFP needs to be filed with the Clerk of the Council before release for response by potential proposers.

The contract was identified in the budget as "Waste Reduction Technological Assessment". The technology being assessed is using weight-based collection rates as an economic recycling incentive for the commercial wastestream.

Based on results from other areas, "garbage by the pound" is likely to be a significant economic incentive for businesses to reduce waste and help meet the region's recycling goals. However, the technical work described in the RFP is needed before implementation. Because of our regional perspective, Metro is uniquely qualified to coordinate such work and distribute the results to local governments for implementation.

If you decide to place this matter on the Council Solid Waste Committee agenda, please do so for the January 21, 1992 meeting, if at all possible. Thank you for your help.

DG:TP:jc

cc: Bob Martin, Solid Waste Director
Terry Petersen, Sr. Solid Waste Planner



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: February 14, 1992

TO: Metro Council
Executive Officer
Interested Staff

FROM: Paulette Allen, Clerk of the Council *PA*

RE: COUNCIL ACTIONS OF FEBRUARY 13, 1992 (REGULAR MEETING)

COUNCILORS PRESENT: Presiding Officer Jim Gardner, Deputy Presiding Officer Judy Wyers, Roger Buchanan, Tanya Collier, Richard Devlin, Tom DeJardin, Sandi Hansen, Ruth McFarland, Susan McLain and George Van Bergen.

COUNCILORS ABSENT: Larry Bauer

AGENDA ITEM

ACTION TAKEN

1. CONSIDERATION OF A CANDIDATE FOR THE VACANT DISTRICT 11 COUNCIL POSITION

1A. Interviews of Candidates by Council:

Candidates Mike Dolan, Robert Phillips, Joe Ross, Margaret Bax, Ronnie Dansby, Ed Washington Michel Wagner were interviewed.

1B. Selection of Candidate for the District 11 Position

Ed Washington was selected on the second ballot with 6 votes and 3 for Margaret Bax (Nomination by Councilor Hansen seconded by Councilor Buchanan). Councilor Washington will be seated at the February 27 Council meeting.

1C. Consideration of Resolution No. 92-1567, For the Purpose of Appointing a Candidate to Fill the Vacant District 11 Council Position

Adopted as amended to incorporate Councilor Washington's name (McFarland/Hansen; 9-0 vote).

2. INTRODUCTIONS

None.

3. CITIZEN COMMUNICATIONS TO THE COUNCIL ON NON-AGENDA ITEMS

None.

4. EXECUTIVE OFFICER COMMUNICATIONS

None.

(Continued)

METRO COUNCIL ACTIONS

~~January 23, 1992~~ Feb. 13/1992
Page 2

5. CONSENT AGENDA

Adopted (Collier/Devlin;
9-0 vote).

5.1 Consideration of Minutes of October 10 and
24, and November 14 and 26, 1991

5.2 Resolution No. 92-1563, For the Purpose of
Confirming Appointments to the
Metropolitan Greenspaces Policy Advisory
Committee

6. ORDINANCES, FIRST READINGS

6.1 Ordinance No. 92-444, An Ordinance
Adopting a Final Order and Amending the
Metro Urban Growth Boundary for Contested
Case No. 91-2: Forest Park

Metro staff, the Hearings
Officer, interested
parties and one member of
the public testified.
Tentatively scheduled for
second reading and
adoption February 27,
1992.

7. ORDINANCES, SECOND READINGS

7.1 Ordinance No. 92-448, For the Purpose of
Amending Metro Code Section 5.06.070 to
Clarify the Composter Community
Enhancement Boundary, and Declaring an
Emergency

Adopted (Buchanan/Hansen;
6-0 vote).

8. RESOLUTIONS

8.1 Resolution No. 92-1557, For the Purpose of
Authorizing Issuance of a Request for
Proposals for a Study of Weight-Based
Collection Rates as Economic Recycling
Incentives and Entering into Multi-Year
Contracts with the Most Qualified
Proposers

The motion passed to refer
Resolution No. 92-1557
back to the Solid Waste
Committee for further
consideration (Hansen/
McLain; 6-0 vote).

9. COUNCILOR COMMUNICATIONS AND COMMITTEE
REPORTS

1) Councilor Buchanan reported on the Composter Community Enhancement
Committee's to-date; 2) Councilor Van Bergen distributed the FY 1992-93
Budget Schedule; 3) Presiding Officer Gardner briefly discussed Charter
Committee activities to-date and said he would report in detail on his,
Councilor Collier's and Executive Officer Cusma's presentation to the
Council at the next Council meeting.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Council
2/13/92

DATE: February 12, 1992 *1.A*

TO: Metro Council *DC*

FROM: Donald Carlson, Council Administrator

RE: Council Sub-Committee Report on Public Meeting for Filling
Council District 11 Vacancy

The purpose of this memo is to provide a report from the Council sub-committee on the District 11 vacancy. The sub-committee held its public meeting at the Westminster Presbyterian church at 1624 NE Hancock Street, Portland, Oregon on February 5, 1992 at 7:00 p.m.

Sub-committee Chair Tanya Collier started the meeting with an overview of the process undertaken to date by the Council to fill the vacancy. She reviewed the ground rules for the meeting stating that each of the seven applicants would have 15 minutes to address the sub-committee including information from any supporters speaking on their behalf. Members of the public who are not speaking on behalf of any applicant have three minutes to address the sub-committee on the matter of filling the vacancy. Chair Collier also introduced the members of the sub-committee and Council staff including Councilor Sandi Hansen, Councilor Judy Wyers, and Council Administrator Don Carlson.

Chair Collier asked for general testimony and received none. Chair Collier indicated that the testimony in support of applicants would be taken in alphabetical order starting with Margaret Bax and ending with Ed Washington. A request was made by Eugene Rosalie to speak in behalf of Ed Washington first because he had brought a small child with him. With consent of all concerned the Chair announced that testimony in behalf of Ed Washington would be taken first, and then the sub-committee would return to the alphabetical order.

