

Meeting Date: September 9, 1993
Agenda Item No. 8.6

RESOLUTION NO. 93-1836A

GOVERNMENTAL AFFAIRS COMMITTEE REPORT

RESOLUTION NO. 93-1836A, ESTABLISHING MEETING TIMES FOR THE COUNCIL AND COUNCIL STANDING COMMITTEES.

Date: August 20, 1993

Presented by: Councilor Gardner

COMMITTEE RECOMMENDATION: At its August 19, 1993 meeting the Governmental Affairs Committee voted 3-1 to recommend Council adoption of Resolution No. 93-1836A. Voting in favor were Councilors Gardner, Hansen, and Moore. Councilor Gates voted in opposition. Councilor Wyers was excused.

COMMITTEE DISCUSSION/ISSUES: Council Analyst Casey Short presented the staff report. He said the resolution to change Council and Council Committee meeting times was drafted at the direction of the Governmental Affairs Committee. The committee outlined the resolution's content at its August 5 meeting after hearing the results of a survey conducted by the Metro Committee for Citizen Involvement (MCCI), pursuant to a request from the Council that MCCI make a recommendation to Council on meeting times. The resolution would change committee meeting times to start at 4:30, and have Council meetings begin at 5:30. Items of significant public interest would be scheduled to begin at least 30 minutes after the start of a meeting, with the Presiding Officer or Committee Chair determining whether items were of significant public interest. The resolution would take effect October 1, 1993.

Councilor Gates said the Presiding Officer and another Councilor had requested this item be deferred until after Council's retreat in late September. The reasons for the request were a preference that any change in meeting times be effective in January rather than October, because the current schedule has been well publicized and patterns and schedules established; and that any schedule changes should be developed in consideration of other schedules.

Councilor Gardner pointed out a redundancy in Exhibit A. A sentence in paragraph two was covered in the Be It Resolved section of the resolution, and should be stricken. Mr. Short said that was an editing error on his part, and the committee agreed that the sentence would be stricken from the final resolution.

Councilor Gardner said a delay until after September would be an example of bureaucratic inertia. If the Council waited until January to enact this change, it would be a full year for this item to be enacted. He said there had been enough discussion of this issue, and it was time to move forward with it.

Councilor Devlin said he would have a conflict between the meeting times of MPAC and the Finance Committee if the resolution

were adopted. He said he may draft an amendment relative to the Finance Committee, but he supports the rest of the resolution.

Councilor Gates said he has a conflict between the Governmental Affairs Committee and both the Oregon City Enhancement Committee and FOCUS.

Councilor Moore said this item has already been considered for a long time, with much discussion and testimony having taken place. The MCCI has completed its report, the retreat schedule is already heavy, and she didn't want to delay this issue to consider it at the retreat. She moved that the committee recommend Council adoption of the resolution.

Councilor Gates asked the opinions of Councilors McFarland and Van Bergen, who were in attendance. Councilor McFarland said there's nothing wrong with considering this issue, but the problem is that others schedule around the Council and committees; a change at this time might be disruptive. She said she would prefer to take it up at the beginning of the year, but there is no reason the Council can't take it up if it chooses.

Councilor Van Bergen said he would prefer all meetings begin at 5:30 rather than 4:00 or 4:30. He prefers an early afternoon or early evening schedule over a late afternoon schedule because late afternoons disrupt both the afternoon and evening. He added that this issue should be decided with the election of the Presiding Officer in January.

Councilor Hansen said the Council could vote on this anytime, but the issue was determining the effective date. At Councilor Gates' request, she moved an amendment to have the effective date be January 1, 1994. Mr. Short pointed out that a January effective date would effectively become moot because the Council will adopt an organizing resolution in January that would supersede this resolution. The amendment failed on a 0-4 vote.

The committee then voted on the main motion. Councilor Gates explained his "no" vote, saying he thinks this ought to be done in concert with other items later. He would support a change in meeting times with a January effective date.

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ESTABLISHING) RESOLUTION NO. 93-1836A
MEETING TIMES FOR THE COUNCIL)
AND COUNCIL STANDING COMMITTEES) Introduced by Governmental
) Affairs Committee

WHEREAS, The Metro Council adopted Resolution No. 93-1741 on January 4, 1993, which established a schedule for Council and Council standing committee meetings; and

WHEREAS, Resolution No. 93-1741 provides that Council and standing committee meetings will begin at 4:00 p.m., and further provides that the Council shall review its meeting schedule to consider advice and recommendation from the Metro Committee for Citizen Involvement (MCCI) after MCCI has considered the issue of meeting times; and

WHEREAS, MCCI surveyed community groups in the region, which indicated a preference for Metro Council and standing committee meetings to begin at 5:30 or 6:30 p.m., rather than at 4:00 p.m.; now, therefore,

BE IT RESOLVED,

1. That the meeting schedule for Metro Council and Council standing committees be set as described in Exhibit A attached hereto, replacing Exhibit D of Resolution No. 93-1741.
2. That items of significant public interest, as determined by the Presiding Officer or Committee Chair, shall be scheduled on the Council or Committee agenda at least 30 minutes after the start of the Council or Committee meeting.
3. That the meeting schedule contained in this Resolution become effective beginning October 1, 1993.

ADOPTED by the Metro Council this _____ day of _____, 1993.

Judy Wyers, Presiding Officer

EXHIBIT A

COUNCIL AND COMMITTEE MEETINGS

The Metro Council meetings shall be regularly scheduled as outlined below except when the Presiding Officer finds a need to: 1) Convene special meetings; 2) Change meeting dates or times to respond to special scheduling needs, such as during holiday periods; or 3) Cancel a meeting due to a lack of quorum or agenda items or other precipitating events.

Metro Council - Shall meet the second and fourth Thursdays of each month beginning at 5:30 p.m.*

The Metro Council standing committee meetings shall be regularly scheduled as outlined below except when the Committee Chair finds a need to: 1) Convene special meetings; 2) Change meeting dates or times to respond to special scheduling needs, such as during holiday periods; or 3) Cancel a meeting due to a lack of quorum or agenda items or other precipitating events. ~~Items of significant public interest, as determined by the Committee Chair, shall be scheduled on the Committee agenda to begin at 5:00.~~

Finance Committee - Shall meet the second and fourth Wednesdays of each month beginning at 4:30 p.m.*

Governmental Affairs Committee - Shall meet the first and third Thursdays of each month beginning at 4:30 p.m.*

Planning Committee - Shall meet the second and fourth Tuesdays of each month beginning at 4:30 p.m.*

Regional Facilities Committee - Shall meet the first and third Wednesdays of each month beginning at 4:30 p.m.*

Solid Waste Committee - Shall meet the first and third Tuesdays of each month beginning at 4:30 p.m.*

* Meeting call to order times subject to change at the discretion of the Committee Chair or the Presiding Officer.

Meeting Date: September 9, 1993
Agenda Item No. 8.7

RESOLUTION NO. 93-1839

FINANCE COMMITTEE REPORT

RESOLUTION NO. 93-1839 ESTABLISHING A SCHEDULE FOR COUNCIL
CONSIDERATION OF THE FY 1994-95 PROPOSED BUDGET

Date: August 30, 1993

Presented By: Councilor Devlin

COMMITTEE RECOMMENDATION: At its August 25, 1993 meeting the Committee voted unanimously to file the resolution with the Council Clerk for inclusion in the next Council agenda and recommend Council adoption of Resolution No. 93-1839. All Committee members were present and voting.

COMMITTEE DISCUSSION/ISSUES: Don Carlson, Council Administrator, presented the Staff Report. He stated the agenda packet contained a memo from Mr. Short explaining a draft Resolution No. 93-1839 for Committee consideration (see Attachment 1 to this report). The draft resolution proposed to do two things: 1) set the general schedule for receipt and consideration of the Proposed Budget; and 2) establish the general process for Council consideration of the Proposed Budget. In regard to the schedule, the major decision is the time the Proposed Budget is to be submitted to the Council by the Executive Officer. In regard to the process the major decisions are a) the makeup and size of the Budget Committee and b) the number of phases to the budget deliberation process. Mr. Carlson pointed out that the description of the process in Exhibit B of the draft resolution does not affect the size and makeup of the Budget Committee. The description does mirror the basic process used during the deliberations on the FY 1993-94 Proposed Budget.

Jennifer Sims, Finance Director, presented information from the Administration's perspective regarding the FY 1994-95 budget process (see Attachment 2 to this report). Ms. Sims presented three alternatives for Committee consideration and recommended Alternative 1 which provides for the Proposed Budget to be submitted to the Council in early March 1994 and describes a two phase process for Council consideration.

Don MacGillivray, Metro CCI member, appeared and presented comments regarding the Metro's budget process for the FY 1993-94 Budget (see Attachment 3 to this report). He had the assignment to monitor the Council's deliberations on the Proposed Budget starting in March of 1993. He suggested that Metro create "citizen budget advisory committees" much like those used by the City of Portland to assist the Executive Officer in the preparation of the Proposed Budget.

The Committee determined that the most critical part of the draft resolution is the date of submittal to the Council. The issue of process to be followed can be determined at a later time. Councilor Van Bergen expressed the opinion that the submittal date should be in early March 1994 (as it was this past year) so the Executive Officer and staff have sufficient time to present a quality document to the Council. Councilor Kvistad suggested the

resolution contain language requiring the submittal of the Proposed Budget in early February 1994 giving the Council additional time to understand and deliberate on the Budget.

Councilor Devlin moved that the draft resolution be amended to insert February 17, 1993 as the submittal date for the FY 1994-95 Proposed Budget and delete the parts of the draft resolution (including Exhibit B) dealing with the budget process. The motion passed 3 to 2 with Councilors Kvistad and Van Bergen voting no. The main motion to file the resolution and recommend Council adoption passed unanimously with both Councilors Kvistad and Van Bergen expressing serious reservations about the date of submittal.



METRO

ATTACHMENT 1

(Fin. Comm.Rpt/Res.93-1839)

DATE: August 19, 1993
TO: Council Finance Committee
FROM: Casey Short, ^{CS}Council Analyst
RE: Draft Resolution No. 93-1839

Your August 25 Finance Committee agenda includes a draft resolution which would establish a schedule and process for consideration of the 1994-95 Proposed Budget. The committee directed staff to prepare this draft resolution at your last meeting.

For the most part, Draft Resolution No. 93-1839 would continue the budget process as it has previously occurred, with a couple of exceptions. First, the date for Executive Officer submittal of the Proposed Budget to the Council is not finalized. Pursuant to the committee's direction, the Resolution's Exhibit A lists both February 1 and March 1 as the submittal date; the committee wanted to discuss the date at its next meeting, and include the perspective of Finance & Management Information Department staff.

The second change from prior years is in the composition of the Budget Committee. The issue of Budget Committee composition for the 1994-95 budget process is one the Council still has to determine, so #1 in Exhibit B states that this issue will be resolved by the Council no later than its first meeting in January, 1994.

There are a couple of other minor changes. Because the issue of Budget Committee composition has not been resolved, there is less reference to standing committee input into the budget: if the Budget Committee is to be a committee of the whole, there is little reason for the standing committees to give much consideration to the proposed budget because all standing committee members will also be on the Budget Committee. Finally, #4 in Exhibit B requires that any proposed amendment to the Budget Committee's recommendations be prepared in writing, and submitted at least two days prior to Council consideration of the Budget Committee's recommended budget. This item also calls for the Presiding Officer to approve the general format for such amendments. In including this item, I attempted to continue the policy in place for consideration of the 1993-94 budget.

DRAFT FY 1994-95 BUDGET PREPARATION PLAN

Alternative 1 Present budget at 1st Council Meeting in March, Forward budget to staff 7 days prior, Two phase Council consideration process	Alternative 2 Present budget at 1st Council Meeting in March, Forward budget to staff 7 days prior, Three phase Council consideration process	Alternative 3 Present budget at 1st Council Meeting in February, Forward budget to staff 7 days prior, Three phase Council consideration process
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ADMINISTRATIVE PREPARATION PROCESS

Issue FY 1994-95 Budget Manual and Documentation Includes research and analysis of budget assumptions (COLA, excise tax rate, indirect rate, fringe rates, support transfer assumptions, etc.); consolidation of FY 1992-93 audited actual expenditures by position and line item (usually not available in final form till November or December); provide training sessions	By October 15	By October 15	By September 15
Departmental preparation of budget materials including all justification forms, personnel requests, contracts lists, etc.	Mid-October to December, 23	Mid-October to December, 23	Mid-September to November 19
Departmental budgets due to Financial Planning	December 23	December 23	November 19
Christmas and New Year's Holiday. Minimal work week due to holidays and personal commitments.	Dec. 24 - Dec. 31	Dec. 24 - Dec. 31	_____
Financial Planning Review <ul style="list-style-type: none"> • Review all requests for accuracy, adherence to directives, policies and procedures • Identify major changes, issues or concerns • Meet with departments to review and clarify budget requests • Prepare initial cost allocation plan • Prepare initial excise tax needs analysis • Personnel Office reviews all new position and reclass requests • Information Services reviews all data processing requests • Prepare written analysis of budget requests for Executive Officer review 	January 3 - 21	January 3 - 21	Nov. 22 - Dec. 10 and Dec. 20 - 23
Christmas and New Year's Holiday. Minimal work week due to holidays and personal commitments.	_____	_____	Dec. 24 - Dec. 31
Executive Officer Review and Direction <ul style="list-style-type: none"> • Financial Planning staff brief Executive Officer on budget requests • Executive Officer meeting with each department on budget requests • Provides direction where changes are required • Meets with Financial Planning staff to develop final budget recommendations 	Jan. 24 - Feb. 4	Jan. 24 - Feb. 4	Dec. 13 - 17 and Jan. 3 - 7
Financial Planning and Departments prepare final revisions to budget <ul style="list-style-type: none"> • Revise all budgets to meet Executive Officer directions and to balance budget • Prepare final cost allocation plan, revise budgets as needed and re-balance • Prepare final proposed indirect cost rate and excise tax rate, revise budgets 	Feb. 7 - 9	Feb. 7 - 9	Jan. 10 - 12
Document Production <ul style="list-style-type: none"> • Budget document production and mock-up • Budget document printing and binding • Notebook printing and production 	Feb. 10 - 25 Feb. 28 - March 3 March 2 - 3	Feb. 10 - 25 Feb. 28 - March 3 March 2 - 3	Jan. 13 - 28 Jan. 31 - Feb. 3 Feb. 2 - 3

DRAFT FY 1994-95 BUDGET PREPARATION PLAN

Alternative 1 Present budget at 1st Council Meeting in March, Forward budget to staff 7 days prior, Two phase Council consideration process	Alternative 2 Present budget at 1st Council Meeting in March, Forward budget to staff 7 days prior, Three phase Council consideration process	Alternative 3 Present budget at 1st Council Meeting in February, Forward budget to staff 7 days prior, Three phase Council consideration process
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Forward Budget Document to Council Staff (see note below, ORS 294.401)
Present document and budget message to Council at formal Council Meeting
(see note below, ORS 294.401)

March 3	March 3	Feb. 3
March 10	March 10	Feb. 10

COUNCIL CONSIDERATION PROCESS

Council Staff Review	March 4 - 18	March 4 - 11	February 4 - 11
Council workshop on Budget	March 12	March 12	February 12
Budget Committee deliberations. (alternative 1 assumes committee of the whole)	March 21 - April 27	March 14 - April 21	February 14 - April 21
Budget Committee recommendations forwarded to Metro Council	not needed	April 28	April 28
Council consideration and approval of FY 1994-95 Budget	May 3 *	May 3 *	May 3 *
Filing of FY 1994-95 approved budget with Tax Supervising and Conservation Commission	May 13	May 13	May 13
TSCC public hearing on Approved Budget	June 6 - 17	June 6 - 17	June 6 - 17
Council adoption of FY 1994-95 budget	June 23, 1994	June 23, 1994	June 23, 1994

* Special Council Meeting

NOTE: Oregon Budget Law requires the Proposed budget and budget message to be presented to the Budget Committee at an official meeting with public notice of meeting at least 8 to 14 days in advance of the meeting. By law the full Council is Metro's Budget Committee. In addition, Oregon Budget Law states that the budget may be released no more than seven days prior to the official meeting at which the budget is presented, and no deliberations of the budget may take place between the time of release and the time of presentation. ORS 294.401

DISCUSSION OF DRAFT FY 1994-95 BUDGET PREPARATION PLAN ALTERNATIVES

Alternative 1

- *Releases budget manual by mid-October.*
- *Presents budget message and document to Council by first Council meeting in March.*

Oregon Budget Law requires the budget message to be presented to the Budget Committee at a meeting for which public notice is made 8 to 14 days in advance of the meeting. By law the full Council is Metro's Budget Committee.

The Tax Study Committee poses a conflict with this schedule. The requirements of the Committee are considerably more than anyone anticipated. The report is not due to the Council until November 15, with Council consideration of the options in December and possibly January. Whatever the time frame of the budget schedule, analysis needed for the Tax Study Committee's report will conflict with some aspect of the budget preparation process.

- *Releases budget to Council staff seven days in advance of presentation to Council*

By law the budget may be released to members of the Budget Committee no more than seven days prior to the official meeting at which the budget message is presented. No deliberations of the budget may take place between the time of release and the time of presentation to the Budget Committee.

- *Proposes a two phase Council consideration process*
- *Assumes a Budget Committee of the whole Council*
- *Provides two full weeks for Council staff review and analysis prior to first meeting of Budget Committee deliberations*
- *Allows 5 ½ weeks for Budget Committee deliberations*

This schedule proposes an alternative to the three phase Council consideration process. This alternative eliminate the Phase 1 departmental presentations and divides the time formerly used for this phase between the Council-staff for review and analysis at the beginning of the process, the Budget Committee for deliberations and the Financial Planning division for preparation of Approved Budget document.

The proposal provides additional time to the Council Staff for analysis of the proposed budget prior to any Council deliberations. The additional time is to allow Council analysts to identify and outline the major issues of the budget requests prior to deliberations of the budget committee and to have their reports available to both the Council and Department staff prior to the budget committee meetings. The issues identified in the Council analysts' report would become the framework for the dialogue between the budget committee and the departments during the first group of meetings.

The proposal assumes a Budget Committee of the whole Council. This approach eliminates the need for an additional week between the time of release of the committee recommendations to the full Council and the meeting date for approval. A Committee of the whole avoids the duplication of presentations to the standing committees and allows for input and discussion by all parties.

- *Approves budget at a special Council meeting held on the first Tuesday in May*

The production of the approved budget document requires the complete revision of all graphs, charts, narratives, appendices, and budget spreadsheets as well as printing and binding. Printing and binding of the document requires a minimum of three days to complete. A minimum of ten days is desired to complete this process. This schedule approves the budget at a special Council meeting held on Tuesday, May 3, 1994, allowing eight days to produce the budget document.

Alternative 2

- *Releases budget manual by mid-October.*
- *Presents budget message and document to Council by first Council meeting in March.*

Oregon Budget Law requires the budget message to be presented to the Budget Committee at a meeting for which public notice is made 8 to 14 days in advance of the meeting. By law the full Council is Metro's Budget Committee.

The Tax Study Committee poses a conflict with this schedule. The requirements of the Committee are considerably more than anyone anticipated. The report is not due to the Council until November 15, with Council consideration of the options in December and possibly January. Whatever the time frame of the budget schedule, analysis needed for the Tax Study Committee's report will conflict with some aspect of the budget preparation process.

- *Releases budget to Council staff seven days in advance of presentation to Council*

By law the budget may be released to members of the Budget Committee no more than seven days prior to the official meeting at which the budget message is presented. No deliberations of the budget may take place between the time of release and the time of presentation to the Budget Committee.

- *Assumes the three phase Council consideration process used in previous years*
- *Assumes the Finance Committee is the Budget Advisory Committee*

- *Provides one week for Council staff review and analysis prior to first meeting of Budget Committee deliberations*
- *Allows 5 ½ weeks for Budget Committee deliberations*

This schedule assumes the same Council consideration process as used in previous years.

- *Provides 5 days for production of the Budget Committee recommendations report and one week between release of report and full Council approval.*

Production of the Budget Committee recommendations report requires at least five days for revision of all budgets, cost allocation plan and schedule of appropriations as well as narrative explanation of changes. If the Budget Committee is a subset of the Council, time must be allowed the other Council members to review the actions of the Budget Committee prior to the meeting date for approval of the budget.

- *Approves budget at a special Council meeting held on the first Tuesday in May*

The production of the approved budget document requires the complete revision of all graphs, charts, narratives, appendices, and budget spreadsheets as well as printing and binding. Printing and binding of the document requires a minimum of three days to complete. A minimum of ten days is desired to complete this process. This schedule approves the budget at a special Council meeting held on Tuesday, May 3, 1994, allowing eight days to produce the budget document.

Alternative 3

- *Releases budget manual by mid-September.*
- *Presents budget message and document to Council by first Council meeting in February.*

Oregon Budget Law requires the budget message to be presented to the Budget Committee at a meeting for which public notice is made 8 to 14 days in advance of the meeting. By law the full Council is Metro's Budget Committee.