Speaking first in behalf of Ed Washington was Eugene Rosalie, 3113 NE Skidmore St. Mr. Rosalie indicated he is active in several environmental organizations and is supporting Mr. Washington because of his attitude toward a clean, healthful environment. He also is supporting Mr. Washington because he is a good listener -- he has a good ability to hear what other people are saying, and takes that into account when he makes a decision.

Speaking next in support of Ed Washington was Paul Cook, 1932 NE Stanton St. Mr. Cook indicated he works for a commercial bank in Portland and has known Mr. Washington for most of his life. He indicated Mr. Washington has excellent intellect, is a very hard worker and perseveres in addressing the issues facing the district in which he lives. He indicated Mr. Washington is a man of high character who

is interested in finding and acting on the truth of any matter. He is currently chairman of the NAACP. He has given much to his community and could continue to do so as a Metro Councilor. Mr. Cook urged those persons responsible to select Mr. Washington as the Councilor for District 11.

Speaking in support of Ed Washington was Barbara Pilot, 5284 NE 48th. Ms. Pilot stated she works for U.S. West Communications and has known Mr. Washington for approximately 10 years. She listed several attributes of Mr. Washington that she has come to admire during her work experience with him: 1) he is dedicated and committed to whatever he sets his mind to; 2) he is concerned about the community where he resides including the people in it and not just the environment; and 3) he has leadership abilities to influence others he comes into contact with.

Speaking in support of Ed Washington was Avel Gordly, State Representative for District 19, 1915 NE 16th Ave. Ms. Gordly said the state and region needs visionary leadership which can cross broad constituencies in our society. She indicated Mr. Washington has demonstrated he has that ability -- he can work with all sorts of people with varying backgrounds. He has the leadership ability to bring people together to reach consensus on matters affecting them. He would make a good representative for District 11.

Speaking in support of Ed Washington was Sy Stanich, 5734 NE Jessup. Mr. Stanich indicated he has worked closely with Mr. Washington on Cully Neighborhood Association issues including the recent Composter Enhancement Committee. He appeared to speak in support of Mr. Washington, and to attest to the truth of all the prior accolades.

Speaking on behalf of himself was Ed Washington, 6242 NE 41st Ave. He indicated his reason for seeking the appointment is to continue the leadership that Councilor Knowles has brought to District 11 in the past six years and to build on that base so that Metro can meet the challenges ahead in the next 10 to 20 years. He indicated Metro is currently addressing issues including urban growth management, transportation planning, regional facilities, solid waste management and will be called upon to address others yet to be determined. He expressed a belief that the solution to the problems facing the region involves the cooperation of the state government as well as regional agencies and all the local governments.

Mr. Washington said he is seeking the nomination because Metro has the understanding of what it takes to reach consensus on the issues facing the region. He pointed out he has been a resident of the state for 47 years, and of the district for 41 years and understands the changes facing state and local residents of District 11.

He pointed out he has 36 years of experience working with the public in the fields of education, transportation and marketing. He has more than 20 years of volunteer service with boards and special committees

dealing with diverse matters such as employment insurance, parks, budgets, transportation, social services, mid-county sewer problems, etc. He indicated an appreciation for the enormous issues facing the region and the immediate ones facing Metro, which need resolution. These include the establishment of a new charter, permanent funding sources and how to manage urban growth. He indicated an appreciation for the need to find cooperative solutions with local governments in the region and pledged to seek a common ground of understanding with them.

In response to a question from Councilor Hansen he indicated he would run in the May primary for the position if he did not get this appointment.

Chair Collier announced the next applicant, Margaret Bax.

Speaking on behalf of herself was Margaret Bax, 4404 NE 31st. Ms. Bax indicated she is a life-time resident of District 11. In addition to growing up there, her family had a small business at 42nd and Alberta. She worked as a registered nurse at Emanuel and Holladay Park Hospitals, and has been active as a community leader in the following areas: professional nurse volunteer; tutor in elementary school; organized the Neighborhood Crime Watch; past board member of Sullivan's Gulch Neighborhood Association; has been long-time member of the Association for Retarded Citizens; and is active in St. Vincent DePaul Neighborhood Food Drive.

She stated her reasons for applying for the vacant position are that she is interested in issues that Metro is involved with and is excited about the emerging role of Metro relative to the charter and issues facing the region. She pointed out regional growth management issues are intriguing and most challenging. She currently serves as planning bureau liaison for City Commissioner Gretchen Kafoury. In that role she has learned a lot about planning and the opportunity it provides for shaping our communities. She pointed out that the main issue facing the entire region, and District 11 specifically, is the projection that we will have one half million more people in the area over the next 20 years.

She expressed that her goal over the next year or the extent of the term would be to engage residents of District 11 in a dialogue about where these people are going to live, where they will work and how they get from one place to the other. She is concerned that people in our communities understand the impacts of this growth increase on their livability. She stated the view that these are issues that are traditionally dealt with in the outlying areas, but are also important to people in older, developed areas such as District 11.

She pointed out that during the past year, the City has been working on developing affordable housing strategies for Northeast Portland, increasing job development, economic development, and minority contracting opportunities. This is taking place through the Albina

Community Plan. It is important that the regional strategies reinforce the opportunities that are articulated in the Albina Community Plan. Exciting things can happen with re-development along Martin Luther King Jr. Boulevard and coordination with light rail planning.

In her view, the role of Metro Councilor is to engage the people in the various districts to start thinking about how these issues are going to impact them; to get them involved in the region's 2040 Program; the RUGGO process all these things that will impact their lives. She stated she wants to encourage and participate with citizens in that dialogue. She pointed out a critical role of the councilor is to facilitate this understanding of issues and learn how people in other communities throughout the region view them, so people in individual districts know how other citizens view these critical issues.

She indicated that other matters she has experience with and interest in are solid waste management issues. The City has just started a curbside recycling program which is a step in the right direction. Overall, it should increase recycling, which is what we need to do. The area that next needs attention is waste reduction, particularly in plastics, yard debris, and disposable diapers. She stated that strategies will need to be employed to develop strong reliable markets.