There are several conflicts with meeting this schedule. The Tax Study Committee's report is not due to the Council till November 15, 1993. It is assumed the Council will require the analysis of various alternatives during its deliberations on the content of the report. If this schedule is approved the Financial Planning division's staff will be in the process of reviewing and analyzing department budget requests at the same time the Council would require assistance in analyzing the tax study committee's report. In addition, since department requests would be due at the same time the Tax Study

Committee's report is due to Council and prior to Council deliberations on the report, it would be impossible for the departments to include approved recommendations of the report in their budget requests.

The Financial Planning division is also in the process of implementing a new credit policy. The implementation process is very time consuming, requiring extensive public contact. Full implementation will probably not be completed until mid-November. The person responsible for the implementation of the credit policy is also integral to the budget preparation process. The months prior to the submittal of department requests to the Financial Planning division require extensive work by the Financial Planning staff in support of the departments, answering questions; preparing the budget manual; preparing and analyzing fund balance projections, interfund transfers, revenue trends, etc. The time is also used to provide training sessions and prepare format of budget spreadsheet disks including the consolidation of the FY 1992-93 audited actual expenditures by position and line item. The audited actual expenditures for FY 1992-93 will not be available until November, after departments have submitted their budgets.

Finally, the schedule provides no flexibility for unanticipated operational events such as resignation or illness of staff, down time of computers, loss of equipment due to theft, etc. In addition, two members of the division have approved scheduled vacations during the month of September, precluding the ability to release the budget manual by September 15.

- *Releases budget to Council staff seven days in advance of presentation to Council*

By law the budget may be released to members of the Budget Committee no more than seven days prior to the official meeting at which the budget message is presented. No deliberations of the budget may take place between the time of release and the time of presentation to the Budget Committee.

- *Assumes the three phase Council consideration process used in previous years*
- *Assumes the Finance Committee is the Budget Advisory Committee*
- *Provides one week for Council staff review and analysis prior to first meeting of Budget Committee deliberations*
- *Allows 9 ½ weeks for Budget Committee deliberations*

This schedule assumes the same Council consideration process as used in previous years.

- *Provides 5 days for production of the Budget Committee recommendations report and one week between release of report and full Council approval.*

Production of the Budget Committee recommendations report requires at least five days for revision of all budgets, cost allocation plan and schedule of appropriations as well as narrative explanation of changes. If the Budget Committee is a subset of the Council, time must be allowed the other Council members to review the actions of the Budget Committee prior to the meeting date for approval of the budget.

- *Approves budget at a special Council meeting held on the first Tuesday in May*

The production of the approved budget document requires the complete revision of all graphs, charts, narratives, appendices, and budget spreadsheets as well as printing and binding. Printing and binding of the document requires a minimum of three days to complete. A minimum of ten days is desired to complete this process. This schedule approves the budget at a special Council meeting held on Tuesday, May 3, 1994, allowing eight days to produce the budget document.

Date: May 21, 1993

To: Metro CCI; c/o Gail Cerveny, Chair
From: Don MacGillivray & Glory Yankauskas
JRM/vv

Subject: Budget process report

Our efforts to follow the Metro budget process were not as extensive as is needed to provide a complete report. However, there were only two of us trying to follow a very extensive budget process.

Our committee was formed just as the Metro Executive published the recommended budget document. Citizen input should begin as the process starts of this document. However, the budget staff are to be commented for a very readable and well organized budget document.

The Council review of the budget started with a six hour Saturday retreat which one of us was able to attend. Then there were three separate phases to the budget process. The budget is divided into five individual categories. We were able to follow a couple of these categories through the three phase process.

Each phase was organized like an on-going public meeting. Often it did not start on time due to other business and usually the committee was not able to keep to the times on the agenda. At the next meeting the committee started where they left off at the last meeting rather than beginning where the agenda indicated. This makes it difficult for citizens wishing to testify on a specific item. In general these meetings consisted of the Metro Budget committee and other councilors questioning the key staff regarding their departments. Few citizens testified at these sessions and those that did usually were on some related Metro committee.

The Council wanted to make several changes in the proposed budget and began making preliminary decisions in the last round of budget process. The fact that changes were made opened up the process to greater public review. Several of these issues were covered by the Oregonian and public opinion (usually by letter or phone) did make a difference.

The final Council meeting on May 6th lasted several hours and at this time about fifteen changes or notes were made to the budget. Again few citizens addressed the council however there was ample opportunity for testimony.

In general the process is a good one. We do of course have some suggestions:

1) to do this task properly, and it should be done again next year, it will take four to six people beginning in the fourth quarter of 1993 if not before,

2) we should find out the budget responsibilities of each of the Metro committees,

3) each major budget subdivision deserves a budget committee composed primarily of citizens, if none currently exists,

4) the advice of the citizen budget committees should be used to develop the Executives budget,

5) each budget committee should make a report to the Council during the Budget hearings,

6) several public budget meetings should be held in different parts of the region for the convenience of the general public,

7) the entire Metro Council should take the place of the Budget committee,

8) the three phase budget process should be shortened by about one half,

9) better publicity, media coverage, information should occur before and during the budget process.

The budget process is key to understanding and influencing the actions of Metro. Working with those that are involved with this process should be a major focus of the Metro CCI. We strongly recommend that actions be taken as soon as possible to insure that this occurs next later this year if not sooner.

EXHIBIT C

BUDGET COMMITTEE SCHEDULE FOR
CONSIDERATION OF FY 1993-94 PROPOSED BUDGET

<u>DATE</u>	<u>DAY</u>	<u>TIME</u>	<u>AGENDA</u>
March 4	Thurs.	5:00 p.m.	Executive Officer delivers FY 93-94 Proposed Budget and Supporting Materials to Council Office.
March 11	Thurs.	4:00 p.m.	Executive Officer submits FY 1993-94 Proposed Budget to the Council
March 13	Sat.	9:00 a.m.	Council holds work shop to receive a budget overview from Council staff.
PHASE I			
March 16	Tues.	5:30 p.m.	Solid Waste Department - Phase I presentations (Solid Waste Committee invited to sit with Budget Committee for presentations after regular Solid Waste Committee meeting)
March 18	Thurs.	1:30 p.m.	General Fund Departments and Support Services Fund Departments - Phase I presentations (Governmental Affairs Committee members invited to sit with Budget Committee for presentations)
March 23	Tues.	5:30 p.m.	Planning Department - Phase I presentations (Planning Committee invited to sit with Budget Committee for presentations after regular Planning Committee meeting)
March 24	Wed.	5:30 p.m.	Zoo Department and Metro ER Commission - Phase I presentations (Regional Facilities Committee members invited to sit with Budget Committee for presentations)

(Continued)

EXHIBIT C
 Budget Committee Schedule
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PHASE II

March 30	Tues.	5:30 p.m.	Solid Waste Department - Phase II
March 31	Wed.	5:30 p.m.	Planning Department - Phase II
April 1	Thurs.	1:30 p.m.	General Fund and Support Service Fund Departments - Phase II
April 6	Tues.	5:30 p.m.	Zoo Department and Metro ER Commission - Phase II

PHASE III

April 13	Tues.	5:30 p.m.	Budget Committee Develops Final Recommendations (Focus of meeting determined per Phase I & II outcome.)
April 14	Wed.	5:30 p.m.	Budget Committee Develops Final Recommendations - Phase III (Focus of meeting determined per Phase I & II outcome).
April 20	Tues.	5:30 p.m.	Budget Committee Develops Final Recommendations - Phase III (Focus of meeting determined per Phase I & II outcome)

BUDGET COMMITTEE REPORT AND COUNCIL ACTION

April 29	Thurs.	4:00 p.m.	Budget Committee report and recommendations sent to Council.
May 6	Thurs.	5:30 p.m.	Special Council meeting to consider Budget Committee recommendations and approve FY 93-94 Budget for submittal to the TSCC by May 15, 1993.



METRO

DATE: August 19, 1993
TO: Council Finance Committee
FROM: Casey Short,^{CS} Council Analyst
RE: Draft Resolution No. 93-1839

Your August 25 Finance Committee agenda includes a draft resolution which would establish a schedule and process for consideration of the 1994-95 Proposed Budget. The committee directed staff to prepare this draft resolution at your last meeting.

For the most part, Draft Resolution No. 93-1839 would continue the budget process as it has previously occurred, with a couple of exceptions. First, the date for Executive Officer submittal of the Proposed Budget to the Council is not finalized. Pursuant to the committee's direction, the Resolution's Exhibit A lists both February 1 and March 1 as the submittal date; the committee wanted to discuss the date at its next meeting, and include the perspective of Finance & Management Information Department staff.

The second change from prior years is in the composition of the Budget Committee. The issue of Budget Committee composition for the 1994-95 budget process is one the Council still has to determine, so #1 in Exhibit B states that this issue will be resolved by the Council no later than its first meeting in January, 1994.

There are a couple of other minor changes. Because the issue of Budget Committee composition has not been resolved, there is less reference to standing committee input into the budget: if the Budget Committee is to be a committee of the whole, there is little reason for the standing committees to give much consideration to the proposed budget because all standing committee members will also be on the Budget Committee. Finally, #4 in Exhibit B requires that any proposed amendment to the Budget Committee's recommendations be prepared in writing, and submitted at least two days prior to Council consideration of the Budget Committee's recommended budget. This item also calls for the Presiding Officer to approve the general format for such amendments. In including this item, I attempted to continue the policy in place for consideration of the 1993-94 budget.

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ESTABLISHING)	RESOLUTION NO. 93-1839
A SCHEDULE FOR COUNCIL CONSIDER-)	
ATION OF THE FY 1994-95 PROPOSED)	INTRODUCED BY THE
BUDGET)	FINANCE COMMITTEE

WHEREAS, It is necessary to establish a schedule for Council consideration of the FY 1994-95 Proposed Budget, in order to facilitate adequate financial planning; and

WHEREAS, The Finance Committee has reviewed the schedule and process used by the Metro Council for adoption of the FY 1993-94 Budget; now, therefore,

BE IT RESOLVED,

That the Metro Council approves the schedule for Council receipt and consideration of the FY 1994-95 Proposed Budget as shown on Exhibit A, attached hereto.

ADOPTED by the Metro Council this _____ day of _____, 1993.

Judy Wyers, Presiding Officer

EXHIBIT A

GENERAL SCHEDULE FOR COUNCIL CONSIDERATION
OF FY 1994-95 PROPOSED BUDGET

<u>DATE</u>	<u>EVENT</u>
February 17, 1994	Executive Officer submits FY 1994-95 Proposed Budget and Supporting Materials to Council
February 26 - April 26, 1994	Budget Committee deliberations on FY 1994-95 Proposed Budget
April 28, 1994	Budget Committee recommendations released to Metro Council
May 5, 1994	Council consideration and approval of FY 1994-95 Budget (Special Council Meeting)
May 13, 1994	Filing of FY 1994-95 Approved Budget with Tax Supervising and Conservation Commission
June 23, 1994	Council adoption of FY 1994-95 Budget

Meeting Date: September 9, 1993
Agenda Item No. 8.8

RESOLUTION NO. 93-1835

FINANCE COMMITTEE REPORT

RESOLUTION NO. 93-1835 REQUESTING THE CONTRACT REVIEW BOARD TO EXEMPT SEVERAL COMPUTER SYSTEM CONTRACTS FROM COMPETITIVE BIDDING REQUIREMENTS AND AUTHORIZING THE EXECUTION THE CONTRACTS

Date: August 30, 1993

Presented By: Councilor Kvistad

COMMITTEE RECOMMENDATION: At its August 25, 1993 meeting the Committee voted unanimously to recommend Council adoption of Resolution No. 93-1835. All Committee members were present and voting.

COMMITTEE DISCUSSION/ISSUES: Ann Clem, Information Services Division Manager, presented the Staff Report. She pointed out that the Metro Code allows the Contract Review Board, under certain circumstances, to exempt specific contracts from the requirements of competitive bidding. The contracts under consideration meet these circumstances because they deal with the vendors who have supplied the hardware and software for the Metro financial management system. The contract for the financial system software is necessary from the current vendor (SCT) because of its proprietary nature. Unisys is the hardware and operating system vendor for the financial management system. Contract addendum are proposed for system maintenance: tape drive lease; mainframe disk drive; and mainframe operating system license renewal.

In response to a question from Council Staff, Ms. Clem indicated that the contract extensions are for a limited period (one year or month to month) because of the current effort to possibly replace the financial management system with new hardware and software.

BEFORE THE METRO CONTRACT REVIEW BOARD

FOR THE PURPOSE OF EXEMPTING THE) RESOLUTION NO. 93-1835
SCT FINANCIAL SOFTWARE SYSTEM)
MAINTENANCE CONTRACT AND FOUR) Introduced by Rena Cusma,
UNISYS CONTRACTS FROM COMPETITIVE) Executive Officer
BID, AND AUTHORIZING EXECUTION)
OF THE REQUIRED CONTRACT)
DOCUMENTATION ON ALL FIVE)
CONTRACTS.)

WHEREAS, Metro seeks to renew the proprietary financial software system maintenance agreement through SCT; and

WHEREAS, Metro seeks to replace the existing Unisys maintenance contract with the new maintenance contract which combines hardware and software maintenance support on one contract; and

WHEREAS, Metro seeks to replace the existing five year old generation tape drives with a new, more reliable table top tape drive model at no additional expense. The older tape drives cause an excessive energy load on the Uninterrupted Power System; and

WHEREAS, Metro seeks to replace the five year old disk drive with newer, more reliable disk drive which has double the amount of storage space; and

WHEREAS, Metro seeks to renew the five year Unisys operating system license with a month-to-month license agreement. The license renewal is essential to the operation of the Unisys computer and the financial system software; now, therefore,

BE IT RESOLVED,

That the Metro Contract Review Board pursuant to Metro Code Section 2.04.041(c) hereby declares that due to the market realities outlined above, these transactions should be and

are hereby exempt from competitive bidding and the Executive Officer is authorized to execute the appropriate contract documentation to accomplish the changes outlined.

ADOPTED by the Contract Metro Review Board this _____ day
of _____, 1993.

Judy Wyers, Presiding Officer

AC:mb
c:\clc00306.res

CHANGE ORDER SUMMARY

CHANGE ORDER NO: 2 INITIATION DATE: 7-19-93
 CONTRACT NO: 900679 PROJECT: Replace Existing Hardware
 CONTRACTOR: Unisys Maintenance Agreement on VENDOR # _____
Computer
 PROPOSED BY: ISD / FME
 PROJECT MANAGER/DEPARTMENT
Uncler

FINANCIAL IMPACT
 BUDGET CODE/TITLE: 610-041310-525640

Original Contract Sum: \$ 363,390.00

Net Change Orders to Date: \$ 12,000.00

Contract Sum Prior to this C/O: \$ 375,390.00

This Change Order Request: \$ Replacement of Current
Maintenance Agreement
 New Contract Sum, Post C/O: us ~~2022~~ N/A

Fiscal Year -- --
 Appropriation \$ 67,449

Contract, Paid to Date: \$ N/A

Est. Appropriation Remaining: \$ N/A

EFFECTIVE DATE(S): 7-1-93 6-30-94 automatic renewal

REVIEW & APPROVAL:

Uncler 7-19-93
 DIVISION MANAGER DATE FISCAL DATE

[Signature] 7-19-93
 DEPARTMENT DIRECTOR DATE BUDGET (MULTI-YEAR ONLY) DATE

 DIRECTOR REGIONAL FACILITIES DATE LEGAL DATE



Unisys SURETY Service Support Addendum Schedule

Agreement number

88030523

Bill to location Metropolitan Service District	Equipment location Same	Unisys SURETY Service Level (C) Comprehensive (P) BasicPlus (B) Basic (I) Intro Unisys SURETY Service Plan (1) Mainframe Systems (2) Micro Systems (3) Local Area Networks (4) Multi-vendor & Designated Unisys Hardware Products	
600 NE Grand Ave.			
Portland, OR 97232			
Administrator Audrey Lloyd	Telephone no. (503) 797-1700	Administrator	Telephone no.

Term (Check if more than 1 year)
 2 years 3 years Other (___ years) ___% Annual rate increase cap (3-year term or longer)

Billing period (Check one)
 Monthly Annual Other:

List Unisys Products Applicable to This Addendum

Level/Plan	Product style name and description (Include vendor name and model if multi-vendor product)	Quantity	Monthly unit charge	Total monthly charge
P1	A6-F SYS: A6-F SYSTEM PACKAGE	1	577.00	577.00
	A6-FCP PROC: A6-F PROCESSOR	1		
	T2712-ODT 12" ODT TERMINAL	1		
	T27-K5 KEYBD: T27	1		
	B25-LC PWR CORD: LINE CORD	1		
	A1000-MOD COM HW: MODEM - DOMESTIC	1		
P1	A124-36U MEM: 24 TO 36MB UPG KIT	1	112.00	112.00
	A1-36M MEM: 36MB INITIAL ORDER	1		
P1	X310-91E CTRL: SCSI DUAL INITIATOR	2	78.00	156.00
P1	B9493-D2 DISK: 560MB SCSI	1	36.00	36.00
	DSK760 DISK: 760MB FH S/E	1		
P1	M9616-20 DISK: M9710-2X/6X 1.3 GB	1	58.00	58.00
P1	M9618-20 DISK: M9710-2X/6X 674 MB	2	47.00	94.00
P1	2145-01 TAPE: FREESTANDING GCR	1	147.00	147.00
P1	X310-91 CTRL: SCSI EXTERNAL DLP	1	78.00	78.00
P1	A1-EC CABINET: EXPANSION	1	53.00	53.00
P1	B9493-125 125MB INBUILT DISK 5 1/4"	5	65.00	325.00
P1	X310-90 CTRL: SCSI DLP INTERNAL	2	78.00	156.00
P1	X246-97 CTRL: PRINTER/TAPE DLP 3	1	46.00	46.00
P1	9246-7T PRINTER: 650LPM TRLP I/F	1	110.00	110.00
	SPM 66116			

The products listed on this Schedule and any Schedule Continuation Sheet will be serviced in accordance with this Addendum. Customer acknowledges it has read and understands this Addendum and that the applicable Unisys SURETY Service Support Plan Supplement(s) for all products listed on this Schedule are attached to this Addendum.

Total and Grand total do not include any charge for additional services selected by the customer

Total	1948.00
Continuation Sheet(s) total	586.00
Grand total	2534.00

Agreed and Accepted

Unisys Corporation

(Signature) _____ (Date) _____

(Printed/typed name) _____

(Title) _____

Customer

(Signature) _____ (Date) _____

(Printed/typed name) _____

(Title) _____

Bill to location Metropolitan Service District	Equipment location Same	Unisys SURETY Service Level (C) Comprehensive (P) BasicPlus (B) Basic (I) Intro
600 NE Grand Ave.		Unisys SURETY Service Plan (1) Mainframe Systems (2) Micro Systems (3) Local Area Networks (4) Multi-vendor & Designated Unisys Hardware Products
Portland, OR 97232		
Administrator	Telephone no.	Administrator
		Telephone no.

List Unisys Products Applicable to This Addendum

Level/Plan	Product style name and description (Include vendor name and model if multi-vendor product)	Quantity	Monthly unit charge	Total monthly charge
P1	M9710-21 DISK: SCSI 1.3 GB X2 SP	1	78.00	78.00
P1	X378-30 CTRL: ENHANCED DATA COMM	1	51.00	51.00
P1	X310-91 CTRL: SCSI EXTERNAL DLP	1	78.00	78.00
B2	3137-69 PW2 500/12 DELUXE SYS	7	18.00	126.00
	P3137-55 PW/2 500 40MB SYS.	7		
	3137-01 PC/MICRO ITXE	7		
	F4773-00 DISK: IT DISKT 1.2MB EXP	7		
	F5148-00 DISK: PW2 40MB HARD DISK	7		
	F8406-06 CABLE: 30' SERIAL PVC-CL2	7		
B2	F4969-00 FURN: PC/UIT DESKSTAND	7	INC.	
B2	3618-00 DISPLAY: EGA MONITOR 120V	7	INC.	
B2	F5177-00 PW2 USA ENGLISH 101 K/B	7	INC.	
P1	A6-FS2 O/S: SYSTEM SW FAC.	1	41.00	41.00
P1	A6-MCM O/S: CORE MEDIA	1	N/C	N/C
P1	A6-DCS COM.SW: DATA COM	1	37.00	37.00
P1	A6-EQP ERGO QUERY PACKAGE	1	35.00	35.00
P1	A6-SDF SCREEN DESIGN FAC.	1	40.00	40.00
P1	A6-C74 CMPLR: COBOL ANSI 74	1	45.00	45.00
P1	A6-RMP COM SW: REMOTE PRINT SYS	1	55.00	55.00
P1	SNS12 SURENET-12 HOURS	1	INC.	
			Total does not include any charge for additional services selected by the customer	Page total 586.00

Bill to location Metropolitan Service District	Equipment location Same	Unisys SURETY Service Level (C) Comprehensive (P) BasicPlus (B) Basic (I) Intro
600 NE Grand Ave.		Unisys SURETY Service Plan (1) Mainframe Systems (2) Micro Systems (3) Local Area Networks (4) Multi-vendor & Designated Unisys Hardware Products
Portland, OR 97232		
Administrator	Telephone no.	Administrator
		Telephone no.