Ms. Bax mentioned other issues of interest are greenspaces, regional facilities, and getting a stable funding source for the arts. Also, as a political science major, she is very interested in the Metro Charter.

In closing, Ms. Bax stated the reasons she can be effective as a councilor are, 1) she cares for and is committed to serving District 11; 2) she is familiar with and interested in many of the issues particularly the role and opportunities of planning; 3) she is a task-oriented person with a creative approach to problem solving (often there is more than one solution); 4) her instincts are generally good and she is willing to trust them; and 5) she is willing to make hard decisions which is a skill she learned as a critical care nurse. She pointed out that she is willing to make a commitment to work as a Metro Councilor. She would resign her position as Commissioner's Assistant which would result in less income, but would gain more time with her children and work on Metro issues.

In response to Councilor Hansen's question about running for the position if not appointed, Ms. Bax said she would evaluate the decision at that time to see who is in office and who else is running to see what their philosophy and values are. She indicated running for office and asking people for money is serious business not to be taken lightly. She would evaluate the situation at that time to see who is there, whether she can support them and whether or not she has a realistic chance to win.

Speaking in behalf of Margaret Bax was Dana Anderson, 2018 NE Alameda Drive. Ms. Anderson indicated she is a 10-year resident of District 11, and serves as a member of the Portland Community College Board and the Oregon Liquor Control Commission. Based on that perspective she indicated that Ms. Bax is an outstanding candidate for the position. She pointed out that all parties concerned -- the Council and citizens of District 11 -- will be well served if she is appointed to fill the vacancy.

Speaking in support of Margaret Bax was Jean Demaster, 2144 NE 19th. Ms. Demaster stated that she has known Ms. Bax for more than nine years and they have worked together on housing and health care issues. She indicated she has a great deal of admiration for Ms. Bax and finds her very effective in finding creative solutions to difficult problems. She has the ability to achieve "win-win" solutions when it looks like there will be a "win-lose" or "lose-lose" situation. She pointed out that Ms. Bax is an energetic person that can find the positive side of almost every situation. She is a very intelligent and thoughtful person. Another strength is her ability to work well with a wide variety of people -- whether it is with advocates for homeless youth or members of the business community. She indicated Ms. Bax has wide respect because of her expertise in housing and planning issues. She expressed support for Ms. Bax because she (Ms. Bax) strongly believes that citizens can participate in government. Ms. Bax would represent District 11 citizens well.

Speaking in support of Margaret Bax was Stan Amy, resident of District 11, general manager of Nature's Fresh Northwest, and vice chair of the Portland Planning Commission. He indicated that his primary issues of interest are growth management and solid waste which have a common characteristic -- complexity. They are complex and often technical. Ms. Bax is an ideal person to deal with these because she is a quick learner who can understand and grasp their subtleties.

Chair Collier announced the next applicant was Ronnie Dansby.

Speaking on behalf of himself was Ronnie Dansby, 5109 NE 11th. He stated that he has lived in Portland for three years but the fact that he has travelled extensively throughout the United States and the world gives him a vast amount of experience to understand people's needs. He stated his purpose for being at the meeting was not to complain about what is going on, but to do something about the situation. He stated that he had a captain in the Marine Corps who said, "Don't give me the problem -- give me the solution." He stated he did not have a lot of people urging him on, but he applied because it was something he had to do for himself.

He has gained from his military experience the ability to deal with a lot of diverse people -- the young and the old. He was in Viet Nam, where he dealt with a lot of complexities from carrying a rifle to managing an office with thousands of personnel files and many clerks.

He pointed out that we cannot continue to go on as we have in the past. If we are to continue as a society we must deal with our youth. We must show them the way it has to be, that life is a social order.

He pointed out we need to not only recycle more, but we need to take care of the ozone layer -- stop contaminants from getting loose so future generations can live.

He pointed out that he is a person who is not afraid to be by himself so he can stand by his decisions -- he will not be swayed one way or another.

He stated a philosophic framework describing fortitude as being like the earth, justice as being like water, temperance as being like air and finally prudence as being the great amount of wisdom. Included in this philosophy is the concept of, "I am my brother's keeper and I must take action on my beliefs to improve our situation."

Chair Collier announced the next applicant was Mike Dolan.

Speaking on behalf of himself was Mike Dolan, 4909 NE 14th Place. Mr. Dolan stated his purpose at this meeting was to introduce himself to the Councilors present and that he was looking forward to next week to discussing some of the issues with the Council. Rather than talk about himself (a self-employed public relations person), he chose to talk about District 11 -- to share with the Committee some things about the District which will also say something about himself. He then proceeded to describe his neighborhood favorites as follows:

- o Favorite Breakfast Place: Overlook Cafe.
- o Favorite Place to Workout: The Grant High track.
- o Most Worthwhile Government Organization: Sabin Neighborhood Association.
- o Best Place for Reading: New Bookshelf at the Albina Library.
- o Least Favorite Intersection: NE 15th and Alberta.
- o Favorite Citizen Activist: Maggie Gibson -- "The Mayor of 14th Place."
- o Favorite Local Project: The Portland Organizing Project and Banks meeting together.
- o Best Produce Selection: Hollywood Fred Meyer.
- o Best Produce Price: 15th Avenue Market.
- o Best produce quality: Nature's.
- o Favorite House: (inaudible)
- o Most Lamented Waste Hauler: Cloudburst. (He was switched this week from Cloudburst to Waste Management, Inc.)
- o Favorite Police Officer: Stanley Blum.
- o Favorite Shop on Alberta: B & R Shoes.
- o Favorite Shop on King Blvd: Ted Marks Auto Body.
- o Most Intriguing Mall: Klickitat Mall.
- o Favorite Shop Overall: Rejuvenation House Parts.
- o World's Greatest Mechanic: Tulons (?) Union 76.

- o Favorite Activity: Community Pride.
- o Best Santa Clause: Jimmy "Bang Bang" Walker.
- o Favorite Housing Program: Habitat for Humanity.
- o Best Composer/Symphony Conductor: (inaudible)
- o Favorite View of Downtown Portland: Friend's house on Alameda Terrace.
- o Best Architectural Anomaly: The Portland White House.
- o Finally, My Favorite House Chore: Making double hung windows perform well.

Mr. Dolan closed by saying the reason he shared these things is to show he is in and of the area -- he's lived a life in the district. He said he's been active in the area and brings "followership qualities" -- worked closely with the neighbors on safety and housing projects. He has been active on area volunteer boards also. This has given him skills which are directly applicable to serving on the Metro Council.

Chair Collier announced the next applicant was Robert Phillips.

Speaking in support of Robert Phillips was Lynda Lewis, 2829 NE Highland Street. Ms. Lewis stated that the important factors to consider in choosing a replacement are the person's commitment to the citizens in the District and the person's commitment to Metro as a government. With these factors in mind she went on to express why she was supporting Mr. Phillips appointment. She pointed out he was involved in criminal justice planning with CRAG prior to the merger of MSD and CRAG. In 1978 Mr. Phillips ran for the District 11 seat when the first Council was elected. He continued to be involved with Metro serving on the Budget Committee in 1985 and 1986. As a result of that involvement he wrote recommendations to the prior Executive Officer on how Metro could improve its affirmative action programs. Because of Mr. Phillips' past and continuing interest in Metro, both policy-wise and politically, Ms. Lewis urged the Committee to appoint Mr. Phillips to the vacant position.

Speaking on behalf of himself was Robert Phillips, 3738 NE Rodney. Mr. Phillips offered himself as the best candidate for appointment, based on his ability to provide consistency of Council operations; on his prior experience with the Metro government; a broad base of constituent support; electability in the May primary; general governmental experience; and tested character through numerous local and state confirmation hearings.

Mr. Phillips pointed out how he would achieve consistency of Council operations. He pointed out his early involvement with the Regional Justice Coordinating Council of CRAG, and his early support for directly elected representatives to the new regional government. He pointed out he ran for the first Council finishing third out of a field of thirteen. He then served on two Metro Budget Committees and was the only citizen member to visit each facility and interview each department head about their programs. In addition, he provided

testimony urging Metro adoption of an affirmative action plan. Mr. Phillips stated he has tried to find opportunities to increase the diversity of the Metro Council by managing the unsuccessful campaign of another Afro-American candidate. He expressed that for democracy to be truly representative, it is important to elect and appoint people who reflect the diversity of the area.

Mr. Phillips then spoke about the issue of community involvement. He pointed out that in 1991 he received a political development award from the black community for his proposed plan which come to be known as the "Phillips Plan." This plan resulted in the creation of House District 18 currently filled by Representative Margaret Carter. He pointed out he fought to get \$100,000 for a senior center in Northeast Portland. He also served as a volunteer on citizen budget committees for the City of Portland for 12 years. His service to the City included over 10 years on the Residential Care Facility Licensing Board.

In terms of governmental experience he served on the staff of Governor Vic Atiyeh as director of the state's affirmative action program; as the Multnomah County Affirmative Action Director; and, currently as the City-County Affirmative Action Director.

Mr. Phillips next addressed the issue of his tested character. He pointed out a number of appointed positions to various state and local commissions which required local and state confirmation processes.

In terms of his broad based constituency contact and electability, Mr. Phillips pointed out that in the recent school board race he received numerous endorsements and won Zone 4, (getting 55% of the vote) only to lose the race in the entire school district. He indicated Zone 4 is approximately the same area as Metro District 11. He also pointed out he has chaired the State Commission on Black Affairs and served as the prior president of the Portland Chapter of the NAACP.

In closing, Mr. Phillips agrees with the Charter Committee's view that the major challenge for Metro is to manage growth while enhancing livability and preserving the quality of life for future generations. He stated Metro must convince voters that it can spend tax dollars in a stable and efficient manner.

Chair Collier announced that the next applicant is Mr. Joe Ross.

Speaking on behalf of himself was Joe Ross, 2806 NE Skidmore. He stated he was impressed by the statements of his fellow applicants. He indicated he has lived in the Alameda area for 21 years and has worked for Tri-Met for 13 years. He stated he has long been interested in how politicians and bureaucrats have gotten to where they are. He is now semi-retired and is prepared to spend the time necessary to do this job. He said he had the opportunity to take a cursory look at the financial statements, and it doesn't look like there is any direction to Metro. He wondered why this Council has not

assumed the operation of Tri-Met. Such a move would bring with it permanency, and a tax base would place Metro in a better position with the satellite governments. These are some of the issues he indicated he would like to discuss with Council.

He pointed out he has not served on any committees, unlike the others, but has been working -- concerned with the bottom line. He pointed out that he comes from a labor background, which is different than the current make up of the Council.

Chair Collier announced that the final applicant was Michel Wagner. Speaking on behalf of himself was Michel Wagner, 4937 NE Pacific St. He started by thanking the Council for the opportunity to participate in our democratic system, but expressed disappointment in the small turnout. He stated if this were an appointment to the City Council or County Commission, the room would be overflowing. He expressed concern about the amount of citizen apathy toward Metro, pointing out that a Council District includes almost 100,000 people, but in the room there are no more than 30. It is a sad commentary on Metro, but that will change as Metro impacts more and more lives. He pointed out that currently many yellow recycling bins dot Portland streets, but most people don't realize they wouldn't be there without Metro's leadership in the region.

He stated the region is what he would like to discuss tonight -- because it is a community. He pointed out that the word "community" means a neighborhood, district or group of citizens. In the first half of the century, most people would identify themselves as being from a town. We took pride, even though we didn't know each person, we knew they were part of our family -- our community. About 50 years ago, when people returned from World War II, they brought with them a broader view of the world -- we got very cosmopolitan and didn't realize we lost that sense of community. In the names of progress and urbanization, we lost the sense of trust and obligation to community that used to bind us together. We retreated back into our homes and neighborhoods or into the suburbs. We cloaked ourselves in neighborhood associations, or block groups in an attempt to restore that sense of family that had once been part of our lives. In doing that we further isolated ourselves -- central Portland didn't care what happened in Troutdale or on the westside and vice versa. Only recently have we come to understand that regardless of the distances and municipal boundaries, we are all truly part of the same community. He pointed out problems in one area affect the other areas and we all have to act together to solve them.