List Unisys Products Applicable to This Addendum

Level/Plan	Product style name and description (Include vendor name and model if multi-vendor product)	Quantity	Monthly unit charge	Total monthly charge
P1	M9710-21 DISK: SCSI 1.3 GB X2 SP	1	78.00	78.00
P1	X378-30 CTRL: ENHANCED DATA COMM	1	51.00	51.00
P1	X310-91 CTRL: SCSI EXTERNAL DLP	1	78.00	78.00
B2	3137-69 PW2 500/12 DELUXE SYS	7	18.00	126.00
	P3137-55 PW/2 500 40MB SYS.	7		
	3137-01 PC/MICRO ITXE	7		
	F4773-00 DISK: IT DISKT 1.2MB EXP	7		
	F5148-00 DISK: PW2 40MB HARD DISK	7		
	F8406-06 CABLE: 30' SERIAL PVC-CL2	7		
B2	F4969-00 FURN: PC/UIT DESKSTAND	7	INC.	
B2	3618-00 DISPLAY: EGA MONITOR 120V	7	INC.	
B2	F5177-00 PW2 USA ENGLISH 101 K/B	7	INC.	
P1	A6-FS2 O/S: SYSTEM SW FAC.	1	41.00	41.00
P1	A6-MCM O/S: CORE MEDIA	1	N/C	N/C
P1	A6-DCS COM SW: DATA COM	1	37.00	37.00
P1	A6-EQP ERGO QUERY PACKAGE	1	35.00	35.00
P1	A6-SDF SCREEN DESIGN FAC.	1	40.00	40.00
P1	A6-C74 CMPLR: COBOL ANSI 74	1	45.00	45.00
P1	A6-RMP COM SW: REMOTE PRINT SYS	1	55.00	55.00
P1	SNS12 SURENET-12 HOURS	1	INC.	

Total does not include any charge for additional services selected by the customer

 Page total **586.00**

Bill to location Metropolitan Service District	Equipment location Same	Unisys SURETY Service Level (C) Comprehensive (P) BasicPlus (B) Basic (I) Intro Unisys SURETY Service Plan (1) Mainframe Systems (2) Micro Systems (3) Local Area Networks (4) Multi-vendor & Designated Unisys Hardware Products
600 NE Grand Ave.		
Portland, OR 97232		
Administrator Audrey Lloyd	Telephone no. (503) 797-1700	Administrator Telephone no.

Term (Check if more than 1 year)
 2 years 3 years Other (___ years) _____ % Annual rate increase cap (3-year term or longer)

Billing period (Check one)
 Monthly Annual Other:

List Unisys Products Applicable to This Addendum

Level/Plan	Product style name and description (Include vendor name and model if multi-vendor product)	Quantity	Monthly unit charge	Total monthly charge
P1	A6-F SYS: A6-F SYSTEM PACKAGE	1	577.00	577.00
	A6-FCP PROC: A6-F PROCESSOR	1		
	T2712-ODT 12" ODT TERMINAL	1		
	T27-K5 KEYBD: T27	1		
	B25-IC PWR CORD: LINE CORD	1		
	A1000-MOD COM HW: MODEM - DOMESTIC	1		
P1	A124-36U MEM: 24 TO 36MB UPG KIT	1	112.00	112.00
	A1-36M MEM: 36MB INITIAL ORDER	1		
P1	X310-91E CTRL: SCSI DUAL INITIATOR	2	78.00	156.00
P1	B9493-D2 DISK: 560MB SCSI	1	36.00	36.00
	DSK760 DISK: 760MB FH S/E	1		
P1	M9616-20 DISK: M9710-2X/6X 1.3 GB	1	58.00	58.00
P1	M9618-20 DISK: M9710-2X/6X 674 MB	2	47.00	94.00
P1	2145-01 TAPE: FREESTANDING GCR	1	147.00	147.00
P1	X310-91 CTRL: SCSI EXTERNAL DLP	1	78.00	78.00
P1	A1-EC CABINET: EXPANSION	1	53.00	53.00
P1	B9493-125 125MB INBUILT DISK 54"	5	65.00	325.00
P1	X310-90 CTRL: SCSI DLP INTERNAL	2	78.00	156.00
P1	X246-97 CTRL: PRINTER/TAPE DLP 3	1	46.00	46.00
P1	9246-7T PRINTER: 650LPM TRLP I/F	1	110.00	110.00
	SPM 66116			

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Total and Grand total do not include any charge for additional services selected by the customer

Total	1948.00
Continuation Sheet(s) total	586.00
Grand total	2534.00

Agreed and Accepted

Unisys Corporation

Customer

(Signature) _____ (Date) _____

(Signature) _____ (Date) _____

(Printed/typed name) _____

(Printed/typed name) _____

(Title) _____

(Title) _____

Bill to location Metropolitan Service District		Equipment location Same		Unisys SURETY Service Level (C) Comprehensive (P) BasicPlus (B) Basic (I) Intro Unisys SURETY Service Plan (1) Mainframe Systems (2) Micro Systems (3) Local Area Networks (4) Multi-vendor & Designated Unisys Hardware Products
600 NE Grand Ave.				
Portland, OR 97232				
Administrator	Telephone no.	Administrator	Telephone no.	

List Unisys Products Applicable to This Addendum

Level/Plan	Product style name and description (Include vendor name and model if multi-vendor product)	Quantity	Monthly unit charge	Total monthly charge
P1	M9710-21 DISK: SCSI 1.3 GB X2 SP	1	78.00	78.00
P1	X378-30 CTRL: ENHANCED DATA COMM	1	51.00	51.00
P1	X310-91 CTRL: SCSI EXTERNAL DLP	1	78.00	78.00
B2	3137-69 PW2 500/12 DELUXE SYS	7	18.00	126.00
	P3137-55 PW/2 500 40MB SYS.	7		
	3137-01 PC/MICRO ITXE	7		
	F4773-00 DISK: IT DISKT 1.2MB EXP	7		
	F5148-00 DISK: PW2 40MB HARD DISK	7		
	F8406-06 CABLE: 30' SERIAL PVC-CL2	7		
B2	F4969-00 FURN: PC/UIT DESKSTAND	7	INC.	
B2	3618-00 DISPLAY: EGA MONITOR 120V	7	INC.	
B2	F5177-00 PW2 USA ENGLISH 101 K/B	7	INC.	
P1	A6-FS2 O/S: SYSTEM SW FAC.	1	41.00	41.00
P1	A6-MCM O/S: CORE MEDIA	1	N/C	N/C
P1	A6-DCS COM SW: DATA COM	1	37.00	37.00
P1	A6-EQP ERGO QUERY PACKAGE	1	35.00	35.00
P1	A6-SDF SCREEN DESIGN FAC.	1	40.00	40.00
P1	A6-C74 CMPLR: COBOL ANSI 74	1	45.00	45.00
P1	A6-RMP COM SW: REMOTE PRINT SYS	1	55.00	55.00
P1	SNS12 SURENET-12 HOURS	1	INC.	
			Total does not include any charge for additional services selected by the customer	Page total 586.00

CHANGE ORDER SUMMARY

CHANGE ORDER NO: 3 INITIATION DATE: 7-19-93

CONTRACT NO: 900679 PROJECT: Lease a tape drive over an 18 month period for mainframe computer

CONTRACTOR: Unisys VENDOR # _____

PROPOSED BY: ISD / FMT
PROJECT MANAGER/DEPARTMENT: Unisys

FINANCIAL IMPACT
BUDGET CODE/TITLE: 610-041310-525640

Original Contract Sum: \$ 363,390.00

Net Change Orders to Date: \$ 12,000.00

Contract Sum Prior to this C/O: \$ 375,390.00

This Change Order Request: (Over 18 mos.) \$ 27,318.06

New Contract Sum, Post C/O: \$ 402,708.06

Fiscal Year 93 94
Appropriation \$ 18,212.04 (12 mos.)

Contract, Paid to Date: \$ 319,904

Est. Appropriation Remaining: \$ 43,486

EFFECTIVE DATE(S): 7-1-93 - 12-31-93

REVIEW & APPROVAL:

Unisys 7-19-93
DIVISION MANAGER DATE FISCAL DATE

Unisys 7-19-93
DEPARTMENT DIRECTOR DATE BUDGET (MULTI-YEAR ONLY) DATE

DIRECTOR REGIONAL FACILITIES DATE LEGAL DATE

Lease Schedule

Equipment location

Metropolitan Service District

600 NE Grand Avenue

Portland, Oregon 97232

Agreement number

88030523

Item number	Style name	Description	Quantity	Initial term	Monthly unit charge	Total monthly charge
1.	2145-01	6250 BPI Tape	1	18mo.		1,517.67
2.	X310-91	SCSI External	1	18mo.		Inc.
3.	CBL131-10A	Tape Cable	1	18mo.		Inc.
<p>Upon receipt of the final lease payment by Unisys, all interest and title to equipment shall pass to customer.</p>						
Total						\$ 1,517.67
Total one-time installation charge for all Data Sets and Add-on Equipment						\$

Lease Schedule

Equipment location

Metropolitan Service District

600 NE Grand Avenue

Portland, Oregon 97232

Agreement number

88030523

Item number	Style name	Description	Quantity	Initial term	Monthly unit charge	Total monthly charge
1.	2145-01	6250 BPI Tape	1	18mo.		1,517.67
2.	X310-91	SCSI External	1	18mo.		Inc.
3.	CBL131-10A	Tape Cable	1	18mo.		Inc.
<p>Upon receipt of the final lease payment by Unisys, all interest and title to equipment shall pass to customer.</p>						
Total						\$ 1,517.67
<p>Total one-time installation charge for all Data Sets and Add-on Equipment</p>						\$

Lease Schedule

Equipment location

Metropolitan Service District

600 NE Grand Avenue

Portland, Oregon 97232

Agreement number

88030523

Item number	Style name	Description	Quantity	Initial term	Monthly unit charge	Total monthly charge
1.	2145-01	6250 BPI Tape	1	18mo.		1,517.67
2.	X310-91	SCSI External	1	18mo.		Inc.
3.	CBL131-10A	Tape Cable	1	18mo.		Inc.
<p>Upon receipt of the final lease payment by Unisys, all interest and title to equipment shall pass to customer.</p>						
Total						\$ 1,517.67
Total one-time installation charge for all Data Sets and Add-on Equipment						\$

CHANGE ORDER SUMMARY

CHANGE ORDER NO: 4 INITIATION DATE: 7-19-93
CONTRACT NO: 908679 PROJECT: Acquire 2 new disk drives
CONTRACTOR: Unays for Mainframe Computer VENDOR # _____
PROPOSED BY: ISD / FMI
PROJECT MANAGER/DEPARTMENT: Jim Clem (S)

FINANCIAL IMPACT
BUDGET CODE/TITLE: 610-041310-571500

Original Contract Sum: \$ 363,390.00
Net Change Orders to Date: \$ 39,318.06
Contract Sum Prior to this C/O: \$ 402,708.06
This Change Order Request: \$ 19,465.00
New Contract Sum, Post C/O: \$ 422,173.06
Fiscal Year 93-94
Appropriation \$ 19,465.00
Contract, Paid to Date: \$ 319,904
Est. Appropriation Remaining: \$ 43,486

EFFECTIVE DATE(S): 7-1-93

REVIEW & APPROVAL:

<u>Jim Clem</u>	<u>7-19-93</u>	_____	_____
DIVISION MANAGER	DATE	FISCAL	DATE
<u>Walter Annin</u>	<u>7-19-93</u>	_____	_____
DEPARTMENT DIRECTOR	DATE	BUDGET (MULTI-YEAR ONLY)	DATE
_____	_____	_____	_____
DIRECTOR REGIONAL FACILITIES	DATE	LEGAL	DATE



Supplemental Schedule A State and Local Government Equipment Sale

Agreement number

88030523

Equipment location

Metropolitan Service District

600 NE Grand Avenue

Portland, OR 97232

Item number	Style name	Description	Quantity	Unit purchase price	Customer Installable	Installation charge	Total purchase price
1.	M9710-RCK	Disk Rack	1	500	-	N/A	500*
2.	M9616-20	1.3GB Disk	1	20,437	-	N/A	20,437*
3.	M9618-20	674MB Disk Drive	2	12,409	N	390	24,818
* Items 1 & 2 are currently installed on a loan basis.							
						Total installation chg \$ 390	Total purchase price \$ 45,755

Less: down payment

\$

other

\$ <26,290>

Discount

Total net purchase price

\$ 19,465

This Supplemental Schedule is an amendment to the State and Local Government Consolidated Agreement, (see Agreement number above) and is governed by the terms and conditions of said Agreement, and will become effective when accepted by Unisys.

Agreed and Accepted

Unisys Corporation

Customer

Signature

Date

Signature

Date

Name (Printed)

Name (Printed)

Title

Title



Supplemental Schedule A State and Local Government Equipment Sale

Agreement number

88030523

Equipment location

Metropolitan Service District

600 NE Grand Avenue

Portland, OR 97232

Item number	Style name	Description	Quantity	Unit purchase price	Customer Installable	Installation charge	Total purchase price
1.	M9710-RCK	Disk Rack	1	500	-	N/A	500*
2.	M9616-20	1.3GB Disk	1	20,437	-	N/A	20,437*
3.	M9618-20	674MB Disk Drive	2	12,409	N	390	24,818
* Items 1 & 2 are currently installed on a loan basis.							
						Total installation chg	Total purchase price
						\$ 390	\$ 45,755

Less: down payment

\$

other

\$ <26,290>

Discount

Total net purchase price

\$ 19,465

This Supplemental Schedule is an amendment to the State and Local Government Consolidated Agreement, (see Agreement number above) and is governed by the terms and conditions of said Agreement, and will become effective when accepted by Unisys.

Accepted and Accepted

Unisys Corporation

Customer

Signature

Date

Signature

Date

Name (Printed)

Name (Printed)

Title



Supplemental Schedule A State and Local Government Equipment Sale

Agreement number

88030523

Equipment location

Metropolitan Service District

600 NE Grand Avenue

Portland, OR 97232

Item number	Style name	Description	Quantity	Unit purchase price	Customer Installable	Installation charge	Total purchase price
1.	M9710-RCK	Disk Rack	1	500	-	N/A	500*
2.	M9616-20	1.3GB Disk	1	20,437	-	N/A	20,437*
3.	M9618-20	674MB Disk Drive	2	12,409	N	390	24,818
<p>* Items 1 & 2 are currently installed on a loan basis.</p>							
						Total installation chg	Total purchase price
						\$ 390	\$ 45,755

Less: down payment

\$

other

\$ <26,290>

Discount

Total net purchase price

\$ 19,465

This Supplemental Schedule is an amendment to the State and Local Government Consolidated Agreement, (see Agreement number above) and is governed by the terms and conditions of said Agreement, and will become effective when accepted by Unisys.

Agreed and Accepted

Unisys Corporation

Customer

Signature

Date

Signature

Date

Name (Printed)

Name (Printed)

Title

Title

CHANGE ORDER SUMMARY

CHANGE ORDER NO: 5 INITIATION DATE: 8-11-93
CONTRACT NO: 900679 PROJECT: Review the System Software License for the Mainframe Computer
CONTRACTOR: Unisys VENDOR # _____
PROPOSED BY: ASD/AMI - Chris Allen
PROJECT MANAGER/DEPARTMENT _____

FINANCIAL IMPACT

BUDGET CODE/TITLE: 610-041310-525640

Original Contract Sum: \$ 363,390.00 Purchase
Net Change Orders to Date: \$ 58,783.06 Combined Purchase/Maint.
Contract Sum Prior to this C/O: Combined Purchase/Maintenance ~~20,004~~ 422,173.06
This Change Order Request: \$ 20,004 (~~License~~)
New Contract Sum, Post C/O: \$ 442,177.06

Fiscal Year -
Appropriation \$ _____

Contract, Paid to Date: \$ N/A

Est. Appropriation Remaining: \$ _____

EFFECTIVE DATE(S): Month-to-month

REVIEW & APPROVAL:

<u>Chris Allen</u>	<u>8-11-93</u>	_____	_____
DIVISION MANAGER	DATE	FISCAL	DATE
_____	_____	_____	_____
DEPARTMENT DIRECTOR	DATE	BUDGET (MULTI-YEAR ONLY)	DATE
_____	_____	_____	_____
DIRECTOR REGIONAL FACILITIES	DATE	LEGAL	DATE
_____	_____	_____	_____



Supplemental Schedule C State and Local Government Software Licenses and Support Services

Agreement number

88030523

Equipment location

Metropolitan Service District

600 N.E. Grand Ave.
Portland, OR 97232

Item number	Style name	Description	Quantity	Warranty	License plan	Software Support Plan	License Charge MLC	Other	Software Support charge
1.	A6-FS2	Sys S/W Facility	1	W	MLC	Basic+	765		See Surety*
2.	A6-MCM	Core Media	1	W	MLC		N/C		
3.	A6-DCS	Data Comm S/W	1	W	MLC	"	137		
4.	A6-EQP	ERGO Query Pack	1	W	MLC	"	265		
5.	A6-SDF	Screen Design Fac	1	W	MLC	"	139		
6.	A6-C74	COBOL '74 Cmpl.	1	W	MLC	"	159		
7.	A6-RMP	Remote Print Sys	1	W	MLC	"	202		
* See Surety Addendum attached for support charges.							Total License charges		Total Software Support charges
							\$ 1,667.00		\$

Terms and Conditions:

A. License Plans

- Licenses of Software for which Unisys charges either an Annual License Charge (ALC) or a Monthly License Charge (MLC) will have an initial term of twelve months commencing on the Installation Date. The MLC license will continue on a month-to-month basis and the ALC will renew annually until the license is terminated or cancelled in accordance with Section 19 of this Agreement.
- For certain licenses, Unisys may charge an Initial License Charge which will include the first monthly or annual charge.
- Extended Term Plan (ETP):** Certain licenses of Software for which Unisys charges a single fee may have a 36 month or 60 month extended term commencing on the Installation Date. Upon expiration of the extended term, the license will be automatically continued on a month-to-month basis for a Monthly License Charge, unless terminated in accordance with Section 19 of this Agreement, or Customer may pay another ETP fee for an additional extended term, if available.
- One-Time Charge (OTC):** For certain Software, upon payment of a one-time

charge (invoiced upon shipment of the Software), Unisys will license Customer to use the Software so long as Customer continues to use the software on the SPU on which it was originally licensed for use.

- Software that has no license charge listed on this Schedule will have a license term which is coterminous with Customer's possession and use of the equipment on which the Software is installed.

B. Software Support Services

- Unisys offers a variety of Software Support Services including off-site and on-site assistance. The type of services provided varies by product.
- The initial term of one year for any level of Software Support Services commences on the Installation Date of the related Software. Renewal for successive one year terms is automatic unless Software Support Services are terminated or cancelled in accordance with Section 19 of this Agreement or if the underlying Software license is terminated or cancelled pursuant to this Agreement.

This Supplemental Schedule is an amendment to the State and Local Government Consolidated Agreement, (see Agreement number above) and is governed by the terms and conditions of said Agreement, and will become effective when accepted by Unisys.

Agreed and Accepted

Unisys Corporation

Customer

Signature Date

Y_____
Signature Date

Name (Printed)

Name (Printed)

Title

Title

Equipment location

~~Metropolitan Service District~~

~~600 N.E. Grand Ave.~~
Portland, OR 97232

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Agreed and Accepted

Unisys Corporation

Customer

Signature

Date

Signature

Date

Name (Printed)

Name (Printed)

Title

Title

CHANGE ORDER SUMMARY

CHANGE ORDER NO: # 5 INITIATION DATE: 7-27-93
 CONTRACT NO: 900678 PROJECT: Renewal of SCT Maintenance Software
System Support for the Financial System
 CONTRACTOR: SCT VENDOR # _____
 PROPOSED BY: JSD / FMT Department - Craples
 PROJECT MANAGER/DEPARTMENT

FINANCIAL IMPACT

BUDGET CODE/TITLE: 610-041310-525640

Original Contract Sum: \$ 231,845 (Orig. Sys. Purchase)
 Net Change Orders to Date: 6 mos. contract \$ 8,010 (Software Maintenance)
1-1-93 to 6-30-93
 Contract Sum Prior to this C/O: \$ 239,855
 This Change Order Request: for 7-1-93 thru 6-30-94 \$ 16,020 (Software Maintenance)
 New Contract Sum, Post C/O: \$ Not Applicable

Fiscal Year 93-94
 Appropriation \$ 16,500

Contract, Paid to Date: \$ _____

Est. Appropriation Remaining: \$ 16,500

EFFECTIVE DATE(S): 7-1-93 - 6-30-94

REVIEW & APPROVAL:

<u>Craples</u>	<u>7-27-93</u>		
DIVISION MANAGER	DATE	FISCAL	DATE
DEPARTMENT DIRECTOR	DATE	BUDGET (MULTI-YEAR ONLY)	DATE
DIRECTOR REGIONAL FACILITIES	DATE	LEGAL	DATE

In summary, the proposed new rate structure will assist to:

- provide over 50% of the costs for maintenance and operations from non-tax sources
- allow us to adequately care for the service needs of our visitors (custodial, landscaping, visitor services, security, etc.)
- provide proper care for the animals on exhibit
- maintain the considerable capital assets at the zoo

Staff Recommendation:

Based on the foregoing information, it is recommended that the admission rates be increased to \$5.50 for adults, \$3.50 for youths, \$4.00 for seniors, and \$2.50 for educational groups.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Ordinance 93-505.