We have to thank the Metro Council because they enable us to look beyond our own city and county boundaries to work together to resolve some of the major problems facing us. There is a lot more that needs to be done. He stated the transit system should be brought under Metro as was originally intended. We need a greater coordination of emergency and support services such as police, fire and medical response.

The result will be the reorganization of overlapping support services which will not only provide a greater measure of security and safety but will also result in cost savings -- more in the spirit of Ballot Measure 5. Voters were not just saying get rid of, they were saying coordinate, consolidate -- learn to share -- which is something Metro can teach us all.

Mr. Wagner pointed out that Vancouver and Clark County are part of this community and an effort must be made to enter a compact with them to participate. After all, we all share the same waters, air/skies, and economic and societal future.

He said he firmly believes as a Metro Councilor he will bring to the position a vision of future growth and development which will benefit us all and help provide us a sense of community.

In response to a question from Councilor Hansen on whether he plans to run if not appointed, Mr. Wagner said he probably wouldn't. He expressed confidence in Metro, and that the appointee should have a chance to do the job. However, he said he reserved the right to change his mind should the Council come completely off the wall and appoint someone like Tom Metzger.

Chair Collier, Councilors Hansen and Wyers thanked everyone for coming and expressed appreciation for the high quality of testimony from applicants and supporters. They urged all of the applicants to continue to be involved with Metro regardless of the outcome of this appointment process.

H:\CARLSON\1215



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Council 2/13/92
Memorandum 1. #

DATE: February 13, 1992
TO: Metro Council
Interested Persons
FROM: Paulette Allen, Clerk of the Council
RE: LETTERS OF TESTIMONY IN SUPPORT OF DISTRICT 11 VACANCY
APPLICANTS

Attached are letters of testimony for applicants for the District 11 position. These letters were received after the Council agenda went to print.



CITY OF
PORTLAND, OREGON
DEPARTMENT OF PUBLIC WORKS

Earl Blumenauer, Commissioner
1220 S.W. 5th Avenue, Room 407
Portland, Oregon 97204
(503) 823-3589
Fax (503) 823-3596

February 12, 1992

Dear METRO Councilors:

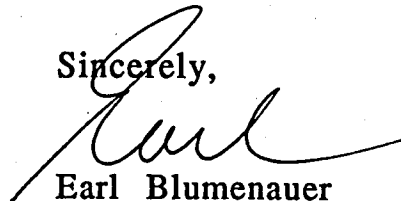
I am aware of a number of persons interested in the METRO Councilor vacancy caused by the resignation of David Knowles. While the last thing I would do is seek to influence any member of the Council (particularly when there are several interested individuals with whom I have worked and consider friends), I nonetheless wanted to provide some information on behalf of the candidacy of Margaret Bax.

It has been my privilege to work with Margaret in her capacity as Staff Assistant to Commissioner Gretchen Kafoury. This experience occurred both at Multnomah County and currently with the City of Portland. During the last year, Margaret's responsibilities included working with the City's Planning Bureau, where we spent considerable time and effort on the RUGGO process. Our current mutual-involvement deals with the promotion of a strong METRO charter and the development of the City's position in that regard.

I have found Margaret to be knowledgeable, resourceful, caring, and tireless in our joint efforts. She would promote a very close relationship both with City and County governments because of her past experience. I trust you will give Margaret close consideration as you weigh the various potential members and their critical contribution to the work before you.

I would be pleased to provide further information to assist you. Please do not hesitate to call me.

Sincerely,



Earl Blumenauer

METRO Council
2000 SW First Avenue
Portland, OR 97201-5398

February 11, 1992

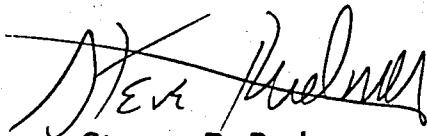
METRO Council
2000 SW First Ave.
Portland, Oregon 97201

Dear Metro Councilors:

I am writing in support of Margaret Bax's request to fill the vacant Metro Council position in District 11. I have known and worked with Margaret for several years. As a resident of the district, I believe she is an excellent choice to help further Metro's mission of sound regional planning and coordinated service delivery. Margaret will help facilitate a cooperative spirit among jurisdictions within Metro's boundaries and she will be an effective advocate for growth management, transportation and environmental planning on a regional basis.

Please feel free to contact me if you wish additional information. Thank you for your consideration.

Sincerely,



Steven D. Rudman

36 NE Fargo Street
Portland, Oregon 97212
ph: 288-7640



CONCANNON CREATIVE SERVICES
writing. training. facilitating

February 10, 1992

METRO Council
2000 S. W. 1st
Portland, Oregon 97201

Dear Members of the METRO Council,

I want to express my support for Margaret Bax to fill the position for District 11.

The METRO Council and the citizens of this region face decisions on challenging issues — regional growth, solid waste, and water supply — that will affect the future of our community. As a lifelong resident of Northeast Portland, the owner of a small business, and member of the City of Portland's Water Quality Advisory Committee, these issues are of particular concern to me. To meet the needs of this region and maintain the kind of community we all want will take vision, commitment, and creative problem-solving. Margaret Bax has these qualities. Her experience with community issues gives her the skills to achieve the future I want for my community. She cares enough to find solutions, through consensus, that will meet the needs of the region. After discussing these issues with her, I know she will respond to and represent my concerns on the Council.

Margaret Bax has the energy and drive to meet the challenge. I strongly urge you to select her to work with you on the critical issues facing our community.

Sincerely,

Kathleen Concannon

February 10, 1992

Kathy Hammock
4227 N.E. 23rd
Portland, OR 97211

Metropolitan Services Council
Jim Gardner, Presiding Officer
2000 S.W. First Avenue
Portland, OR 97201

Dear Council Members,

I am a resident of Metro District 11, and I have recently learned that Margaret Bax is seeking appointment to the district's vacant Council seat. I am writing to express my support of Margaret and to encourage you to appoint her to the seat.

I have known Margaret for many years through her work as a volunteer board member of the Wallace Medical Concern, a non-profit community health clinic she helped to found in 1983, and of which I am currently the Director. Over the past 5 years I have also worked with Margaret to develop an enduring link between the Multnomah County Health Department and the Coalition of Community Health Clinics which has improved access to medical care for poor people in the entire tri-county area. I also know Margaret as a neighbor.

In all of our interactions, I have found Margaret to be both creative and practical, and I have been impressed with her deep commitment to our community. As the Metro Council faces critical growth management issues in the years ahead, Margaret's dedication and vision would help shape policies to preserve the liveability and vitality of our communities.

I wholeheartedly endorse Margaret's appointment to the Council.

Sincerely,



Kathy Hammock

cc: Margaret Bax

DANA C. ANDERSON
2018 N.E. ALAMEDA DRIVE
PORTLAND, OR 97212
(503) 287-9258

February 8, 1992

METRO COUNCIL
2000 SW FIRST
PORTLAND, OR 97201

Dear Metro Council Members:

Attached you will find a copy of my prepared testimony in support of the appointment of Margaret Bax to the District 11 vacancy on the Metro Council.

Once again, I strongly and enthusiastically endorse Margaret for the appointment. She will be an outstanding member of the council.

Best wishes on the work and decision before you.

Sincerely,

A handwritten signature in cursive script that reads "Dana C. Anderson". The signature is fluid and written in dark ink.

Dana C. Anderson

Enclosure

TESTIMONY OF DANA ANDERSON IN SUPPORT OF MARGARET BAX

I am a 21-year resident of north and northeast Portland.

Thank you for the opportunity to testify in support of the appointment of Margaret Bax to fill the district 11 vacancy on the Metro Council.

To set a context and perspective for my remarks, let me start by saying that I, like you, sit on a locally-elected board. I am in my seventh year as a member of the Portland Community College board of directors, which incidentally has had to fill three vacancies by appointment in the past several years. I also am in my fourth year on the Oregon Liquor Control Commission.

From the ten years that I have known, worked with, and been a neighbor of Margaret Bax, I can say, without reservation, that she would be an outstanding member of the Metro Council. As you consider and act on regional policy, and make program and fiscal decisions about the metropolitan service district, Margaret will be a strong and valuable participant in the process.

I have worked with Margaret on a variety of political and community issues; from campaigns for candidates and measures to community meetings, often dealing with controversial subjects. Each time, she has emerged as a leader because she does her homework, she listens, she understands and communicates the issues, and she engages in the group process, always working toward the goal of the best possible outcome or solution. Margaret is an involved and effective citizen of our community and our region.

Margaret has knowledge of, and vast experience in government, but I believe that equally important is her belief in the role and responsibility of good government. She will bring that belief to the table as you deal with the difficult decisions concerning solid waste and recycling, the performing arts, transportation, and growth, just to name a few, that will affect the lives of all of us in the region in the coming months and years.

You, the Metro Council, and we, the citizens of district 11, will be well-served by her bedrock integrity and hard work, her keen ability to grasp and synthesize the issues, the high value she places on the group process as the means to reach the best decision, and her trademark good humor.

I strongly endorse Margaret Bax for appointment to the Metro Council. Thank you for the opportunity to put my support for Margaret on the record.

2-8-92

To metro Council members,

As a resident of District Elwyn, I would like to take this opportunity to encourage you to support, Margalit Bay, for the forthcoming position with metro. I have personally known her for twenty years. She shows qualities of strong leadership and knowledge of environmental issues affecting our lives in the inner city.

Respectfully,
William Mauldin

3333 NE 40th
Portland, OR
97212

February 7. 1991

Jim Gardner, Presiding Officer
Metro Council
2000 SW First Street
Portland, OR 972001

Mr. Gardner:

I am writing to support the appointment of Margaret Bax to the Council. Please share my letter with other Council Members.

I have known Margaret for twenty years. I have lived in northeast Portland for 10 years.

I support Margaret because of her values and commitment to the community. I strongly encourage you to consider where she has invested her time and what she has accomplished as both a volunteer and public administrator.

She knows how local decisions are made and how to effect them. She understands the vital role Metro will play in guiding the region through the growth that is about to overtake us.

I encourage you to appoint her to represent my area of the Service District.

Sincerely,

A handwritten signature in black ink, appearing to read "Bob Robison", with a long, sweeping horizontal stroke at the end.

Bob Robison

PATRICIA RYAN
2316 NE MASON
PORTLAND, OR. 97211

MR. JAMES GARDNER
PRESIDING OFFICER
METRO COUNCIL

2/6/92

DEAR JAMES GARDNER,

PLEASE CONSIDER THIS LETTER IN SUPPORT OF ED WASHINGTON, CANDIDATE FOR A VACANT METRO COUNCIL SEAT - DISTRICT 11.

IT IS WITH PLEASURE THAT I SPEAK OF MY ASSOCIATION WITH ED WASHINGTON. I HAVE KNOWN ED BOTH PERSONALLY AND PROFESSIONALLY SINCE 1980 WHEN I WAS A BUILDING PRINCIPAL OF A SCHOOL IN NORTH PORTLAND. AT THAT TIME, ED SERVED AS CHAIRPERSON OF THE DESEGREGATION MONITORING ADVISORY COMMITTEE ("DMAC"). THIS COMMITTEE WAS A CITIZEN'S GROUP ESTABLISHED TO MONITOR SCHOOL DESEGREGATION EFFORTS IN THE PORTLAND SCHOOL DISTRICT DURING THE LATE 1970'S AND 1980'S.

BEING CHAIRMAN OF DMAC WAS NOT AN EASY POSITION TO HOLD. AT THAT TIME, THE POLITICAL CLIMATE BETWEEN THE SCHOOL DISTRICT AND THE PUBLIC WAS OFTEN TENSE AND UNSETTLING. IN THE MIDST OF THIS, ED REPRESENTED A VOICE OF REASON. HE WAS SOMEONE WHO WAS WILLING TO LISTEN THOUGHTFULLY AND CONSIDER BOTH SIDES OF AN ISSUE. ED CONTINUES TO BE A GOOD COMMUNICATOR WHO IS ABLE TO RELATE TO PEOPLE OF DIFFERENT BACKGROUNDS. AS A MINORITY, HE IS RESPECTED BOTH IN THE AFRICAN-AMERICAN COMMUNITY AND IN THE LARGER COMMUNITY.