Council
9/9/93
8.4

Metro Counsel Meeting
September 9, 1993
Proposal to Send Back CMAQ Resolution #93-1829
to the Planning Committee

Send the resolution back to the Planning Committee for the following reasons:

1. Lack of outreach for citizen participation in the second round of funding.
2. The priorities are misplaced concerning project # 3 " The Columbia Slough "Intermodal Expansion Bridge". Currently the railroad has made "no commitment " on this project as stated by David Lohman at the August 12 JPACT Meeting. In the August 2nd staff report by Andy Cotugno(see pg.7) TPACT recommends moving this project to the priority list subject to FHWA and FTA arrangements with the railroads only. This project should never have been advanced.

For these reasons we ask the counsel to send the resolution back to the planning committee.

Please consider the "STUDENTS TO SCHOOLS" proposal outlined below.

"STUDENTS TO SCHOOLS"

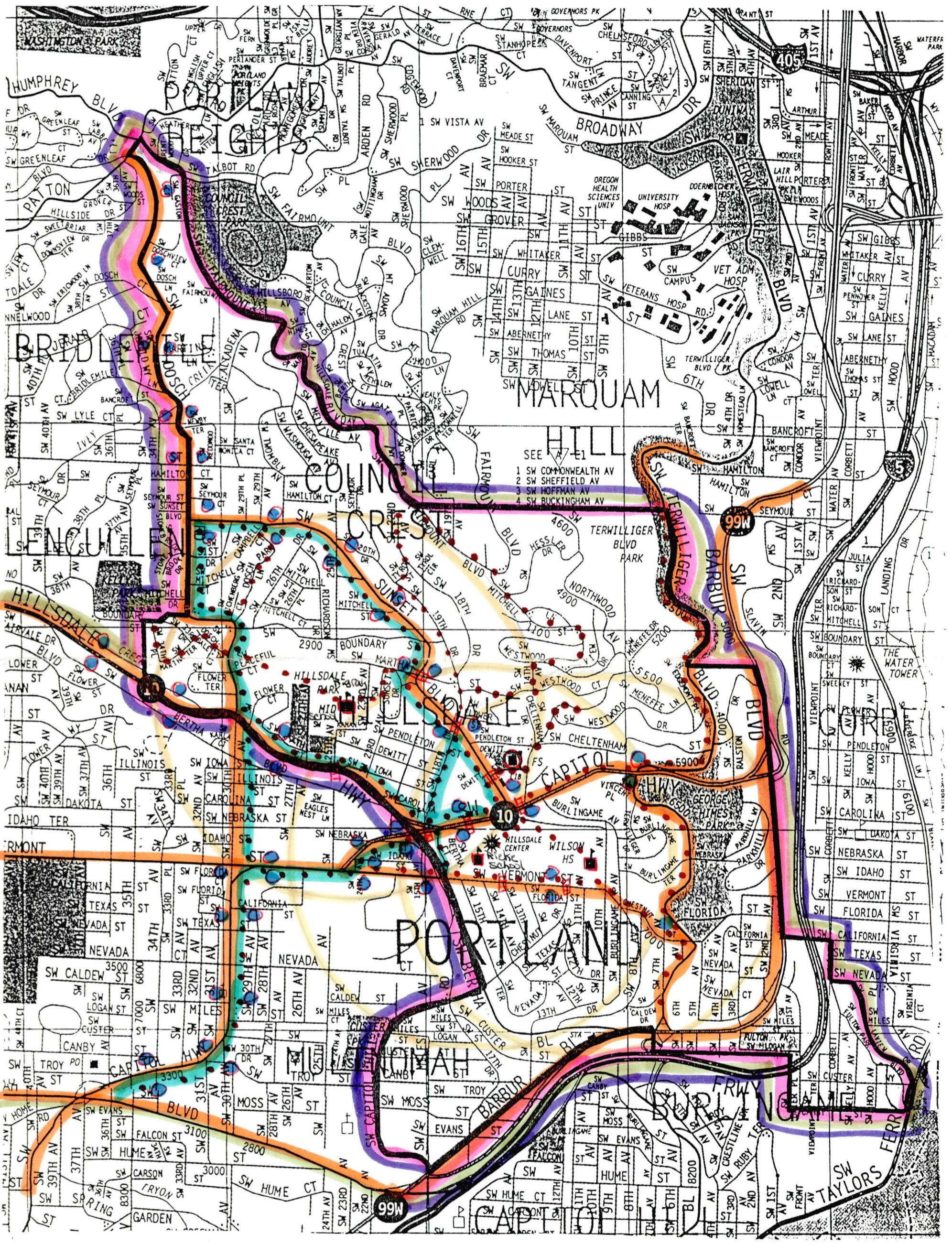
Currently there is a 1 mile walking radius given to students in the Hillsdale area of southwest Portland. There is a grade school, middle school and high school. The students are unable to utilize this 1 mile walking radius because of either nonexistent or substandard pedestrian walkways/bikeways and unsafe crossings of Sunset, Capitol Hwy., Beaverton-Hillsdale Hwy. and Vermont. We propose the funds be used in conjunction with project # 39 "Bertha Blvd. Bikeway", for a cohesive answer to resolving an important pedestrian/bike route to schools, Tri-Met and the Hillsdale Community.

Currently parents are driving their children to schools and daily activities. This sets up lifestyles relying solely on the auto mobile and school buses.

PUBLIC BENEFIT: Long term social changes of peoples transportation modes make walking and biking part of their lifestyle. This gives children a chance to experience their communities without the automobile and V.M.T.'S. Students need the facilities to be able to make the change to walking and biking. **There will be significant public benefits from beyond the immediate air quality improvements.**

The City of Portland is moving forward with the Transportation Planning Rule which will require schools to provide covered bicycle parking. Local streets should have the facilities to safely encourage students to walk or bicycle to school.

Send back the resolution to the Planning Committee, put "The Columbia Slough Intermodal Expansion Bridge" on the contingency list. consult with the regional school districts. In the days of Measure 5 schools could reduce their transportation budgets and even increase the 1 mile walking radius around schools. Additional pedestrian pathways and crosswalks need to be added into the Hillsdale Community .



- ONE MILE WALKING RADIUS
- ARTERIALS
- TRI-MET BUS STOPS
- EXISTING PEDESTRIAN ROUTES
- PROPOSED PEDESTRIAN PATHWAYS
- WILSON SCHOOL BOUNDARIES
- ROBERT GRAY SCHOOL BOUNDARIES
- MARY RIEKE SCHOOL BOUNDARIES

- 1 SW COMMONWEALTH AV
- 2 SW SHEFFIELD AV
- 3 SW HOFFMAN AV
- 4 SW BUCKINGHAM AV



METRO

Council
9/9/93
Informational

DATE: September 9, 1993

TO: Judy Wyers, Presiding Officer
 Rena Cusma, Executive Officer
 Metro Council
 Bob Martin, Director of Solid Waste
 Andy Cotugno, Planning Director

FROM: Merrie Waylett, Office of Government Relations

RE: Citi-Speak Survey Preliminary Results

Metro's Second Citi-Speak Survey was conducted last week (Aug. 31-Sept. 3) by Western Attitudes. We are forwarding the following results prior to the full analysis because consideration of the Wilsonville Transfer Station is before the Council Thursday, Sept. 9, 1993, and the information may be useful to your discussions.

WILSONVILLE TRANSFER STATION:

The question regarding the Wilsonville Transfer Station was in two parts. The first question was: Currently household garbage collected in the area is taken to waste transfer stations located in Northwest Portland, Oregon City & Forest Grove. Are you aware of a proposal to build an additional waste transfer station in Wilsonville? The second part of the question asked if they responded "yes" to the first part was: Based on what you've heard, do you think Metro should go ahead and build the Wilsonville waste transfer station at this time? Why is that?

Asked if they were aware of the proposal to build an additional waste transfer station in the Wilsonville area, 30% of the respondents said they were. Awareness was higher among males (35%); those who were also aware of Metro's Region 2040 planning process (45%); respondents from Multnomah County (34%) and those aged over 55 (36%). Of those who answered this question, the "Yes" respondents from Clackamas County totalled 23 %; and from Washington County 25 %.

Those who had heard of the proposal (119 respondents) were asked whether Metro should go ahead and build the station at this time. Out of these 119 people: 30% said "yes"; 29% said "no"; and 41% said "they didn't know." Support to build was higher among men (37%) and among those who were aware of the 2040 planning process (46%). Reasons most commonly cited in support of building the facility were tied to the future need for such a facility as the



area continues to grow. Opposition to building at this time is also based on a perception of need, in this case the perception that the facility is not needed at present and may not be needed in the future.

RECYCLING

The question on recycling was also presented in two parts: Is your household recycling more, less or about the same, than it did, say two years ago? The second part asked: What are some of the reasons your're recycling more now? Almost 7 out of every 10 respondents said their household was recycling more today than they were two years ago. The convenience of curb-side pick-up was the main reason given for their increase in recycling. Many respondents mentioned the need for additional opportunities to recycle plastics.

PLANNING

Twenty (20%) percent of the respondents had heard of Metro's 2040 planning process.

Asked if future growth in the region should be contained within the metropolitan urban growth boundary or should be allowed to move outward by expanding the boundary:, 36% favored expansion; 34% favored retention and 30% were unsure of what action to take.

The complete questionnaire results and analysis, which includes additional questions on solid waste, planning, transportation and financing, will be available soon from Western Attitudes and will be presented to the Council with an opportunity for questions and discussion of the results.



METRO

real
Council
9/9 9/9/93
5.1

DATE: September 7, 1993
TO: Metro Council
Council Department Staff
FROM: Paulette Allen, Clerk of the Council *AA*
RE: COUNCIL MINUTES OF APRIL 22, MAY 13 AND AUGUST 12, 1993

Attached are the Council minutes for the meetings referenced above. Copies of these minutes will be inserted in Councilor binders at the September 9 Council meeting and will be made available for the public also.

MINUTES OF THE METRO COUNCIL

April 22, 1993

Council Chamber

Councilors Present: Presiding Officer Judy Wyers, Deputy Presiding Officer Roger Buchanan, Richard Devlin, Jim Gardner, Mike Gates, Sandi Hansen, Jon Kvistad, Ruth McFarland, Susan McLain, Rod Monroe, Terry Moore, George Van Bergen and Ed Washington

Councilors Absent: None

Presiding Officer Wyers called the regular meeting to order at 5:02 p.m.

Presiding Officer Wyers announced that Agenda Item No. 7.1, Resolution No. 93-1800, was incorrectly listed as Resolution No. 93-1880 on the original agenda. Presiding Officer Wyers announced that Agenda Item No. 8.2, Resolution No. 93-1746, was incorrectly listed as an "A" resolution on the original agenda. Presiding Officer Wyers announced the Council would recess at 6:00 p.m. to meet with the Metro Committee for Citizen Involvement (Metro CCI) and that the Council would reconvene at 6:30 p.m.

1. INTRODUCTIONS

Councilor Kvistad introduced J.B. Langston, Metro CCI member, representing Council District No. 2.

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

None.

3. EXECUTIVE OFFICER COMMUNICATIONS

None.

4. CONSENT AGENDA

4.1 Minutes of March 25, April 8, and April 12, 1993

Motion: Councilor Moore moved, seconded by Councilor Gardner, for adoption of the minutes.

Councilor Moore noted she had not had time to read the minutes printed in the agenda packet and reserved the right to correct them in the future if necessary.

Councilor Gardner corrected page 13 of the March 25, 1993, minutes. He noted the reference to "Barbara Wiggin," as an appointment to the Metropolitan Policy Advisory Committee (MPAC), should have been listed as "Lisa Barton-Mullins, Gresham City Councilor."

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen Washington and Wyers voted aye. The vote was unanimous and the Consent Agenda was adopted with the minutes of March 25, 1993, corrected.

5. ORDINANCES, FIRST READINGS

5.1 Ordinance No. 93-497, An Ordinance Amending Ordinance No. 92-449B Revising the FY 1992-93 Budget and Appropriations Schedule for the Purpose of Funding Increases in the Zoo Operating Fund and Adding 0.05 FTE Assistant Catering Coordinator

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

Presiding Officer Wyers referred Ordinance No. 93-497 to the Finance Committee for consideration.

5.2 Ordinance No. 93-498, For the Purpose of Amending the Metro Code to Impose Metro User Fees on Facilities that Clean Petroleum Contaminated Soil

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

Presiding Officer Wyers referred Ordinance No. 93-498 to the Solid Waste Committee for consideration.

6. ORDINANCES, SECOND READINGS

6.1 Ordinance No. 93-486A, An Ordinance Amending the Metro Code, Section 2, and Establishing Procedures to Create a Tax Study Committee, and Declaring an Emergency

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

Presiding Officer Wyers announced Ordinance No. 93-486 was first read on March 11, 1993, and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on March 24 and April 14 and recommended Ordinance No. 93-486A to the full Council for adoption.

Motion: Councilor Monroe moved, seconded by Councilor Devlin, for adoption of Ordinance No. 93-486A.

Councilor Monroe gave the Finance Committee's report and recommendations. He explained the ordinance would establish a procedure to implement provisions of the Charter for approving taxes without voter authorization. He explained amendments to the ordinance clarified that ad hoc tax study committees could be established from time to time; require that each committee at the time of creation have a charge, scope of work and termination date; provide for Executive Officer nomination of committee members subject to Council confirmation; require the committee to submit a final report to the Council and enable the Council to extend the life of a committee for up to six months; and provide a mechanism for a committee to conclude its work even if it could not reach consensus on a recommendation.

Presiding Officer Wyers opened the public hearing. No persons present appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. The vote was unanimous and Ordinance No. 93-486A was adopted.

Councilor Devlin noted he had to leave this meeting early in order to attend another meeting.

6.2 Ordinance No. 93-490, An Ordinance Amending Ordinance No. 93-449B Revising the FY 1992-93 Budget and Appropriations Schedule for the Purpose of Funding Project Increases in the Zoo Capital Fund and Declaring an Emergency

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

Presiding Officer Wyers announced Ordinance No. 93-490 was first read on March 25, 1993, and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on April 14 and recommended Ordinance No. 93-490 to the full Council for adoption.

Motion: Councilor Van Bergen moved, seconded by Councilor Buchanan, for adoption of Ordinance No. 93-490.

Councilor Van Bergen gave the Finance Committee's report and recommendations. He explained the ordinance would transfer \$150,000 from Capital Fund Contingency to various project line items in the Capital Fund budget. Those items included: 1) The African Rain Forest Project; 2) Replacement of a snow shed used for railroad operations; 3) The Elephant Barn remodel to add an additional room for animals plus a room for animal keepers and storage space; and 4) Installation of an outdoor structure for the African Savannah exhibit to allow animals to be kept outside during inclement weather.

Presiding Officer Wyers opened the public hearing. No persons present appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was unanimous and Ordinance No. 93-490 was adopted.

6.3 Ordinance No. 93-491, An Ordinance Amending Ordinance NO. 93-449B Revising the FY 1992-93 Budget and Appropriations Schedule for the Purpose of Funding Personal Services Increases in the Public Affairs Department and Declaring an Emergency

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

Presiding Officer Wyers announced Ordinance No. 93-491 was first read on March 25, 1993, and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on April 14 and recommended Ordinance No. 93-491 to the full Council for adoption.

Motion: Councilor Van Bergen moved, seconded by Councilor Hansen, for adoption of Ordinance No. 93-491.

Councilor Van Bergen gave the Finance Committee's report and recommendations. He explained the ordinance would transfer \$5,274 from the Support Service Fund Contingency to Public Affairs Personal Services to cover personnel expenses incurred from an employee's maternity leave. Councilor Gardner clarified that Metro had unpaid maternity leave, but noted the employee in this instance had utilized sick leave also.

Presiding Officer Wyers opened the public hearing. No persons present appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was unanimous and Ordinance No. 93-491 was adopted.

6.4 Ordinance No. 93-492, An Ordinance Amending Ordinance No. 92-449B Revising the FY 1992-93 Budget and Appropriations Schedule for the Purpose of Funding Increases in the Contractors License Program and Declaring an Emergency

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

Presiding Officer Wyers announced that Ordinance No. 93-492 was first read on March 25, 1993, and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on April 14 and recommended Ordinance No. 93-492 to the full Council for adoption.

Motion: Councilor Van Bergen moved, seconded by Councilor Hansen, for adoption of Ordinance No. 93-492.

Councilor Van Bergen gave the Finance Committee's report and recommendations. He explained the ordinance would authorize the transfer of \$8,388 from Support Service Fund Contingency to the "Payments to Other Agencies" line item in the Contractors' License program budget because more licenses were sold than originally projected.

Presiding Officer Wyers opened a public hearing. No persons present appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was unanimous and Ordinance No. 93-492 was adopted.

6.5 Ordinance No. 93-493, An Ordinance Amending Ordinance No. 92-449B Revising the FY 1992-93 Budget and Appropriations Schedule for the Purpose of Recognizing New Grants and Funding Related Expenditures in the Planning Fund, Authorizing 1.25 FTE in the Growth Management Division, and Declaring an Emergency

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

Presiding Officer Wyers announced Ordinance No. 93-493 was first read on March 25, 1993, and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on April 14 and recommended Ordinance No. 93-493 to the full Council for adoption.

Motion: Councilor Buchanan moved, seconded by Councilor Kvistad, for adoption of Ordinance No. 93-493.

Councilor Buchanan gave the Finance Committee's report and recommendations.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was unanimous and Ordinance No. 93-493 was adopted.

6.6 Ordinance No. 93-495, An Ordinance Adding a New Title to the Metro Code to Implement and Make Provision for the Exercise of Metro's Charter Authority to Issue Revenue Bonds, General and Special Obligation Bonds, Certificates of Participation and Other Obligations; Amending Certain Prior Metro Ordinances in Order to Conform to the New Metro Code Provisions Added by This Ordinance; and Declaring an Emergency

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

Presiding Officer Wyers announced that Ordinance No. 93-495 was first read on March 25, 1993, and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on April 14 and recommended Ordinance No. 93-493 to the full Council for adoption.

Motion: Councilor Monroe moved, seconded by Councilor Kvistad, for adoption of Ordinance No. 93-495.

Councilor Monroe gave the Finance Committee's report and recommendations. He explained the ordinance would implement Metro's home rule powers under the Metro Charter adopted November 2, 1992, to establish bond issuance authority. He said the ordinance would create a new section of the Metro Code which, along with the Oregon Constitution, would govern the issuance of debt by Metro. He explained the ordinance specified the types of bonds or other debt instruments which could be issued; created procedures for the issuance of debt; provided for authorization for specific bond issues by Council resolution including bond terms and conditions, the manner of sale, and provision for the investment of funds. He noted this ordinance also amended Master Bond Ordinance Nos. 89-319 and 89-320 to bring them into conformity with new Metro Code language.

Presiding Officer Wyers opened the public hearing. No persons present appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was unanimous and Ordinance No. 93-495 was adopted.

7. NON-REFERRED RESOLUTIONS

7.1 Resolution No. 93-1800, In Memory of Gladys McCoy and In Appreciation for Her Contributions to the Greater Portland Metropolitan Area

Motion to Suspend the Rules: Councilor McFarland moved, seconded by Councilor Gates, to suspend the Council's rules requiring resolutions be referred to the Council by committee so that the Council as a whole could consider Resolution No. 93-1800.

Vote on Motion to Suspend the Rules: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was unanimous and the motion passed.

Motion to Adopt: Councilor Hansen moved, seconded by Councilor Monroe, for adoption of Resolution No. 93-1800.

Councilor Hansen said her personal knowledge of Commissioner McCoy inspired her to enter politics. Councilor Hansen read Resolution No. 93-1800 for the record:

WHEREAS, Gladys McCoy, Chair of the Multnomah County Board of Commissioners served the greater Portland Metropolitan area and Multnomah County with distinction and dedication; and

WHEREAS, A cornerstone to Gladys McCoy's work for the region was her skilled efforts in bringing groups and individuals from diverse backgrounds and communities to work together to develop solutions for the common good; and

WHEREAS, Gladys McCoy was a leader in the region advocating for policies and actions which embraced and supported the inclusion of many individuals drawn from the diverse range of peoples in the region; and

WHEREAS, In Gladys McCoy's capacity as Chair of the Multnomah County Board of Commissioners, she served on the Bi-State Policy Advisory Committee, a cooperative, consultive body which provides policy advice to affected jurisdictions on issues outside the purview of other standing committees; and

WHEREAS, Gladys McCoy was an advocate for the efficient and effective provision of urban services in Multnomah County and as such, demonstrated leadership in exploring the reorganization of functions between Multnomah County and cities in the County and between Multnomah County and Metro; and

WHEREAS, In all of her endeavors, Gladys McCoy demonstrated outstanding qualities of human spirit and compassion, professional commitment and a dedication to helping people; now therefore,

BE IT RESOLVED,

1. That Metro hereby expresses its profound sorrow at the loss of Gladys McCoy and its great appreciation for the many contributions she made to the region during her long period of service to the region as a community leader and public servant.
2. That a copy of this resolution be sent to Senator William McCoy and family, and the Multnomah County Board of Commissioners.

Paul McCoy, Commissioner McCoy's son, thanked the Councilors for their tribute to his mother.

Presiding Officer Wyers thanked Councilor Hansen for sponsoring the resolution. Councilor Washington said he had known Commissioner McCoy for many years and noted she fully supported him when he ran for the State Senate. He said she was the first public official to support him and was one of the reasons he served on the Metro Council now. He said Commissioner McCoy had been truly committed to furthering the cause of African-Americans.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was unanimous and Resolution No. 93-1800 was adopted.

8. RESOLUTIONS

8.1 Resolution No. 93-1788A, For the Purpose of Approving a Fiscal Year 1992-93 Supplemental Budget and Transmitting the Approved Budget to the Tax Supervising and Conservation Commission

Motion: Councilor Kvistad moved, seconded by Councilor Buchanan, for adoption of Resolution No. 93-1788A.

Councilor Kvistad gave the Finance Committee's report and recommendations. He explained the resolution would approve the proposed FY 1992-93 Supplemental Budget and transmit it to the Tax Supervising and Conservation Commission (TSCC) for public hearing and review. He said when the TSCC returned the

Supplemental Budget, it would be considered by the Council for adoption via Ordinance No. 93-494, currently in the Finance Committee. He explained the Supplemental Budget would: 1) Amend the Solid Waste Revenue Fund to receive \$23,995,783 of revenue from Credit Suisse and expend the funds to pay off the Reidel Compost Facility Revenue Bond Series A Issue; 2) Amend the Oregon Convention Center Operating Fund to recognize \$4,274,672 in additional revenue including recognition of a higher fund balance and additional enterprise revenue from a variety of sources and provide for additional Materials & Services expenditures totalling \$720,054 and an increase in the Unappropriated Balance of \$3,489,658; 3) Amending the Coliseum Operating Fund to recognize increased enterprise revenues of \$1,915,000 and provide for increased Personal Services expenditures of \$196,981, various Materials & Services expenditures totalling \$1,352,459 with the balance of \$365,560 to be placed in Unappropriated Balance; and 4) Reinstate the Portland Center for the Performing Arts Capital Fund to enable the expenditure of \$17,785 for capital purposes during the current fiscal year.

Councilor Kvistad said the amendment offered at committee by Metropolitan Exposition-Recreation Commission (MERC) staff was to recognize additional revenue and expenditures resulting from The Phantom of the Opera production to recognize \$70,000 of revenue from that production's promoter and provide for a Capital Outlay expenditure in the PCPA program budget.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers. Councilor Devlin was absent. The vote was unanimous and Resolution No. 93-1788A was adopted.

8.2 Resolution No. 93-1746, For the Purpose of Revising Guidelines for Council Per Diem, Councilor Expense and General Council Materials and Services Accounts

Main Motion: Councilor Moore moved, seconded by Councilor Hansen, for adoption of Resolution No. 93-1746.

Councilor Moore gave the Governmental Affairs Committee's report and recommendations and detailed the Council task force discussion and work on Councilor expenses and related items. The Council discussed the resolution further.

First Motion to Amend: Councilor Kvistad moved, seconded by Councilor Monroe, to raise Councilor annual expense account allowances to \$2,500 from the \$1,800 listed in the resolution.

Councilor Kvistad explained the amendment would make Resolution No. 93-1746 consistent with Budget Committee action taken this date and said the amendment would be in effect until July 1, 1993.

Councilor Monroe noted the Council Task Force on Expenses recommended \$78,000, or \$6,000 per Councilor, be put in the appropriate line item to publish and distribute a Council-related newsletter to be distributed to each household in each Councilor district. He said the Budget Committee did not approve that recommendation and said \$700 per Councilor was small compared to the former sum.

Councilor Moore noted most Councilors historically had spent approximately \$1,000 per year of the historical expenditures the Council Task Force surveyed.

The Council further discussed the motion to amend. After discussion, Councilor Kvistad withdrew his motion.

Withdrawal of First Motion to Amend: Councilor Kvistad, with Councilor Monroe's consent, withdrew the motion to amend Resolution No. 93-1746.

Second Motion to Amend: Councilor Gates moved, seconded by Councilor Gardner, to amend the resolution to make the effective date of the resolution July 1, 1993.

The Council discussed the second motion to amend.

Vote on Second Motion to Amend: Councilors Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Buchanan voted nay. Councilor Devlin was absent. The vote was 11/1 in favor and the motion to amend passed.

Vote on Main Motion as Amended: Councilors Gardner, Gates, Hansen, McFarland, McLain, Monroe, Moore, Washington and Wyers voted aye. Councilors Buchanan, Kvistad and Van Bergen voted nay. Councilor Devlin was absent. The vote was 9/3 in favor and Resolution No. 93-1746 was adopted as amended.

Presiding Officer Wyers recessed the meeting at 6:01 p.m. to meet with the Metro Committee for Citizen Involvement (MCCI) meeting upstairs in Room 335.

Presiding Officer Wyers reconvened the meeting at 7:32 p.m.

8.3 Resolution No. 93-1784, Recommending Priority High Capacity Transit Corridors to the North and South and an Action Plan for Phase 2 of the North/South Preliminary Alternatives Analysis

Motion: Councilor Gates moved, seconded by Councilor Gardner, for adoption of Resolution No. 93-1784.

Councilor Gates gave the Planning Committee's report and recommendations. He explained Resolution No. 93-1784 recommended the high capacity corridors in the South and North Corridors as part of the Preliminary Analysis (Pre-AA) by unifying them as a single corridor from Clackamas County, Oregon, to Vancouver, Washington. He said this effort had been ongoing over the past 18 months and the Planning Committee reviewed the issues several times.

Councilor Gates noted since the last Planning Committee update, a public hearing was held by the Joint Policy Advisory Committee on Transportation (JPACT) on March 30 to discuss the I-5 Corridor to the North and the Milwaukie Corridor to the South and said there was considerable support at that public hearing for those choices. He said State Representative Frank Shields was the only person to speak in opposition because he preferred the I-205 Corridor as an option. Councilor Gates said the project management group and the Citizens Advisory Committee both unanimously recommended the selection as well as the Transportation Policy Alternatives Committee (TPAC) and JPACT. Councilor Gates noted the name of the project had been changed officially to "South/North Corridor."

The Council discussed the resolution.

Presiding Officer Wyers opened a public hearing.

Craig Lominicki, Mayor of Milwaukie, read from a prepared statement and urged the Council to adopt the Milwaukie Corridor instead.

Stuart Gwen, City of Portland Office of Transportation planner, read from a prepared statement, gave a history of public hearings as held by the Planning Commission and their methodology, and gave the City of Portland's recommendations.

Bob Elliot, South/North Transit Corridor Study Committee member, reported on that committee's deliberations and methodology used.

The Council discussed the resolution further.

Presiding Officer Wyers asked for a roll call vote on the resolution.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was unanimous and Resolution No. 93-1784 was adopted.

8.4 Resolution No. 93-1785, Endorsing the Region's Surface Transportation Program Projects and Amending the FY 93 TIP for Inclusion of These Projects

Motion: Councilor Moore moved, seconded by Councilor McLain, for adoption of Resolution No. 93-1785.

Councilor Moore gave the Planning Committee's report and recommendations.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was unanimous and Resolution No. 93-1785 was adopted.

8.5 Resolution No. 93-1786, Approval of an MOU on STP Funds and STP Replacement Funds

Motion: Councilor Monroe moved, seconded by Councilor Moore, for adoption of Resolution No. 93-1786.

Councilor Monroe gave the Planning Committee's report and recommendations. He explained the resolution endorsed a Memorandum of Understanding between Metro and other agencies to: 1) Express their intent to implement a program making STP Funds available to alternate transportation projects, chiefly transit; 2) Express their intent regarding how increased State Highway Trust Fund revenues would be allocated to the state, cities, counties and regions; and 3) Agree to cooperate to prepare and execute the IGAs and administrative procedures needed to implement such programs.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Devlin was absent. The vote was unanimous and Resolution No. 93-1786 was adopted.

8. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

Councilor Monroe announced the April 28 Finance Committee meeting would begin at 7:00 p.m. rather than 4:00 p.m.

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Councilor Moore noted April 22 was Earth Day and discussed SOLV-IT Clean-Up Day activities as they related to same.

Councilor McLain announced the Water Resources Policy Advisory Committee would meet at Metro Regional Center, Monday, April 26, at 9:00 a.m.

9. EXECUTIVE SESSION Held Pursuant to ORS 192.660(1)(h) to Consult with Legal Counsel On Pending Litigation (Tri-Met Condemnation of Zoo Parking Lot)

Presiding Officer Wyers announced the Council would hold an Executive Session pursuant to ORS 192.660(1)(h) to discuss possible pending litigation related to possible Tri-Met condemnation of the Metro Washington Park Zoo's parking lot.

The Executive Session began at 7:05 p.m.

Those in attendance were: Councilors Monroe, Kvistad, Washington, Gardner, Buchanan, Wyers, Hansen, Moore, McLain and Van Bergen; Metro-staff Richard Brandman, Dan Cooper, Don Carlson, Lisa Creel; and from The Oregonian, Gordon Oliver.

Presiding Officer Wyers adjourned the Executive Session at 7:20 p.m.

All business having been attended to, Presiding Officer Wyers adjourned the regular meeting at 7:20 p.m.

Respectfully submitted,



Paulette Allen
Clerk of the Council

MCMIN93.112

MINUTES OF THE METRO COUNCIL

May 13, 1993

Council Chamber

Councilors Present: Presiding Officer Judy Wyers, Deputy Presiding Officer Roger Buchanan, Richard Devlin, Jim Gardner, Mike Gates, Sandi Hansen, Jon Kvistad, Ruth McFarland, Susan McLain, Terry Moore, George Van Bergen and Ed Washington

Councilors Excused: Rod Monroe

Also Present: Executive Officer Rena Cusma

Presiding Officer Wyers called the regular meeting to order at 4:00 p.m.

1. INTRODUCTIONS

None.

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

None.

3. EXECUTIVE OFFICER COMMUNICATIONS

3.1 Presentation of Citi-Speak Survey Results

Merrie Waylett, Senior Management Analyst, and Noel Kline, Western Advocates, distributed results of the Citi-Speak survey and briefed the Council on same.

4. ORDINANCES, FIRST READINGS

4.1 Ordinance No. 93-496, An Ordinance Amending Ordinance No. 92-449B Revising the FY 1992-93 Budget and Appropriations Schedule for the Purpose of Recognizing New Grant Funds and Related Expenditures, and Transferring Appropriations Within the Recycling Information and Education Division and the Planning and Technical Services Division

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

Presiding Wyers announced Ordinance No. 93-496 had been referred to the Finance Committee for consideration.

5. ORDINANCES, SECOND READINGS

5.1 Ordinance No. 93-497, An Ordinance Amending Ordinance No. 92-449B Revising the FY 1992-93 Budget and Appropriations Schedule for the Purpose of Funding Increases in the Zoo Operating Fund and Adding 0.05 FTE Assistant Catering Coordinator

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

Presiding Officer Wyers announced Ordinance No. 93-497 was first read on April 22, 1993, and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on April 28, 1993, and referred it to the full Council for adoption.

Motion: Councilor Kvistad moved, seconded by Councilor Monroe, for adoption of Ordinance No. 93-497.

Councilor Kvistad gave the Finance Committee's report and recommendations. He explained the ordinance would ensure that expenditures for FY 1992-93 did not exceed the Budget and Appropriations Schedule. He said additional expenditure authority was requested to: 1) Pay for the costs of two additional concerts to be held in June; and 2) To pay for FY 1991-92 advertising and promotional costs billed in FY 1992-93. Councilor Kvistad explained other necessary expenditures.

Presiding Officer Wyers opened the public hearing. No persons present appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Monroe was absent. The vote was unanimous and Ordinance No. 93-497 was adopted.

6. NON-REFERRED RESOLUTIONS

6.1 Resolution No. 93-1786A, For the Purpose of Endorsing the Memorandum of Understanding on STP Funds and STP Replacement Funds

Motion to Suspend the Rules: Councilor Gates moved, seconded by Councilor Devlin, to suspend the Council's rules requiring resolutions be referred by committee so that the Council as a whole could consider Resolution No. 93-1786A.

Vote on Motion to Suspend the Rules: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Monroe was absent. The vote was unanimous and the motion passed.

Main Motion: Councilor Van Bergen moved, seconded by Councilor Hansen, moved to adopt Resolution No. 93-1786A.

Councilor Van Bergen explained the Council had previously adopted Resolution No. 93-1786. He said due to clerical error, an amendment made at the Joint Policy Advisory Committee on Transportation (JPACT) at its April 8 meeting was not forwarded to the Council. He said that the sixth Whereas clause of the resolution should have been amended as follows: "Whereas, This definition of Alternate Transportation Projects does not exclude such intermodal facilities [~~as may be desired by the Port of Portland and~~] that would otherwise be eligible for STP funding."

Vote on the Main Motion: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Monroe was absent. The vote was unanimous and Resolution No. 93-1786A was adopted.

7. RESOLUTIONS

Presiding Officer Wyers recessed the Metro Council and convened the Metro Contract Review Board to consider Agenda Item Nos. 7.1, 7.2 and 7.3.

7.1 Resolution No. 93-1798A, For a Sole Source Contract Not to Exceed \$200,000 with S.H. Putman Associates of Philadelphia to Significantly Enhance the DRAM/EMPAL Land Use Forecasting Model for Use in the Portland Metropolitan Area and to Carry Out an Investigation of Model Response and Stability when Integrated with the Metro Transportation Model

Motion: Councilor Moore moved, seconded by Councilor Devlin, adoption of Resolution No. 93-1798A.

Councilor Moore gave the Planning Committee's report and recommendations.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Monroe was absent. The vote was unanimous and Resolution No. 93-1798A was adopted.

7.2 Resolution No. 93-1799A, For a Sole Source Contract Not to Exceed \$10,000 with INRO Consultants of Montreal to Assist with the Linking of EEME/2 Transportation Forecasting Software with DRAM/EMPAL and to Consult on Issues of Linked Model Response and Stability

Motion: Councilor Devlin moved, seconded by Councilor Hansen, for adoption of Resolution No. 93-1799A.

Councilor Devlin gave the Planning Committee's report and recommendations.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Monroe was absent. The vote was unanimous and Resolution No. 93-1799A was adopted.

7.3 Resolution No. 93-1793, For the Purpose of Authorizing an Exemption to the Requirement of Competitive Bidding and Authorizing Issuance of a Request for Bids to Procure Hazardous Waste Disposal Services

Motion: Councilor McLain moved, seconded by Councilor Devlin, for adoption of Resolution No. 93-1793.

Councilor McLain gave the Solid Waste Committee's report and recommendations. The Council briefly discussed the resolution as it pertained to minority contracting requirements. Councilor McLain explained the nature of the work called for was specialized and very few vendors could perform the work. General Counsel Dan Cooper briefly discussed minority contracting requirements per the Metro Code.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Moore, Van Bergen, Washington and Wyers voted aye. Councilor Monroe was absent. The vote was unanimous and Resolution No. 93-1793 was adopted.

Presiding Officer Wyers adjourned the Metro Contract Review Board and reconvened the Metro Council.

8. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

8.1 Legislative Committee Report

The Council had Mr. Kline brief them on current sales tax legislation pending in the State Legislature.

Presiding Officer Wyers briefed the Council on the results of the Council Legislative Committee's deliberations on April 29, 1993.

The Council as a whole discussed what options the Tax Study Commission could develop and how state legislation could effect Metro's efforts to obtain stable fiscal support.

7. RESOLUTIONS (Continued)

7.4 Resolution No. 93-1783, For the Purpose of Establishing Metro Council Support for the Executive Officer to Execute Change Order No. 11 that Allows Trans Industries to Install a Fiber Based Fuel Processing Line

Motion: Councilor McLain moved, seconded by Councilor Devlin, for adoption of Resolution No. 93-1783.

Councilor McLain gave the Solid Waste Committee's report and recommendations. Councilor Gates asked if Metro could reach 42 percent in waste reduction with a fiber based fuel processing line. Jim Watkins, Engineering and Analysis Manager, said that was staff's goal. The Council and staff discussed the resolution further.

Presiding Officer Wyers opened a public hearing.

Rick Breuner and Rod Schmall, representatives for Smurfit Newsprint Corporation, 427 Main St., Oregon City, distributed written testimony and displayed a slide show on the benefits of a fiber based fuel processing line. They also distributed a position paper from the American Paper Institute, "Environmental, Health and Safety Principles" dated November 1, 1991.

The Council asked questions on ash content, plastics removal and sources of chloride.

Jeanne Roy, Recycling Advocates, said not enough paper was recycled because businesses did not have the same opportunities to recycle paper the way households did. She said paper should be separated at the source and hoped the Council would support a commercial paper recycling system. She said the content of mixed waste when it was burned was unknown. She said Metro needed to change its solid waste financing mechanisms so that recycling goals could be continued. She said once material was burned, it was gone, but said if the material was sorted, it could be reused again. She said Metro staff did not mention composting as an option, but said even paper contaminated with food could be composted. She said Metro had no way to comply with the hierarchy it had established.

Eugene Rosalie, Northwest Environmental Advocates, said Metro was proposing to install a garbage burner. He said adequate notice had not been given to the public about the proposal and said Smurfit's methodology should be evaluated. He noted the public raised issues about PCB burners four years ago and said DEQ should not give permits to a similar facility until an adequate public information campaign had taken place. He said

the proposed facility involved public policy issues of notice to the public and of openness. He supported Ms. Roy's testimony.

Presiding Officer Wyers asked if DEQ had held a public hearing on the issue.

John Houser, Council Analyst, said DEQ representatives explained to the Solid Waste Committee that a certain minimum number of citizens had to request a hearing. Mr. Schmall said there was public notice of DEQ consideration but no hearing was held.

Lynn Ford, citizen, opposed the burner because he said there was no way to determine what the content of the waste was before it was burned. He said the only benefit to Metro would be that the waste burned would not go to the landfill and Metro would not be charged for same. He said the facility would not fulfill Metro's reduction mandate, that Metro was not legally liable, but said that did not relieve Metro of its liability in this case. He asked about Metro's funding mechanisms for solid waste disposal. Mr. Ford asked what Metro would get in return for allowing the contract and said the transfer station operator should monitor the waste stream.

Austin Collins, citizen, said Metro should amend contract language to give Metro greater control. He did not like burning, but said he could support it with some reservations and discussed the segregation and sorting of waste. He noted his hauler would sell to independent recyclers if given the opportunity to sort waste paper.

Marcia Anderson, Columbia Group of the Sierra Club chair, said Metro staff's report did not answer her questions about the facility. She said Metro's reduce, reuse and recycle hierarchy should be a higher priority than burning waste. She said paper should not be removed from the waste stream only to pollute the air stream. She applauded Metro's willingness to divert waste from the landfill, but asked if the paper in question was truly low-grade, or if it could be sorted further. She said paper recycling was complicated and confusing, and said if the process was made easier or mandatory, some non-recyclable paper could be made recyclable. She asked if Metro planned to sign a long-term contract with this vendor and asked, if so, if that would deter other options to reduce the waste stream. She asked if all other waste reduction efforts had been fully explored. She said reduction was Metro's first priority in its hierarchy and said if businesses were better educated, recycling would be more effective.

F. Ralph Orrino, Metro Central Station (MCS) general manager, said installation of the fiber based fuel line should satisfy all concerns expressed at this meeting because the equipment would fulfill hierarchy criteria. He said recycling at the source was not recycling at the transfer station. He said other types of recycling could still be supported. He said Oregon Waste Systems (OWS) was willing to pay for the equipment because it would also like to share in avoided costs with Metro. He said currently Metro had to pick and choose. He said if more waste was processed, OWS would receive more recycling profits. He noted the materials in question had been tested. He noted the equipment would cost over \$1 million. He said it was possible to support recycling and this facility.

The Council and Mr. Orrino discussed the issues. Mr. Orrino noted there was no market as yet for waxed cardboard and that the fiber based fuel facility was an alternative to that.

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

The Council discussed the issues further. Councilor Hansen said testimony given implied a PCB burner in North Portland had been closed down and said it had been bought by another company and was in operation.

She said if Metro's waste reduction hierarchy should be questioned if necessary. Councilor Gardner said the fuel based fiber line would produce revenue that would assist other waste reduction efforts. He said the material in question would contain very little plastic, so dioxin levels emitted would be small and noted all wood fires produced dioxin. Councilor Moore said monitoring/enforcement language should be added to the contract to alleviate concerns expressed at this meeting. Councilor Van Bergen said staff did a credible job on this project. Councilor Washington said he had concerns and noted the PCB burner mentioned was in his district. He expressed concern about the equipment, but noted DEQ did require self-monitoring and testing on a regular basis. Presiding Officer Wyers said she was opposed to the facility because of ash and other concerns.