ED HAS BEEN INVOLVED IN COMMUNITY AFFAIRS FOR MANY YEARS. I WAS INVOLVED IN HIS UNSUCCESSFUL BID FOR A STATE REPRESENTATIVE POSITION. HIS SUPPORT OF PROGRAMS AND INDIVIDUALS IN NORTHEAST PORTLAND HAS BEEN STRONG AND CONTINUOUS.

I RECENTLY ATTENDED A PUBLIC HEARING AT WESTMINSTER PRESBYTERIAN CHURCH IN NORTHEAST PORTLAND TO SPEAK ON ED'S BEHALF. DUE TO A CHANGE IN THE MEETING SCHEDULE, I ARRIVED TOO LATE TO DO SO. PLEASE BE ADVISED THAT I SUPPORT ED WASHINGTON'S CONSIDERATION FOR A METRO COUNCIL POSITION AND WOULD BE PLEASED TO RESPOND TO ANY QUESTIONS YOU MIGHT HAVE.

SINCERELY,


PATRICIA RYAN

✓ CC: DONALD CARLSON

TRANSPORTATION AND PLANNING COMMITTEE REPORT

CONSIDERATION OF RESOLUTION NO. 92-1563, FOR THE PURPOSE OF
CONFIRMING APPOINTMENTS TO THE METROPOLITAN GREENSPACES POLICY
ADVISORY COMMITTEE

Date: February 12, 1992

Presented by: Councilor Devlin

Committee Recommendation: At the February 11 meeting, the
Committee voted unanimously to recommend Council adoption of
Resolution No. 92-1563. Voting in favor: Councilors Devlin,
McLain and Buchanan. Excused: Councilors Bauer and Gardiner.

Committee Issues/Discussion: Patrick Lee, Regional Planning
Supervisor, reviewed the staff report related to the request. The
purpose of the resolution is to confirm a citizen representative
and an alternate for the citizen representative position on the
Metropolitan Greenspaces Policy Advisory Committee. There are two
citizen members on the committee, each having voting rights. The
committee advises the Metro Council and Executive Officer for the
Greenspaces Program and is currently assisting staff in the review
of the Greenspaces Master Plan.

Susan Lamb, a leisure travel consultant with Azumano Travel
Service, was recommended as the citizen representative. Edward B.
(Ted) Meece, an attorney in private practice, was recommended as
the alternate. Dorothea Lensch, previously confirmed, is the other
citizen representative.

Committee discussion centered on the need for and expectations of
alternates to the committee. Mr. Lee explained that alternates are
expected to sit at the table with the committee and participate,
but are not allowed a vote.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF CONFIRMING	)	RESOLUTION NO. 92-1563
APPOINTMENTS TO THE METROPOLITAN)	
GREENSPACES POLICY ADVISORY	)	Introduced by Rena Cusma,
COMMITTEE	)	Executive Officer

WHEREAS, On June 28, 1990, by Resolution No. 90-1261, the Council of the Metropolitan Service District established a policy advisory committee for the Parks & Natural Areas Planning Program; and

WHEREAS, Resolution No. 90-1261, requires Council confirmation of appointments to the policy advisory committee; and

WHEREAS, On January 10, 1991, by Resolution No. 91-1371, the Council renamed the committee to the Metropolitan Greenspaces Policy Advisory Committee; now therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District hereby confirms the appointments to the Metropolitan Greenspaces Policy Advisory Committee as outlined in Exhibit A hereto.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1992.

Jim Gardner, Presiding Officer

EXHIBIT A

Susan A. Lamb (Citizen Representative)
See attached resume.

Edward "Ted" Meece (Citizen Representative -- Alternate)
See attached resume.

SUSAN A. LAMB
22380 SW Grahams Ferry Road
Tualatin, Oregon 97062
(503) 692-6056

Personal Objective:

To work in an environment that will benefit from my communication skills, dedication, and flexibility in both independent and team-oriented situations.

Professional Experience:

LEISURE TRAVEL CONSULTANT

Azumano Travel Service, Inc. (formerly Pacific Highway Travel)

Tigard, Oregon

February 1988-February 1991-CURRENT

Coordinate and implement vacation planning services, including reservations for airlines, cruises, hotels, trains, and rental cars. Advise clients on destination information, attractions, travel insurance, and general travel guidelines. Responsible for processing necessary transactions to facilitate automated and manual ticketing requirements. Perform associated clerical duties such as correspondence and filing.

PERSONAL TIME OUT

March 1985-February 1988

Chose to remain "at home" while my husband and I began our family.

PASSENGER SERVICE REPRESENTATIVE

Horizon Airlines

Portland, Oregon

June 1984-March 1985

Performed all reservation, ticketing and baggage handling procedures necessary to expedite departure of traveling passengers on a commercial airline. Duties included boarding and deplaning of passengers, both in-terminal and on the ramp. Preparation of weights and balances forms for pre-flight calculations. This high visibility, time sensitive position required excellent interpersonal skills in order to maximize efficiency and effectiveness.

AIRLINE RESERVATIONS AGENT

Horizon Airlines

Portland, Oregon

November 1983-June 1984

Primary responsibility was to receive in-coming phone calls and generate confirmed sales reservations for commercial airline services. Comprehensive use of Partners Automated Reservation System.

RESERVATIONS SUPERVISOR

Best Western International
Phoenix, Arizona
April 1980-March 1983

Responsible for performance of 15-20 Reservation Agents. Duties included written and oral evaluations, performance reviews, call monitoring, and employee relations. Conducted professionalism seminars to enhance subordinates skills. Provided statistical reports for maintaining and monitoring Operations Department efficiency.

Technical Skills:

Focalpoint Apollo Automated Reservations Systems, including PC based programs. Previous experience on Apollo Partners CRS and Continental PARS.

Volunteer Experience:

TUALATIN PARK ADVISORY COMMITTEE

Committee Member: 1987-Present
Chairperson: January 1989-Present

This citizen committee considers and makes recommendations to the Tualatin City Council on planning, acquisition and development issues pertaining to the city's parks and recreation facilities and programs. As Chair, responsibilities include board meeting management to facilitate dialogue between members of the community, department staff, and advisory committee members; representation at Tualatin City Council meetings; and preparation of the annual report. Participation has included appointment to several ad hoc committees and membership on several Park Advisory Committee subcommittees.

Academic Education:

Bachelor of Science, Psychology, Arizona State University, 1982
Certificate of Completion with honors, International Air Academy, October 1983

References provided on request.

AD HOC COMMITTEES SERVED ON:

ARBOR WEEK CELEBRATION
HISTORIC PRESERVATION
COMMUNITY CENTER FEASIBILITY STUDY

TPARK SUBCOMMITTEES SERVED ON:

HERITAGE TREE
RESIDENTIAL LANDSCAPE
CRAWFISH FESTIVAL
NEW MEMBER ORIENTATION

ADDITIONAL VOLUNTEER EXPERIENCE:

WETLANDS CONSERVANCY
ST. ANTHONY'S PARENTS CLUB

**References for
SUSAN A. LAMB**

Sherry Murphy, Branch Manager
Azumano Travel
11505-D SW Pacific Highway
Tigard, Oregon 97223
(503) 244-7521

Nicholas Nevan
Triangle Travel
7100 SW Hampton, Suite 140
Tigard, OR 97223
(503) 620-3436

Paul Hennon, Director
Parks and Recreation Department
City of Tualatin
P.O. Box 369
Tualatin, OR 97062
(503) 692-2000, ext. 931

Steven L. Stolze, Mayor
City of Tualatin
P.O. Box 369
Tualatin, OR 97062
(503) 692-2000

Marne J. McIvor
(member, Tualatin Park Advisory Committee)
6803 SW Wampanoag Drive
Tualatin, OR 97062
(503) 692-3784

RESUME

Edward B. (Ted) Meece

Residence
530 N.E. Royal Ct.
Portland, Oregon 97232
233-1719

Office
1618 S.W. First Ave.
Suite 400
Portland, Oregon 97201
227-0597

PERSONAL:

Married to Nancy E. Newell
One child - age 1 1/2 years
Resident of Portland, Oregon since 1977

EDUCATION:

B.A., J.D., Willamette University

EMPLOYMENT:

1977 to present: Private law practice representing individuals and businesses in a general practice, concentrating on trial, family and business law.

OTHER RELEVANT EXPERIENCE:

1973 and 1977 legislative sessions, Legislative Assistant

GOVERNMENT RELATED ACTIVITIES:

1985-1986, Laurelhurst Neighborhood Association Board Member

1986-1989 City Auditor Bureau Advisory Committee

1987-1990 Portland Internal Investigations Auditing Committee, Chair 1989

1990 -1991, Variance Committee, Portland

1990, Portland Civic Index, participated in group on regional cooperation.

COMMUNITY ACTIVITIES:

1987 to present, Oregon Donor Program, Director

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 92-1563 FOR THE PURPOSE OF CONFIRMING APPOINTMENTS TO THE METROPOLITAN GREENSPACES POLICY ADVISORY COMMITTEE

Date: February 11, 1992

Presented by: Mel Huie

FACTUAL BACKGROUND AND ANALYSIS

Resolution No. 92-1563 confirms a citizen representative and an alternate to the citizen representative to the Metropolitan Greenspaces Policy Advisory Committee. The citizen representative has full voting rights on the committee. There are two citizens representatives on the committee.

The committee serves in an advisory role to the Metro Council and Executive Officer for the Greenspaces Program. The committee is currently assisting staff in the review of the Greenspaces Master Plan.

Citizen representatives:

- | | |
|----------------------------|------------------------|
| • Dorothea Lensch | (previously confirmed) |
| • Susan Lamb | (to be confirmed) |
| • Edward Meece (alternate) | (to be confirmed) |

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 92-1563.

Council
Ballots to Fill
District 11 vacancy.

BALLOT NO. 2

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Ed Washington

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor

Robert B. Baker

BALLOT NO. 2

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Ed Washington

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor Sandi Hansen

BALLOT NO. 2

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

E. D. Washington

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor R. M. J.

BALLOT NO. 2

BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION

I vote for Candidate

Ed Washington

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor Susan McLain

BALLOT NO. 2

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Ed Washington
for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor Jeffery

BALLOT NO. 2

BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION

I vote for Candidate

Ed Washington
for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor

Geo W. Guy

BALLOT NO.

2

BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION

I vote for Candidate

Bax

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor

Jim Gardner

BALLOT NO. 2

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Margaret Bax

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor


Margaret Bax

BALLOT NO. 2

BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION

I vote for Candidate

MARGARET BAX
for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor 
R. DEAKIN

BALLOT NO. 1

BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION

I vote for Candidate

Ed Washington

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor

Robert Buchanan

BALLOT NO. 1

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Ed Washington

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor

Sandi Hauser

BALLOT NO. 1

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Ed Washington
for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor D. M. S. A.

BALLOT NO. 1

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Ed Washington

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor

George Van Zeyn

BALLOT NO. 1

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Ed Washington

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor

Indefreyers

BALLOT NO. 1

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Margaret Bay

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor

Margaret Bay

BALLOT NO. 1


BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION

I vote for Candidate

MARGARET BAX

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor


R. DEUKIN

BALLOT NO. 1

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Bax

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor

Jim Gardner

BALLOT NO. 1

**BALLOT FOR CANDIDATE TO FILL VACANT DISTRICT
11 POSITION**

I vote for Candidate

Margaret Bay

for Metro Councilor District 11 for the
term beginning February 13, 1992 and ending
January 2, 1993.

Signed: Councilor

Juan M. G. L. L.