Vote: Councilors Buchanan, Devlin, Gardner, Gates, Hansen, Kvistad, McLain, Moore and Van Bergen voted aye. Councilors McFarland, Washington and Wyers voted nay. Councilor Monroe was absent. The vote was 9/3 in favor and Resolution No. 93-1783 was adopted.

7.5 Resolution No. 93-1794, A Resolution Authorizing the Issuance of Waste Disposal System Revenue Bonds to Refund Certain of Metro's Outstanding Waste Disposal System Revenue Bonds (Metro East Transfer Station Project), 1990 Series A; and Authorizing, Establishing and Determining Other Matters in Connection Therewith

Motion: Councilor Van Bergen moved, seconded by Councilor Gardner, for adoption of Resolution No. 93-1794.

Councilor Van Bergen gave the Finance Committee's report and recommendations.

Vote: Councilors Buchanan, Devlin, Gardner, Hansen, Kvistad, McFarland, McLain, Van Bergen, Washington and Wyers voted aye. Councilors Gates, Monroe and Moore were absent. The vote was unanimous and Resolution No. 93-1794 was adopted.

7.6 Resolution No. 93-1795, A Resolution Authorizing the Issuance of General Revenue Bonds to Refund the Outstanding Metro General Revenue Bonds (Metro Headquarters Building Project), 1991 Series A; and Authorizing, Establishing and Determining Other Matters in Connection Therewith

Motion: Councilor Van Bergen moved, seconded by Councilor Gardner, for adoption of Resolution No. 93-1795.

Councilor Van Bergen gave the Finance Committee's report and recommendations.

Vote: Councilors Buchanan, Devlin, Gardner, Hansen, Kvistad, McFarland, McLain, Moore, Van Bergen, Washington and Wyers voted aye. Councilors Gates and Monroe were absent. The vote was unanimous and Resolution No. 93-1795 was adopted.

8. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS (Continued)

Councilor Van Bergen asked Council staff to prepare a report on which departments and department heads had access to speakers airing Council proceedings.

Councilor Van Bergen asked for an update on the status of the proposed transfer station in Wilsonville.

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Councilor Van Bergen asked Council staff for an update on the status of the transfer of Multnomah County's park functions to Metro.

Councilor Buchanan expressed concern because he had received no notification of the April 12 Finance Committee cancellation.

Councilor Washington served notice that he planned to request Council review of MERC Resolution No. 226, "Approval to contract with the Portland/Oregon Visitors association for the national marketing effort for the Oregon Convention Center" because a minority contractor had expressed concern about the RFQ process used. Councilors Moore and McFarland stated they would ask to review Resolution No. 226 in conjunction with Councilor Washington.

Councilor Kvistad said an overview of the "Shared View Conference" held in Toronto could be given on either June 4 and June 11.

Presiding Officer Wyers distributed and discussed her May 13 memorandum, "Future Vision Commission Interview Panel."

Councilor McFarland expressed concern that the furthest east a nominee for the Future Vision Commission lived was 170th Street and said it should be possible to find a nominee who represented the concerns of citizens in Gresham or beyond. Councilor Moore asked Councilor McFarland to identify eligible citizens for the Council to appoint and said a second interview process would be conducted if necessary to ensure geographic diversity.

Councilor Hansen discussed the Council's agreement at a previous meeting to not contact Apportionment Commission members in an unofficial manner.

All business having been attended to, Presiding Officer Wyers adjourned the regular meeting at 7:37 p.m.

Respectfully submitted,



Paulette Allen
Clerk of the Council

MCMIN93.133

MINUTES OF THE METRO COUNCIL

August 12, 1993

Council Chamber

Councilors Present: Presiding Officer Judy Wyers, Deputy Presiding Officer Roger Buchanan, Jim Gardner, Mike Gates, Sandi Hansen, Jon Kvistad, Ruth McFarland, Susan McLain, Rod Monroe, Terry Moore and George Van Bergen

Councilors Excused: Richard Devlin and Ed Washington

Presiding Officer Wyers called the regular meeting to order at 4:00 p.m.

Presiding Officer Wyers announced Councilors Devlin and Washington were excused from attendance at this meeting to attend a conference in Idaho.

1. INTRODUCTIONS

None.

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

None.

3. EXECUTIVE OFFICER COMMUNICATIONS

3.1 Final Legislative Report for the 1993 Legislative Session

Burton Weast, Western Advocates, distributed the preliminary report to the Council on the major legislation processed by the 1993 State Legislature. He said a final report in greater detail would be provided in either late August or early September.

Presiding Officer Wyers thanked Mr. Weast and Noel Kline also of Western Advocates, the rest of Western Advocates' staff for the work they performed for the Council during the 1992-93 Legislative Session, and Merrie Waylett, Senior Management Analyst, for her work on legislative issues also.

Bob Martin, Director of Solid Waste, said staff sent the Council a letter on workshops on organic waste processing to devise alternative strategies for composting and disposing of organic waste. He said such workshops would give staff a comprehensive view on how to handle such waste in the future and what options would be worth more comprehensive study.

4. CONSENT AGENDA

4.1 Minutes of July 22, 1993

Motion: Councilor Gates moved, seconded by Councilor Buchanan, for adoption of the Consent Agenda.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilors Devlin and Washington were absent. The vote was unanimous and the Consent Agenda was adopted.

5. ORDINANCES, FIRST READINGS

5.1 Ordinance No. 93-505, For the Purpose of Approving the Revision of Metro Code Section 4.01.050 Revising Admission Fees at the Metro Washington Park Zoo

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

Presiding Officer Wyers announced that Ordinance No. 93-505 had been referred to both the Regional Facilities and Finance Committees for consideration.

5.2 Ordinance No. 93-507, An Ordinance Amending Ordinance No. 93-487A Revising the FY 1993-94 Budget and Appropriations Schedule for the Purpose of Transferring \$10,000 from the General Fund Contingency for a Voluntary Contribution to Assist in the Funding of the Institute of Portland Metropolitan Studies

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

Presiding Officer Wyers announced Ordinance No. 93-507 had been referred to the Finance Committee for consideration. At Councilor Moore's request, Presiding Officer Wyers referred the ordinance to the Governmental Affairs Committee also.

5.3 Ordinance No. 93-508, An Ordinance Amending Ordinance No. 93-487A Revising the FY 1993-94 Budget and Appropriations Schedule for the Purpose of Transferring \$11,626 from the Support Services Fund Contingency to Fund 0.42 FTE Temporary Assistance and Related Materials & Supplies in the Finance and Management Information Department

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

Presiding Officer Wyers announced that Ordinance No. 93-508 had been referred to the Finance Committee for consideration.

5.4 Ordinance No. 93-509, An Ordinance for the Purpose of Amending the Metro Code Relating to the Collection of User Fees and Excise Taxes from Franchised and Other Designated Solid Waste Facilities

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

Presiding Officer Wyers announced that Ordinance No. 93-509 had been referred to the Finance Committee for consideration.

6. NON-REFERRED RESOLUTIONS

6.1 Resolution No. 93-1834, For the Purpose of Confirming an Appointment to the Tax Study Committee and Confirming Designation of the Chair and Vice Chair

Motion to Suspend the Rules: Councilor Monroe moved, seconded by Councilor Gates, to suspend the Council's rules requiring resolutions be referred by committee so that the Council as a whole could consider Resolution No. 93-1834.

Vote on Motion to Suspend the Rules: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilors Devlin and Washington were absent. The vote was unanimous and the motion passed.

Main Motion: Councilor Monroe moved, seconded by Councilor Gates, for adoption of Resolution No. 93-1834.

Councilor Monroe explained that Mike Ragsdale had resigned as chair of the Tax Study Committee and that Resolution No. 93-1834 would appoint vice-chair Wayne Atteberry as chair, Rebecca Marshall-Chao as vice chair, and appoint Michael Glanville to replace the vacancy left by Mr. Ragsdale.

Vote on Main Motion: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilors Devlin and Washington were absent. The vote was unanimous and Resolution No. 93-1834 was adopted.

7. RESOLUTIONS

7.1 Resolution No. 93-1828, For the Purpose of Authorizing the Executive Officer to Execute a Contract with Weight-Tronix, Inc. for Maintenance of Scales at Metro Solid Waste Disposal Facilities

Motion: Councilor McFarland moved, seconded by Councilor Buchanan, for adoption of Resolution No. 93-1828.

Councilor McFarland gave the Solid Waste Committee's report and recommendations.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilors Devlin and Washington were absent. The vote was unanimous and Resolution No. 93-1828 was adopted.

7.2 Resolution No. 93-1792A, For the Purpose of Authorizing an Intergovernmental Agreement Between Metro and the Multnomah County Sheriff's Office for the Purpose of Providing General Investigative Services, Assistance in Solid Waste Flow Control Enforcement and Illegal Dump Site Cleanup

Motion: Councilor McLain moved, seconded by Councilor Hansen, for adoption of Resolution No. 93-1792A.

Councilor McLain gave the Solid Waste Committee's report and recommendations. The Council briefly discussed the resolution.

Vote: Councilors Buchanan, Gardner, Gates, Hansen, Kvistad, McFarland, McLain, Monroe, Moore, Van Bergen, Washington and Wyers voted aye. Councilors Devlin and Washington were absent. The vote was unanimous and Resolution No. 93-1729A was adopted.

8. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

Don Carlson, Council Administrator, asked Councilors to state their preferences on how to receive mail sent to them at Metro and/or delivered in-house. Each Councilor stated his/her individual preference on how they wished to receive their mail.

METRO COUNCIL

August 12, 1993

Page 4

Councilor Hansen distributed "Council Office Standards - Draft" dated August 11, 1993, and discussed same. She asked the Council to review and give concerns, questions or comments to Mr. Carlson.

Councilor Gates said the Governmental Affairs Committee would begin discussion on Metro's Memorandum of Understanding (MOU) with Multnomah County on possible transfer of their parks system to Metro and welcomed other Councilors to attend those meetings.

Councilor McLain reported on the August 11 Metropolitan Policy Advisory Committee (MPAC) 11 meeting.

Councilor McLain reported on a meeting held with Executive Officer Rena Cusma, Mr. Carlson, Deputy Executive Officer Dick Engstrom and Director of Finance & Management Information Jennifer Sims on the proposed parks transfer. She said the time line, status of current negotiations, and when the Council would be involved in the process was reviewed and said the meeting was informative.

Councilor Gardner noted MPAC passed a motion that dealt with their recommendation to the Council on the Wilsonville transfer station and said the Council would receive it in writing. He said the motion expressed MPAC's concern that the Council pay close attention to growth management and air quality when discussing the transfer station.

Councilor Kvistad noted Metro had no booths for outdoor displays. He said he had purchased 10x10 outdoor display tent and offered it to other Councilors for their use at events.

Councilor McFarland reported on an Oregon Tourism Alliance (OTA) meeting in Roy, Oregon. Said the Council would be invited shortly to view a variety of End of the Oregon Trail events in Oregon City and discussed meetings held with Clackamas County Commissioner Darlene Hooley to-date on same.

Councilor Moore said she had been invited to serve on a local water board in her Council district and noted she had distributed copies of Metro's "Common Sense Gardening Guides" to the Board with the offer of more copies if they were requested.

Councilor Van Bergen noted the Council had not seen the MOU document on the parks transfer yet. He asked to see prior copies of the MOU so that he could see what language had been deleted and added.

Councilor Hansen noted CNN did a report on recycling demolition debris and used construction of Metro Regional Center as an example in that report.

Presiding Officer Wyers said discussions should be held on the Council's committee structure and asked if the Council wished to discuss those issues via work shops or Council meetings. Councilor McLain said one work shop held on external issues and one work shop held on internal issues would be helpful. She thanked Presiding Officer for her memorandum asking for Councilor preferences. Councilor Gardner said he appreciated the memorandum also and hoped the first workshop would be on issues related to committees of the whole. He said newsletters had been extensively discussed. He said Councilors differed in their opinions on the latter issue and did not think that issue could be resolved. He said policy discussions should occur at Council committees and said he would express the same opinions in writing for later distribution.

Presiding Officer Wyers said she had asked Susan Issacs, hired as fact-finder on the issue of sexual harassment to finish that report by August 1 for the Council to review at this meeting. She said the Council had not received the report and hoped it would be submitted shortly. She said a resolution on the issues would be introduced at the Governmental Affairs Committee in September.

METRO COUNCIL

August 12, 1993

Page 5

Presiding Officer Wyers noted the Council Department would begin subscribing to various newspapers in the region and those publications would be available in the Councilors Lounge for all.

All business having been attended to, Presiding Officer Wyers adjourned the regular meeting at 4:55 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Paulette Allen". The signature is written in black ink and has a long, sweeping underline that extends to the right.

Paulette Allen
Clerk of the Council

MCMIN93.224

**METRO**From The Desk Of
Metro Councilor Jon KvistadCouncil
9/9/93
7.4

TO: The Members of the Metro Council
FROM: Metro Councilor Jon Kvistad
RE: Zoo admission increases on children

I feel compelled to write this memo concerning the proposed increase in the admission price for children at our Washington Park Zoo.

My concerns are long-standing as they relate to keeping the Zoo affordable for families who might not otherwise have access to this learning and entertainment facility. The Zoo is a very special place for children and for families of limited means. It provides parents with the opportunity to teach their children valuable life lessons and afford them a chance be directly involved in educating the young members of their family.

Prices on all aspects of our lives continue to increase at a consistent level. So do cost for operating facilities of this type. We need to balance those costs with the critical need to allow the children of families with limited income access to these facilities of learning.

While fifty cents or a dollar may seem like a trifle amount to some, to certain members of this community it could make the difference between an educational opportunity or a meal. I feel compelled to ask that we amend the Zoo request to take into account this reality of life.

I will this evening call for an amendment to the Zoo request to, rather than increase children's admissions from \$3.00 to \$3.50 to reduce them to \$2.50. Correspondingly I will ask that the adult admission increase move from \$5.50 to \$6.00. This change would not only allow us to reduce children's admission prices but will result in an increase in revenue in excess of \$40,000 over the requested budget figures based on Zoo attendance projections.

As a businessman I deal with questions of pricing every day. In light of the costs of entertainment options for adults in this community this additional fifty cent adult increase would not be unreasonable or unacceptable. Also, one adult can bring several children which could afford many families a true cost savings.

We have been entrusted by our community to operate these unique and special facilities. It is my hope you will consider this request and vote favorable on my amendment for I truly believe it is good public policy and in the best interests of the children of this region.

Very Sincerely,

Metro Councilor -- District 2

COUNCILOR KVISTAD'S PROPOSED AMENDMENT
 TO ORDINANCE NO. 93-505.
 INCREASING ZOO ADMISSION FEES

The amendment calls for an additional increase in the adult admission fee, to \$6.00, and a reduction in the youth admission fee, to \$2.50. This would be an increase for adults of \$1.00 over the current fee, and \$0.50 above the requested increase. The decrease for youth would be \$0.50 below the current fee, and \$1.00 less than the requested fee.

The amendment would amend page 1 of the ordinance, at Section 4.01.050(a)(2) of the Code, as follows:

	<u>Current</u>	<u>Proposed in Ordinance</u>	<u>Proposed Amendment</u>
(2) <u>Fee Schedule:</u>			
Adult (12 years and over)	\$5.00	\$5.50	\$6.00
Youth (3 years through 11 years)	\$3.00	\$3.50	\$2.50
Child (2 years and younger)	free		
Senior Citizen (65 years and over)	\$3.50	\$4.00	
Education Groups (per student)	\$2.00	\$2.50	
Chaperons accompanying education groups	free		
Groups other than education groups 25 or more per group		20% discount from appropriate fee listed above	

To: METRO Council
Re: CMAQ Program Project List
For: Public Hearing - September 9, 1993
From: Marc San Soucie, Bicycle Transportation Alliance (Washington County)

I would like to register some serious concerns about the process undertaken in preparing the project list before you at this hearing. They can be summarized as follows:

- There have been only limited opportunities for public input, and almost no opportunity for public submission of projects, in spite of the public input requirements of the ISTEA.
- The ranking criteria include an unfortunately strict pair of requirements that projects submitted be listed on both the Regional Transportation Plan and the individual jurisdiction's Transportation System Plan. This serves to exclude many projects which might have far greater impact on air quality in the region.
- There has been little critical evaluation of the technical details of the various projects. Analyses provided by the jurisdictions submitting projects have been accepted without question.

Public Input

While the ISTEA urges a closer involvement of the public in the planning process, the development of the project list for this round of CMAQ funding has been simply more of the old planning style. Jurisdictions have not been required to demonstrate that their project submissions were the result of a public involvement process. In fact, in the case of Washington County, there has been absolutely no public involvement in this process whatsoever. Even though I attended numerous meetings of the Washington County Transportation Coordinating Committee, where this project list was discussed among members of the planning departments of Washington County, I was never invited to suggest or submit projects for consideration.

We all want to see federal money spent here in our region to improve air quality. I would very much like to see a large chunk of that money spent in Washington County, where I live, to promote pedestrian and bicycle transportation modes. But I am not happy about the manner in which the choice of projects to be funded has been made. Some may claim that a single public workshop, held after the project list was substantially complete, and open meetings in front of TPAC, JPACT, and the METRO Planning Commission, constitute fair public hearing. I think that the METRO council should find otherwise, and send the project list back to the public for further review.

Project Criteria

Throughout the meetings I attended, there has been discussion of the requirement that projects on this list meet regional planning goals, and show up on local transportation plans. While in theory this insures that funds are not put to marginal use in local projects of narrow benefit, in practice this serves to promote old-style planning processes which do not involve the community. In Washington County, for instance, pedestrian and bicycle supporters have been trying for years to get Washington County to expand support for pedestrian and bicycle transportation in its transportation system plan. Currently these modes are marginalized in Washington County's plan. These requests are met with a standard response - "Sure, when we revise our TSP in 1996". As a result, when pressed for alternatives to the projects they have submitted, Washington County can quite honestly reply that they don't have anything better on their TSP.

Also, since Washington County's TSP is now over 5 years old, a huge number of residents can legitimately claim to be unrepresented by that plan. In spite of this, Washington County has still seen fit to exclude the public from the process of developing project submissions for CMAQ funding. This is not the kind of planning that the ISTEA intends to promote, or that METRO should be supporting.

In addition, Washington County has done little in the past to support pedestrian and bicycle access from local neighborhoods to the major trunk routes identified on the Regional Transportation Plan. As a result, funds allocated to the regional routes, while useful for completing those routes, are not going to provide much support for mode shift away from automobiles, as people still do not believe it is safe to leave their own neighborhood other than in a car. METRO should reconsider the strict

project# on other routes that might actually generate a mode shift.

Critical Evaluation

During the meetings I attended, during discussions of bicycle projects, it became clear that the overriding concern of many present was "completion of the regional network". A nice multi-colored map was prominently displayed, showing the completed, programmed, and incomplete portions of that network. Strong emphasis was placed on completing this network - projects designed to fill in gaps in the network, such as Washington County's Cedar Hills Blvd project, were given extra consideration because of it. However, there was no discussion in any of the meetings I attended of whether the portion of the regional network listed as "complete" are in fact complete. In truth, the portion of the regional network supposedly completed by the Cedar Hills Blvd project is a nightmare, from the point of view of a bicyclist. It is incomplete, poorly implemented, marginally signed at best, and extremely unsafe in a number of locations. In addition, the northerly end of the project area, which terminates at a set of freeway on/off ramps, is currently unpopulated and undeveloped. Who would use it?

Sure, this project would "complete" the network. Sure, it would fill in a gap on the nicely colored regional map. But would it actually get people to choose to bicycle instead of driving a car? Would it actually reduce congestion and improve air quality? Where is the critical evaluation?

Recommendations

Please do not abrogate your responsibility as regional councilors to insure proper procedure and satisfactory results. Please amend the CMAQ project criteria to place more emphasis on air quality improvement than on map-making exercises. Please send the entire project list back to the various jurisdictions for reconsideration by their citizens. Please require a more detailed critical evaluation of the projects submitted, so that we can be sure we are making the best use of the money available.

Marc D. San Soucie
Bicycle Transportation Alliance
4230 NW 147th Ave.
Portland OR 97229



METRO

Council
9/9/93
8.5

RECEIVED

SEP 03 1993

FILE CODE:
METRO SOLID WASTE DEPT.

Date: September 3, 1993.

To: Craig Prosser, Financial Planning Manager

From: *HH* Howard I. Hansen, Investment Manager

Re: WRI\West One Bank
Letter of Credit Commitment

West One Bank has defined the terms and conditions of their letter of credit, and we inquired of Public Financial Management, Inc., our financial advisors, as to their reaction. Their response is attached, and certain issues deserve specific mention.

1. Pricing (p.2,C.) - The facility fee has been increased from one percent to two percent (\$110,000 to \$220,000). In the event Metro reimburses this amount, it could have an effect on earlier financial analysis.
2. Assignment (p.7,G.) - It may become necessary and/or advisable for West One Bank to participate their obligation under the letter of credit with another bank(s). While the original underwriting and bond issuance is made with West One Bank as the obligor under the letter of credit, those conditions would change if another financial institution were to become liable for a portion of the credit enhancement. The ultimate liability for the full letter of credit must remain with West One Bank.
3. Letter of Credit term (p.1,A.) - There is a need for some creditworthy entity to guarantee WRI's obligation for the full term of the bonds. The existing commitment lacks comment on continuation of the letter, elements allowing drawdown in the event the letter is not continued, and what reimbursement provisions exist if a drawdown takes place.

HH

hh.word\debtmgmt\waco_tn\of_c1.doc

Enclosures:

Willamette Resources, Inc., letter dated August 11, 1993
 West One Bank, letter dated July 15, 1993
 Public Financial Management, Inc., letter dated August 27, 1993

cc: Jennifer Sims, Director of Finance and Management Information
 Bob Martin, Director of Solid Waste
 James Watkins, Engineering and Analysis Manager
 Chuck Geyer, Senior Solid Waste Planner
 Todd Sadlo, Senior Assistant Counsel

Willamette Resources, Inc.

2215 N. Front Street
Woodburn, Oregon 97071
(503) 981-1278
Fax: 982-7930

COPY

RECEIVED

AUG 17 1993

TIME 1:10 pm
METRO SERVICE DISTRICT
OFFICE GENERAL COUNSEL

August 11, 1993

Mr. Chuck Geyer
Project Manager
Solid Waste Department
Metro
600 N.E. Grand Avenue
Portland, Oregon 97232

RECEIVED
AUG 17 1993

Dear Chuck:

Attached is a copy of the commitment by West One Bank, Idaho to provide credit enhancement for the Metro West Transfer Station to be constructed in Wilsonville. The enhancement will be in the form of a letter of credit in an amount not to exceed \$11 million with an initial term of five years.

The terms and conditions of this commitment are the same as the draft letter provided to you during the franchise negotiation with the exception that the Facility Fee has been increased from 1% to 2% per year on the remaining principal balance of the bonds. I can only assume that West One Bank is aware of Metro Executive Officer's position with respect to the need for the facility and the controversy over her decision. We are discussing with West One Bank the possibility of lowering the Facility Fee.

In estimating the impact to the regional rate as a result of the Wilsonville facility, Metro used 679,900 tons in fiscal year 1995-96. However, in 1993, approximately 721,000 tons or 42,000 tons more than projected in FY 95-96 will be received at Metro South and Metro Central. Using a more realistic tonnage projection, the impact to the regional rate of the higher Facility Fee will be minor if any.

Very truly yours,



Merle Irvine
Vice President

Attachment

COPY

WEST ONE
BANK

July 15, 1993

Willamette Resources, Inc.
Attn: Gary Barton, Controller
2215 N Front Street
Woodburn, OR 97071

Re: Provision of Credit Enhancement

Dear Gary:

We are pleased to advise you that West One Bank, Idaho ("West One") hereby commits to provide a credit facility for the benefit of Willamette Resources, Inc. ("WRI") on the terms and subject to the conditions described in this letter.

A. BASIC CREDIT TERMS

Description of Facility. West One will issue a letter of credit in an amount not to exceed U.S.\$11 million (the "Letter of Credit") to the bond trustee to provide credit enhancement with respect to an issuance of METRO bonds, proceeds of which will be used to finance the construction of a Transfer and Materials Recovery Facility in Wilsonville, Oregon (the "Facility"), as more fully described in Proposed Franchise Agreement between METRO and Willamette Resources, Inc. for the Provision of Solid Waste Transfer and Material Recovery Facilities (the "Franchise Agreement"). The Letter of Credit will permit the bond trustee to make draws in the event WRI fails to make a required payment on the bonds. West One's obligation under the Letter of Credit will decrease as the outstanding principal balance of the bonds is reduced.

Term. The Letter of Credit will have a term of five years and will include no automatic renewal provisions.

B. COLLATERAL; GUARANTY

Collateral. All of WRI's obligations to West One, including but not limited to those arising out of or relating to the Letter of Credit, the Reimbursement Agreement to be executed by WRI, and all related documents, shall be secured by a first priority, fully perfected security interest in all of WRI's assets, including but not limited to the land, buildings, improvements,

machinery, equipment, fixtures, rolling stock, and other assets constituting or used in the operation of the Facility, and also including but not limited to the Franchise Agreement and all rights relating thereto.

Junior Encumbrances. No other liens, security interests, or other encumbrances will be permitted on any of WRI's assets, whether superior to, of equal priority with, or junior to West One's security interest, except only liens, security interests, and encumbrances in favor of the bond trustee, which shall be subject to an acceptable Intercreditor Agreement between the bond trustee and West One.

Guaranty. All obligations of WRI to West One will be fully and unconditionally guaranteed by Waste Control Systems, Inc. (the "Guarantor").

C. FEES

Issuance Fee. Upon issuance of the Letter of Credit, WRI shall pay to West One an Issuance Fee equal to one percent (1%) of the face amount of the Letter of Credit.

Facility Fee. In addition to the Issuance Fee, WRI shall pay West One a Facility Fee equal to two percent (2%) per annum of the remaining principal balance of the bonds. Payments will be semi-annual. In the event WRI fails to comply with any of the covenants in the Reimbursement Agreement, West One shall have the option immediately and without notice to increase the Facility Fee to two and one-half percent (2.5%) per annum, which increased rate shall remain in effect until such failure has been fully cured. With respect to financial covenants, the increased rate shall remain in effect until West One has received the next fiscal year-end audited financial statement evidencing WRI's compliance with all of its financial covenants.

Expenses. WRI will pay all costs and expenses arising out of or in connection with the issuance and maintenance of the Letter of Credit and the documentation, modification, administration, and enforcement of West One's documents and rights relating thereto, including but not limited to legal fees, recording fees, title insurance premiums, appraisal fees, and audit fees.

D. REPRESENTATIONS AND WARRANTIES; COVENANTS; EVENTS OF DEFAULT

Representations and Warranties. WRI will be required to make all customary representations and warranties and all additional representations and warranties which West One and its counsel determine appropriate to the transaction.

Covenants. WRI will be required to make all customary covenants and all additional covenants which West One and its counsel determine appropriate to the transaction. The covenants will include, but will not be limited to, those with respect to: (a) minimum debt service coverage; (b) maximum debt to tangible net worth; (c) minimum tangible net worth;

(d) limitation of capital expenditures made with funds other than bond proceeds (which West One currently expects to be limited to \$100,000 during each of the first four years the Letter of Credit is in effect and \$600,000 during the final year); (e) prohibition of dividends and distributions to shareholders (which prohibition West One will reconsider at such time as WRI's debt-to-tangible net worth ratio is less than 3.0-to-1); and (f) prohibition of additional acquisitions and investments without West One's prior written consent. The ratios which West One currently anticipates will be used in the WRI agreement are set forth in Schedule 1 attached hereto. Guarantor will also be subject to covenants required by West One, including but not limited to a maximum debt-to-tangible net worth covenant.

Maintenance of Reserve. WRI will be required at all times to maintain with the bond trustee a cash reserve in an amount equal to the debt service requirements on the bonds for the succeeding year.

Reporting. In addition to other covenants, WRI will be required to provide to West One:

(a) Within 120 days of the end of each of its fiscal years, a complete financial statement prepared in accordance with generally accepted accounting principles, audited by a CPA firm acceptable to West One and accompanied by an unqualified opinion of such CPA firm.

(b) Within 45 days of the end of each of WRI's fiscal quarters, company-prepared financial statements in form acceptable to West One.

(c) Within 120 days after the end of each fiscal year of Guarantor, Guarantor's complete financial statement prepared in accordance with generally accepted accounting principles, audited by a CPA firm acceptable to West One and accompanied by an unqualified opinion of such CPA firm.

(d) All such other information and documents as West One may request from time to time.

Inspections; Audits. West One shall have the right to inspect the Facility and to examine WRI's books and records and make extracts and copies thereof at such times as West One shall deem appropriate.

Default. The agreements between WRI and West One shall include customary events of default, including but not limited to any default by WRI under the Franchise Agreement.

E. CONSTRUCTION PROVISIONS

Cost Overruns. West One will not have any responsibility for cost overruns with respect to the Facility and shall not be required to increase the Letter of Credit or provide any loan funds to WRI on account of any such overruns.

Contractor/Bonding Requirements. The general contractor for construction of the Facility shall be experienced in commercial construction projects of similar size and nature, shall be approved in writing by West One, and shall furnish payment and performance bonds in amounts, on terms, and issued by sureties acceptable to West One. West One shall be named an additional payee of all such bonds.

Construction Funding. All advances of bond proceeds to WRI for payment of construction costs shall be approved in advance by West One. Prior to each such advance, WRI shall furnish to West One:

- (a) A progress certificate and request for payment form (on AIA forms G702 and G703) signed by the general contractor and the architect for the Facility.
- (b) The written authorization of a project engineer approved by West One.
- (c) Evidence satisfactory to West One that the percentage of funds requested do not exceed the percentage of work completed.
- (d) Evidence satisfactory to West One that all construction disbursements have been, and will be, properly applied.
- (e) Copies of lien waivers satisfactory to West One, the originals of which shall have been furnished to the bond trustee.
- (f) Any title insurance endorsement which may be necessary to ensure that West One's lien with respect to the requested advance shall be a first priority lien.
- (g) Evidence satisfactory to West One that WRI has not exceeded budgeted expenditures and that the requested advance shall not exceed budgeted expenditures (either by line item or in total), unless otherwise approved by West One in writing.
- (h) Evidence satisfactory to West One that WRI is in compliance with all covenants in the Reimbursement Agreement and its other agreements with West One.

F. CONDITIONS PRECEDENT

West One's commitment to provide the Letter of Credit is subject to the prior fulfillment of a number of conditions, including but not limited to the following:

(a) WRI, Guarantor, and each other appropriate person and entity, shall have executed and delivered to West One and its counsel a credit application, a Reimbursement Agreement, a Security Agreement, a Deed of Trust, an Environmental Indemnification Agreement, a Continuing Guaranty, and such additional agreements, documents, instruments, financing statements, consents, evidences of corporate authority, certificates, and other writings as West One and its counsel may require to confirm and effectuate the financing arrangement provided for in this commitment (collectively, the "Credit Documents"). All agreements and other documents will be in form and substance satisfactory to lender and its counsel in their sole discretion and may include provisions in addition to those specifically described in this commitment.

(b) West One shall have received an opinion from acceptable attorneys representing WRI with respect to the enforceability of the Franchise Agreement (including METRO's obligation to continue making payments under the Franchise Agreement so long as the Facility is available for use) and with respect to all such other matters as West One and its counsel may require, such opinion to be satisfactory to West One and its counsel in their sole discretion.

(c) West One shall have received from an engineering firm acceptable to West One a feasibility study with respect to the Facility and its compliance with the Franchise Agreement and the Credit Documents, such study to be satisfactory to West One in its sole discretion.

(d) West One shall have received a satisfactory Level I environmental assessment of the property upon which the Facility is to be located and the surrounding properties by an environmental engineering firm acceptable to West One. Such assessment must confirm that the Facility and the properties are not in violation of any applicable environmental laws, that there appears to be no contamination of such properties by any hazardous substance, and that it does not recommend any further investigation of the properties.

(e) West One shall have received certificates evidencing WRI's all-risk property damage insurance with respect to the Facility, workers' compensation insurance, public liability insurance, and all other coverages which West One requires, each policy to be issued in such amounts and by such insurers as shall be satisfactory to West One. West One shall have also received confirmation that it has been designated an additional insured or loss payee on each policy and that no coverage will be subject to termination or material modification without at least ten days' prior written notice to West One.

(f) West One shall have received an opinion of an MAI appraiser indicating that the Facility's fair market value will be not less than \$8,000,000. The appraiser must be acceptable to West One and the opinion must be in form and substance satisfactory to West One in its sole discretion.

(g) West One shall have received satisfactory evidence that the Facility is not located in a flood zone.

(h) West One shall have received evidence that WRI has obtained all necessary permits and approvals of governmental agencies, and has complied with all necessary zoning, development, design, and building requirements.

(i) West One shall have received satisfactory evidence of sufficient legal ingress and egress to and from the properties from public rights of way.

(j) West One shall have received a satisfactory commitment from an acceptable title insurance company or companies for an ALTA extended coverage lender's title insurance policy in the amount of the Letter of Credit, insuring West One's trust deed to be a first priority lien against the Facility, and including such additional endorsements as West One may require.

(k) West One shall have received a final line-itemized construction budget for the Facility.

(l) West One shall have received a complete copy of the executed construction contract between WRI and the general contractor for the Facility.

(m) The Franchise Agreement shall be in form and substance satisfactory to West One and its counsel in their sole discretion. All related documents, including the bonds and related agreements, shall be in form and substance satisfactory to West One and its counsel, and all proceedings relating to the bonds, including the resolutions approving the bonds and the provisions for payment, shall be satisfactory to West One and its counsel, all in their sole discretion. The bond trustee must be First Interstate Bank of Oregon, N.A. or another institution acceptable to West One. The term of the bonds must not exceed 20 years.

(n) West One shall have entered into a satisfactory intercreditor agreement with the bond trustee.

(o) There shall have occurred no material adverse change in WRI's or Guarantor's business, operations, profits, or prospects, or in the condition of their assets, and West One shall not have discovered any material inaccuracy in any information provided by or on behalf of WRI or Guarantor.

(p) West One will have a first priority perfected security interest in all of the collateral, and West One shall have received all such UCC searches and other reports as it deems necessary to confirm such security interest.

(q) All governmental and third-party consents and approvals necessary in West One's discretion will have been obtained.

(r) WRI and Guarantor shall have furnished to West One all such financial information, including financial statements and projections, as West One may request, and all such information shall be satisfactory to West One in its sole discretion.

(s) All such other information will have been provided and all such other actions will have been taken as West One and its counsel shall deem appropriate in their sole discretion. The failure to list any specific information, action, or document in this commitment shall not affect West One's right to require that such information be furnished, such action be taken, or such document be delivered as a condition to issuing the Letter of Credit.

All of the foregoing conditions shall be satisfied at WRI's expense.

G. PARTICIPATION IN ASSIGNMENTS

West One shall have the right at any time to sell, assign, transfer, or grant participations in all or any portion of the Letter of Credit (including all reimbursement obligations of WRI, all loan documents, and all collateral and guaranties) to one or more other banks or lenders on such terms and conditions as West One deems acceptable. In connection therewith, West One shall have the right to disclose to such prospective participants or assignees all information regarding or relating to WRI, Guarantor, and the Letter of Credit which has now been, or may hereafter be, provided to or obtained by West One.

H. GOVERNING LAW

The Letter of Credit and related agreements will be governed in all respects, including interpretation and enforcement, by the substantive laws of the state of Oregon.

I. COMMITMENT LETTER FEE AND ACCEPTANCE

Whether or not the conditions described above are satisfied and the Letter of Credit is issued, WRI and Guarantor shall reimburse West One for all of its costs and expenses incurred in issuing this commitment and in preparation to consummate the transaction provided for herein. Such costs and expenses may include legal and other professional fees.

In consideration of West One's issuance of this commitment letter, WRI agrees to deliver to West One a Commitment Fee of U.S.\$20,000, which will be nonrefundable whether or not the transaction provided for in this commitment is consummated. West One is authorized to apply such fee (and the remaining balance of WRI's earlier \$5,000 deposit) to its expenses incurred in connection with this commitment and in consummating the transaction described herein. In the event the transaction is completed, any remaining balance of such fee and deposit after satisfaction of all of West One's expenses will be applied to the Issuance Fee for the Letter of Credit. In the event the transaction is not consummated, West One will be entitled to retain any remaining balance of the fee and deposit.

Willamette Resources, Inc.
July 15, 1993
Page 8

This commitment is solely for your benefit, may not be relied upon by any third party, and will expire at 5:00 p.m., Portland, Oregon time on September 15, 1993, unless accepted and returned to West One prior to such expiration deadline with the required fee.

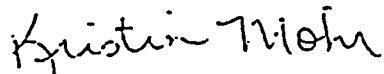
West One's obligation to provide the Letter of Credit subject to the terms and conditions set forth in this letter will expire on November 30, 1993, unless the transaction has been completed or unless the commitment is extended by West One, in its sole discretion, by written notice to WRI.

If the foregoing is acceptable, please sign the enclosed copy of this commitment letter where indicated and return it to West One with the \$20,000 fee.

We look forward to working with you to complete the transaction.

Under Oregon law, most agreements, promises, and commitments made by us (West One Bank, Idaho) after October 3, 1989 concerning loans and other credit extensions which are not for personal, family, or household purposes or secured solely by the borrower's residence must be in writing, express consideration, and be signed by us to be enforceable.

Very truly yours,



Kristin Mohr, Assistant Vice President
West One Bank, Idaho

ACCEPTED AND AGREED:

WILLAMETTE RESOURCES, INC.

By _____

Title _____

f:\0661\wob\Bam\commitmt.R
07/15/93 (7:43am)

SCHEDULE 1

Anticipated Financial Covenant Levels

	Initial 7-1-94	Year 1 7-1-95	Year 2 7-1-96	Year 3 7-1-97	Year 4 7-1-98
Minimum DSC	N/A	1.30	1.40	1.40	1.40
Maximum D/TNW	24:1	14:1	11:1	8:1	6:1
Minimum TNW:					
Q1	\$400M	\$425M	\$700M	\$975M	\$1,325M
Q2	400M	500M	775M	1,075M	1,450M
Q3	400M	600M	850M	1,175M	1,575M
Q4	400M	675M	900M	1,250M	1,675M

DSC to be determined annually. Maximum D/TNW and Minimum TNW to be determined quarterly.



PUBLIC FINANCIAL MANAGEMENT, INC.

Financial and Investment Advisors

Embarcadero West Tower
275 Battery Street, Suite 2140
San Francisco, CA 94111
415-982-5544 (Fax) 415-982-4513

August 27, 1993

Mr. Howard Hansen
Metropolitan Service District of Portland
600 Northeast Grand Avenue
Portland, OR 97232-2736

**** Via Facsimile ****

Dear Mr. Hansen:

METRO has requested that Public Financial Management review the commitment letter for a letter of credit provided to Willamette Resources, Incorporated ("WRI") by West One Bank and to comment on that document's appropriateness as a credit enhancement tool for a transfer station financing.

Collateral

METRO should review Section B: Collateral: Guaranty to ensure that this does not conflict with any of the terms of the proposed agreement between METRO and WRI. The provision on junior encumbrances should not be construed as to prohibit additional financing if necessary to ensure the operation of the facility.

Pricing

The Facility Fee has doubled since the last set of terms reviewed by PFM. While we feel that the fee is at the high end of the range, we do not necessarily feel that it is inappropriate. We continue to be concerned about the increase in Facility Fee for WRI failure to comply with covenants, and would recommend that METRO ensure that any increase in Facility Fee due to WRI fault (or fault other than METRO's) will be borne by WRI. With respect to expenses, there should be a cap on expenses incurred by West One which they would expect to be reimbursed by WRI.

Covenants

This area continues to cause us some concern. The definition of debt service coverage must be clarified as it could directly impact upon charges passed on to METRO. Limitation on capital expenditures also causes concern because it may serve to limit WRI's ability to make improvements necessary to operate the facility. We are also concerned about the other "customary covenants and all additional covenants which West One and its counsel determine appropriate". If West One is going to have the option of imposing additional requirements which WRI or METRO are unwilling or unable to meet, there should not be a commitment fee required by West One.



Events of Default

This area should be further defined to cover events of default other than those under the franchise agreement.

Assignment

While West One should have the ability to syndicate participation in the letter of credit, all obligations under the letter of credit must be fronted by West One, so as to continue to protect the bondholders.

Commitment Letter Term

We feel that it is extremely unlikely, given the requirements which West One is imposing on WRI, that a financing will have been completed by November 30, 1993. We feel that a more reasonable date would be February 28, 1994.

Letter of Credit Term

Since we reviewed the term sheet, West One has agreed to a five year letter of credit. While this is a significant improvement over the previous draft, there are still points which must be clarified. First, there are no "term-out" provisions in the commitment letter which detail what happens in the event of a draw on the letter of credit. While the commitment letter refers to a Letter of Credit and Reimbursement Agreement which will ultimately spell out those terms, we feel that there should be some discussion of those provisions prior to WRI's signing of the commitment letter. Second, it is imperative that there be some creditworthy entity guaranteeing WRI's obligation through the term of the bonds. In particular, there needs to be discussion of what happens if West One chooses not to renew the letter of credit, and WRI is unable to find an acceptable replacement. Without this, it will not be possible to sell bonds for this project.

We hope that this review is helpful in your discussions with WRI and West One. We welcome the opportunity to provide you with continuing advice as to the appropriateness of the terms of the letter of credit.

Sincerely,

PUBLIC FINANCIAL MANAGEMENT, INC.



Derek Hansel

Managing Consultant

Council
9/9/93
8-5

THOMPSON, ADAMS, DeBAST & HELZER
ATTORNEYS AT LAW
HALL STREET STATION
4500 SW. HALL BLVD.
BEAVERTON, OREGON 97005-0504
TELEPHONE: 503-644-2146
FAX: 503-646-2227

ROBERT E. THOMPSON
RODNEY C. ADAMS
PAUL J. DeBAST
RICHARD G. HELZER

September 9, 1993

Metropolitan Service District
600 N.E. Grand Avenue
Portland, OR 97232

ATTN: Judy Wyers, Chairperson
and Metro Council

RE: Wilsonville Transfer Station

Dear Ms. Wyers and Metro Council:

A C Trucking continues to be supportive of the "Original Washington County Plan" for Transfer Stations within the County, but must oppose the current Transfer Station Franchise Agreement for the following reasons:

1. Volumes that currently flow to River Bend have been allocated artificially to Wilsonville to create sufficient volumes to justify construction and subsidize financing. Those haulers that will be lost include Valley West and Don's Garbage Service. To lose those haulers would mean that volume at Forest Grove would decrease well below what is economically practical.
2. That in addition to the loss of tonnage, the proposed contract has a provision at page 77, which for all intents and purposes, forever forecloses the possibility of any expansion or changes at Forest Grove when it states as follows:

Sec 10(a)(1)

"That no more than nine percent of the acceptable waste that Metro delivers to a general purpose landfill may be allocated to the existing transfer station in Washington County."

3. It becomes obvious that the volume of solid waste has gone down to the extent that it is necessary to jeopardize the viability of Forest Grove in order to build at Wilsonville. That is not the intent of the Washington County Plan.

Metropolitan Service District
September 9, 1993
Page 2

The 1991 Washington County Plan contemplated two regions. Both transfer stations were to realize the increased growth within their area. Forest Grove was to have a maximum capacity of 120,000 tons and Wilsonville a maximum capacity of 196,000 tons.

Washington County Officials would have you believe that all of Washington County will benefit from reduced rates if this is built! That simply is untrue. Rates in Forest Grove, Cornelius, North Plains, Hillsboro, Aloha, North Beaverton and all of the unincorporated areas in Western Washington County and N.E. Washington County will pay greater rates to justify the construction of this Facility.

Very few people understand this because of the misinformation that has been given to the press and public.

These areas serviced by the Forest Grove Transfer Station will be subject to the increased costs to the system in general with no benefits. In fact, if the franchise is allowed, those areas serviced by Forest Grove Transfer Station may be subjected to even higher rates if Forest Grove Transfer Station is to survive.

FINANCIAL FACTS DICTATE THAT REDUCED VOLUMES REQUIRE INCREASED RATES, and the approval of this franchise places the future of Forest Grove Transfer Station in true jeopardy.

We urge that the Franchise for Wilsonville not be granted as presently configured.

We attach the following:

1. Position Statement of the City of Forest Grove;
2. Position Statement of Forest Grove Chamber of Commerce; and
3. Position Statement of Forest Grove - Cornelius Economic Development Council.
4. Position Statement of Allen Stephens, past member of Forest Grove City Council

Very truly yours,

THOMPSON, ADAMS, DeBAST & HELZER

Rodney C. Adams

RCA/ckw
Enclosures
cc: A C Trucking



August 26, 1993

RECEIVED

AUG 31 1993

Dave Luneke
c/o Cascade Pacific Engineering
12300 S.E. Mallard, Suite 205
Milwaukie, Oregon 97222

CASCADE PACIFIC ENGINEERING, INC.
12300 S.E. MALLARD WAY #205
MILWAUKIE, OR 97222

Dear Dave:

This letter is a response to your request for a letter from the City to submit to Metro as part of a franchise renewal for A.C. Trucking.

The City has always been pleased with the process used by Metro in reviewing the franchise for A. C. Trucking. Metro has always been good about obtaining input from the City on impacts of the transfer station on Forest Grove, and Ambrose Calcagno has always been good about working with the City, Metro and surrounding neighbors to resolve any concerns. I am hopeful this renewal process will be similar to the process used in the past.

You also requested to know the City's position regarding expansion of the Forest Grove Transfer Station. The City Council has not received any information regarding the franchise renewal, and has not taken a position on expansion of the transfer station as a result of the franchise review process. The City Council supported the Washington County Solid Waste Systems Design Plan (Resolution 91-24) in 1991. The plan called for the Forest Grove transfer station to be improved and expanded up to 120,000 tons.

I appreciate you and Ambrose letting me know about the renewal. If you require any further information, please don't hesitate to call me.

Sincerely,

A handwritten signature in black ink that reads "JEFF HECKSEL". The signature is written in a cursive, slightly slanted style.

Jeff Hecksel
City Manager Pro-Tem



Forest Grove CHAMBER OF COMMERCE

2417 Pacific Avenue, Forest Grove, Oregon 97116-2498

Telephone (503) 357-3006 FAX (503) 357-2367

September 8, 1993

Metro Council
Metro Regional Center
600 NE Grand Ave
Portland, OR 97232-2736

Re: Construction of Wilsonville Transfer Station

Dear Councilors,


The Forest Grove Chamber Board of Directors is concerned about the construction of the Wilsonville Transfer Station. We oppose the construction of Wilsonville Transfer Station because of the potential impact it would have upon the existing transfer site in Forest Grove.

We understand the need for planning ahead for infrastructure needs, but faced with decreasing per capita garbage generation, the cost of building a new facility and the existing capacity at Metro Central and South in addition to Forest Grove, it appears that the Wilsonville facility's construction is premature at best and perhaps not necessary.

The increased impact upon rates for the region will be in the area of \$4.15 per ton and that is only offset by reduced hauling costs by some users in Eastern Washington County. If Wilsonville is built, and no more than nine percent of the acceptable waste is allowed to come to Forest Grove, estimates are for decreasing tonnage that would not continue to make the Forest Grove facility viable.

We would support Metro position that Wilsonville not be built at this time.

Sincerely,


Daniel Mueller
President



FOREST GROVE / CORNELIUS
Economic Development Council

2417 Pacific Avenue
Forest Grove, OR 97116-2498
Telephone: (503) 357-3006
Fax: (503) 357-2367

September 8, 1993

Metro Council
Metro Regional Center
600 NE Grand Ave
Portland, OR 97232

Dear Metro Council:

The Forest Grove/Cornelius Economic Development Council is interested in the continued operation of the Forest Grove Transfer Center. Metro staff's report outlines some areas of concern about the construction of another Washington County transfer facility.

We are not in favor of a new transfer station if it reduces the tonnage to the existing facility to a level that does not make it economical to operate, for the operator and the ratepayer.

Our major concern is keeping businesses in our area viable to serve the residents of the western part of Washington County. Thank you for your consideration.

Sincerely,

Carl Heisler
President

September 9, 1993

METRO
600 N.E. Grand Avenue
Portland, Oregon

Attention: METRO Council

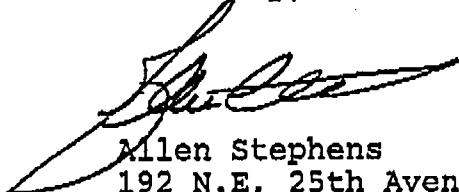
Dear Councillors:

As a past member of the Forest Grove City Council and an active member of the Washington County Development Community, I am concerned with the time, effort and expense that METRO and other governmental agencies are expending to determine that the Wilsonville waste transfer station is not required at this time.

There is a privately owned, government supervised, transfer station in Forest Grove that is currently running at about one half of it's capacity. That station is capable of handling 120,000 tons per year and is currently transferring only 68,000 tons. Common sense must enter into this program at some time and it is obvious that filling unused capacity is the least expensive and most efficient program at this time.

Thank you for considering my request.

Sincerely,



Allen Stephens
192 N.E. 25th Avenue
Hillsboro, Oregon 97124

WASHINGTON COUNTY SOLID WASTE SYSTEMS DESIGN
STEERING COMMITTEE
TESTIMONY TO METRO COUNCIL
SEPTEMBER 9, 1993

Council
9/9/93
8.5

The Washington County Solid Waste Systems Design Steering Committee presented comprehensive written testimony to the Metro Council Solid Waste Committee at its August 9 meeting. We also presented verbal testimony and responded to questions from Council members. Because such a large contingent of the full Council participated in that Committee meeting we will limit this testimony to what we believe to be the major remaining issues bearing on the decision of whether to build the Wilsonville Transfer Station. We raised eight key questions on August 9 that we suggested should be addressed before any decision is made to deviate from adopted policy and cancel the Wilsonville transfer station.

Question #1: Specifically, how would Metro's policies of uniform levels of service and uniform rates be modified if the Wilsonville transfer station is not built? What would be the implications of these changes to the short and long-term viability of the Regional Solid Waste System?

Comments: The Washington County Haulers Association and Metro Solid Waste staff disagree on the precise amount of subsidy from Washington County to the region which is caused by the long transportation distances between the Washington County watershed and Metro South. However, both sets of figures clearly indicate that the subsidy exists and would continue if the Wilsonville station is not built. This is counter to the Regional Solid Waste Management Plan's Policy 5.1, which states that "the solid waste system shall support a uniform level of service throughout the Portland metropolitan region."

Question #2: What is the impact of canceling the Wilsonville facility on regional land use, transportation, and air quality goals?

Comments: Long travel distances are a direct contradiction of the current emphasis through RUGGOs, the State Transportation Planning Rule, and other planning processes to better integrate land use and transportation planning. This provides for more effective and efficient utilization of our scarce land and transportation resources and reduces air pollution. During the hearings before the Solid Waste Committee some argued about the magnitude of the conflict with these goals that cancelling the Wilsonville station would create, but none argued with the premise that cancelling the facility is in direct conflict with these other public policy goals. We continue to believe that Metro should place substantial weight on this issue, given its important role in regional growth management planning.

Question #3: What are the correct projections to use for solid waste facility planning (as opposed to budget projections)? What are the accurate numbers for the amount of waste handled at transfer stations in recent years?

Comments: The Solid Waste staff's testimony at the August 17 Solid Waste Committee meeting conceded the point that inaccurate figures were used by the Executive Officer and her staff in the information presented to the press and Council to support the position to cancel the station. Two points seem clear to us at this point:

1. Tonnage is going up at transfer stations; and
2. The projections indicating tonnage was going down are inaccurate, and were prepared for budgeting purposes, not for the purposes of facility planning.

Question #4: If tipping fee impacts from the proposed station are a significant concern, what are all the feasible options for eliminating or minimizing tipping fee increases in the next few years?

Comments: The Executive Officer and Solid Waste Department's argument to cancel the station seems to have changed somewhat during the course of the Committee hearings and now appears to rely nearly exclusively on the argument that tipping fee increases caused by the station will create substantial harm to the stability of the entire solid waste system. This position seems tenuous to us at best. The major elements of our reasoning follow.

1. Even if the net tipping fee increase is \$4.15, and there were no corresponding savings elsewhere in the system, this amount is a relatively small (approximately 6%) increase. The percentage increase which garbage customers would experience in their monthly bills would be even less, since tipping fees comprise only one portion of the total garbage bill. Attempting to address the financial difficulties of the solid waste fund by cancelling the Wilsonville station does not show much promise of being effective.

2. The tipping fee increase of building the Wilsonville station is estimated to be \$4.15. However, there are costs associated with NOT building the Wilsonville station which must also be accounted for. We believe it is best to assume that substantial flows will have to be diverted from Metro South to Metro Central in the near future if the Wilsonville station is not built (see discussion under next question below). There is a cost of approximately \$1.50 to \$1.75 per ton associated with this diversion, because Metro Central is a more expensive facility to operate than Metro South (see written and verbal testimony from Metro Solid Waste staff presented at the August 17 Solid Waste Committee meeting). Thus, the correct way to calculate the net tipping fee increase of building the Wilsonville station is \$4.15 per ton minus \$1.50 to \$1.75 per ton, which equals \$2.40 to \$2.65 per ton.

3. It is inappropriate to base this decision entirely on tipping fee impacts because there are other cost implications not included in the tipping fee. These costs will come from:

- continued high Washington County hauler transportation costs; and
- higher transportation costs for several haulers who will need to divert flows from Metro South to Metro Central.

The Metro Solid Waste staff report presented at the August 3 Solid Waste Committee meeting states "redirecting waste to Metro Central would presumably impose costs on the haulers. Such costs would be in terms of increases in distance/times travelled, ease of facility use (pit vs. flat floor) and disruption of historical patterns. It is assumed such costs would be passed on to customers during the hauler's franchise rate review." The net impact on rates at the garbage can of building the Wilsonville station, accounting for tipping fee and transportation costs, will be very slight.

4. Other savings which might reduce the tipping fee may be possible. Just last week the Council approved a re-financing package for Metro Central estimated to produce substantial savings. Metro staff has repeatedly indicated that they expect significant savings when the contract to operate Metro Central is re-bid next year. Contributions to the St. Johns closure fund are coming to an end. Another thorough examination of all of the elements in the solid waste budget may produce other areas in which savings could be realized.

Question #5: How does Metro intend to use Metro South over the long-term? Will it be expanded? How? At what cost? Will Oregon City agree to permanent tonnage levels of 350,000 to 400,000 tons or greater annually?

Comments: The August 18, 1993 letter to Metro from Oregon City makes it clear that it would be extremely risky for Metro to decide to cancel the Wilsonville station based on the assumption that it can continue to send 350,000 to 400,000 tons of waste annually to Metro South. The only safe assumption to make if the Wilsonville station is not built is that Metro will need to in the very near future reduce tonnages at Metro South to approximately the goal of 255,000 tons annually set out in the current agreement with Oregon City.

Question #6: If Wilsonville is cancelled, which transfer station will Washington County haulers be expected to use? Will travel on Highway 26 be required? If not, will Multnomah County haulers be diverted from Metro South to Metro Central? What would be the costs associated with this?

The substance of our concern regarding most of these issues has been articulated above. However, we would like to point out one more time that perhaps the most frustrating aspect of this entire situation is the fact that you are being asked by the Executive Officer to make a very substantial departure from adopted policies and planning documents without an alternative plan in front of you. The August 17 Metro staff report to you states "Since the system would function adequately with or without the Wilsonville station in the short run, i.e. the next 3 to 5 years, staff does not believe these issues need to be addressed any more fully than at present." We, quite frankly, are astounded at this statement and the attitude it reflects. Metro's charge is long-range solid waste planning and service provision. The staff is recommending discarding the current long-range plan with nothing to replace it because they believe there is not a short-term crisis in the system! We need to register our strongest objection to conducting long-range planning in this manner. This approach falls short of honoring the Regional Solid Waste Management Plan's commitment to "reflect the region's vision for managing solid waste over the next 20 years."

As a footnote, we do not agree with the implication that another 3 to 5 years of continued long hauling distances, and their associated costs, is not a major problem for Washington County garbage customers. We would also be interested in whether Oregon City concurs that another 3 to 5 years of high tonnages at Metro South is not a problem, given the substance of Metro's current agreement with the City and the position set forth in the City's August 18 letter to Metro.

Question #7: What process would Metro use to change the Regional Solid Waste Management Plan? How much time would be required? At what cost? Who would be involved?

Comments: The development of the western watershed chapter of the Regional Solid Waste Management Plan set a very high standard for public involvement and regional consensus formation. Any substantial change to that plan would need to be done in a manner consistent with this high standard. Metro Solid Waste staff estimate in their August 17 report to the Council that it would take a year to update the Regional Solid Waste Management Plan to address the implications of cancelling the Wilsonville station. We disagree. It took many of us nearly a decade to get to this point. Cancelling the Wilsonville station only opens up issues which are at least as difficult as those which had to be successfully addressed to get us to this point. Developing a non-uniform rate structure and figuring out how to divert substantial flows from Metro South to Metro Central, for example, are not likely to be accomplished in a year.

Question #8: If the Wilsonville station is cancelled, does Metro expect to reserve an option to build a transfer station in Washington County at any time in the future? If so, what are the costs of waiting (i.e., higher land and facility costs in the future?) Does Metro intend to try to land bank the Wilsonville site? If so, how and at what cost?

Comments: Nothing approximating a serious plan to land bank the Wilsonville site has been proposed. It certainly would be possible for Metro to purchase the land, either through agreement or condemnation, but everyone agrees there is no viable method to land bank all of the necessary land use permits to build the facility five, ten or fifteen years from now. Any decision to cancel the Wilsonville station now should be based on the presumption that an alternative site would have to be found if Metro decides in the future it needs another transfer station.

Even if it was possible to land bank the Wilsonville site, delay comes at a cost. Metro Solid Waste staff's August 17 report estimates the additional costs in terms of higher interest and inflation rates which could be accrued if the Wilsonville facility is built later instead of now. The sums are substantial, ranging from \$1.4 million to \$9.8 million depending on increases in interest rates (either 1% or 2%) and how long the facility is delayed (5 to 15 years).

In closing, we appreciate the opportunity once more to present our views to the Council. We encourage you to take one final look at the information and authorize the signing of the franchise for the Wilsonville transfer station. The major positive aspects of the facility -

- sized appropriately for the area it serves,
- designed to expand material recovery capabilities when cost-effective,
- located optimally,
- owned by a solid company,
- supported by local leaders, and
- priced lower than the price test set out in the regional plan -

should be seized enthusiastically while the opportunity is here.

Tri-County Council

Council
9/9/97
g.s

Reply to: 2202 SE Lake Rd., Milwaukie, OR 97222 654-9533 (FAX 654-8414)

July 29, 1993

TO: METRO Council Solid Waste Committee

RE: WILSONVILLE TRANSFER STATION

The Tri-County Council continues to support the building of the Wilsonville Transfer Station for the following reasons:

1. We can no longer think in terms of "garbage rates," recycling costs," and "disposal fees." Each of these are integral components of a "solid waste system." If METRO considers only their component, ie. disposal, when considering the cost impact of building the Wilsonville facility, they will overlook the vital collection cost component of the system. If Washington County haulers currently using Metro South are required through Flow Control to go to Metro Central, there will be a critical economic impact on collection (transportation) costs for Washington County customers.
2. Flow Control is being seriously challenged in the courts. If METRO loses its legal authority to implement Flow Control, it will not be able to require loads to go to Metro Central, and Metro South will be overburdened by the rapid growth that is occurring in both Clackamas and Washington Counties, and which is projected to continue.
3. Metro Central was sited when the plan was to have a series of multi-county transfer stations. The new Washington County Transfer Station is integral to the transportation convenience factor for Washington County haulers and customers. It is unfortunate that Metro Central is so inconveniently located that it fails to meet that purpose, but the Council should not deepen the problem by now rejecting what was sound long-range planning for transfer stations in the three counties.
4. No "dump" is easy to locate! We call our facilities "Transfer Stations," but the NIMBY's see them as "dumps." The community of Wilsonville is prepared to accept METRO area waste at the proposed Wilsonville Transfer Station. It would have been nice if Beaverton or Tigard would have stepped up to this need, but experience tells us they did not and will not. Any current lack of need for the Wilsonville Transfer Station is questionable, and at best it is temporary. We will be needing the additional transfer station for the long term due to certain population growth, even with aggressive recycling programs. Do not accept a short-term "fix" that

Representing:

Clackamas County Refuse Disposal Association
Multnomah County Refuse Disposal Association
Oregon Sanitary Service Institute

Portland Association of Sanitary Service Operators
Teamsters Local 281 305
Washington County Solid Waste Collectors Association

July 29, 1993

Page two

makes METRO's disposal rate look better for a few years at the high cost to the public interest of meeting the long-term disposal needs for the region. Another "dump site" will not be easy to find.

5. The public you represent will be best served by approval of the excellent terms in the contract that has been negotiated for the building and operation of the Wilsonville Transfer Station.

CLACKAMAS COUNTY REFUSE DISPOSAL ASSN. (CCRDA)

by *Jack Deines*
Jack Deines, Deines Bros.
Sanitary Service, Inc.

by *Steve Schwab*
Steve Schwab, Sunset Garbage
Collection, Inc.

MULTNOMAH COUNTY REFUSE DISPOSAL ASSOC. (MCRDA)

by *Dick Cereghino*
Dick Cereghino, Argay Disposal Service

PORTLAND ASSN. OF SANITARY SERVICE OPERATORS (PASSO)

by *Bruce Louis*
Bruce Louis, Elmer's Sanitary
Service

by *Dean A. Kampfer*
Dean Kampfer, Alpine Disposal
and Recycling

by *Brian Heiberg*
Brian Heiberg, Heiberg Garbage
Service

by *David McMahon*
David McMahon, Cloudburst
Recycling Collection

OREGON SANITARY SERVICE INSTITUTE (OSSI)

by *Estle Harlan*
Estle Harlan, Industry Consultant

WASHINGTON COUNTY HAULERS ASSN. (WCHA)

by *Tom Miller*
Tom Miller, Miller's Sanitary
Service, Inc.

METROPOLITAN DISPOSAL CORPORATION (MDC)

by *Jim Cozzetto, Jr.*
Jim Cozzetto, Jr., MDC