

A G E N D A

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METRO

MEETING: METRO COUNCIL REGULAR MEETING
DATE: June 8, 1995
DAY: Thursday
TIME: 2:00 PM
PLACE: Council Chamber

<u>Approx. Time *</u>		<u>Presenter</u>	<u>Lead Councilor</u>
2:00 PM	CALL TO ORDER AND ROLL CALL		
(5 min.)	1. INTRODUCTIONS		
(5 min.)	2. CITIZEN COMMUNICATIONS		
(5 min.)	3. EXECUTIVE OFFICER COMMUNICATIONS		
	4. CONSENT AGENDA		
2:15 PM (5 min.)	4.1 Consideration of Minutes of the June 1, 1995 Council Meeting.		
	5. ORDINANCES: FIRST READINGS		
2:20 PM (5 min.)	5.1 Ordinance No. 95-597 , For the Purpose of Amending the Metro Code Chapter 5.02 to Provide Language <u>Clarification</u> , Revise Credit <u>Policy</u> for Recycled Material, and Provide Covered Load <u>Rebate</u> for Yard Debris.		
	6. ORDINANCES: SECOND READINGS		
2:25 PM (20 min.)	6.1 Ordinance No. 95-605 , Amending the FY 1994-95 Budget and Appropriations Schedule to Fund Certain Expenses Related to the Open Spaces, Parks and Streams General Obligation Bonds; and Declaring an Emergency.	Ciecko	Washington
2:45 PM (10 min.)	7. COUNCILOR COMMUNICATIONS		
2:55 PM (10 min.)	8. LEGISLATIVE ITEMS		
3:05 PM	ADJOURN		

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

AGENDA ITEM 5.1
Meeting Date : June 8, 1995

Ordinance No. 95-597

FIRST READING

For the Purpose of Amending the Metro Code Chapter 5.02 to Provide Language Clarification, Revise Credit Policy for Recycled Material, and Provide Covered Load Rebate for Yard Debris.

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 95-597 FOR THE PURPOSE OF AMENDING METRO CODE CHAPTER 5.02 TO PROVIDE LANGUAGE CLARIFICATION, REVISE CREDIT POLICY FOR RECYCLED MATERIAL AND PROVIDE COVERED LOAD REBATE FOR YARD DEBRIS

March 27, 1995

Presented by: Sam Chandler

Proposed Action

Adoption of Ordinance No. 95-597 to provide language clarification regarding containers which once held certain products or chemicals; revise the credit policy for recycled material and provide covered load rebate for haulers of yard debris.

Factual Background and Analysis

Currently, Metro Code Section 5.02.015(S)((4)(B) requires that containers (or drums) in excess of 25-gallons which once held commercial products or chemicals have the ends removed for disposal. Inasmuch as only one end of these containers need be removed to determine that the container is indeed empty, new language is proposed that requires the removal of only one end of the containers. This will reduce the burden on haulers to prepare containers for disposal.

Metro Code Section 5.02.025(d) provides that cash account customers who have separated and included in their loads at least one-half cubic yard of recyclable materials shall receive a \$3.00 credit towards their disposal charge if their load is transported inside a passenger car or in a pick-up truck not greater than 3/4 ton capacity. It is proposed that the \$3.00 credit be available for all cash account customers regardless of vehicle type. This will be more equitable; will make it easier for Metro staff to administer; and will help create a smoother traffic flow within the solid waste disposal facilities.

Metro Code Section 5.02.070(b) provides a disposal fee of \$54.00 per ton for source-separated yard debris delivered by credit and cash account customers. Based upon Metro's experience with the rebate for covered loads of garbage, establishment of a rebate to cash account customers for delivering covered loads of yard debris is a good way to encourage them to secure their loads.

It is proposed that the fee for disposal of source-separated yard debris by cash account customers shall be \$72.00 per ton. A cash account customer delivering a covered load of yard debris shall receive a 25 percent rebate. The minimum charge for cash account customers with covered loads of yard debris will be adjusted by a covered load rebate. These actions will help encourage customers to secure their yard debris loads. This will also create better public relations and reduce the stress for Metro employees who currently have to levy a surcharge when loads are not covered.

It should be noted that yard debris disposal costs are currently subsidized at Metro South. The actual cost to load, haul and process yard debris is \$81.13 per ton at Metro South, and \$37.38 at Metro Central. Metro currently charges \$54.00 per ton.

Budget Impact

There will be a slight increase in disposal revenues if haulers do not cover their yard debris loads (no rebate). There will be a slight decrease in revenue if cash account customers use pickup trucks greater than 3/4 ton capacity or trailers for hauling separated loads which include recyclable material (\$3.00 credit). There should, however, be a decrease in Metro disposal costs as more customers recycle materials and do not put them in the pit or on the floor at the transfer stations.

Executive Officer's Recommendation

The Executive Officer recommends adoption of Ordinance No. 95-597.

RB:clk
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BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING) ORDINANCE NO. 95-597
METRO CODE CHAPTER 5.02 TO)
PROVIDE LANGUAGE CLARIFICATION,) Introduced by Mike Burton,
REVISE CREDIT POLICY FOR RECYCLED) Executive Officer
MATERIAL, AND PROVIDE COVERED)
LOAD REBATE FOR YARD DEBRIS)

WHEREAS, Metro Code Section 5.02.015 requires the removal of the ends of containers which once held certain products or chemicals; and

WHEREAS, Only one end of containers need be removed to determine that the container is indeed empty; and

WHEREAS, Metro Code Section 5.02.025 provides that cash account customers who have separated and included in their loads at least one-half cubic yard of recyclable material shall receive a \$3.00 credit towards their disposal charge if their load is transported inside a passenger car or in a pick-up truck not greater than 3/4 ton capacity; and

WHEREAS, It will be more equitable to provide the \$3.00 credit for all vehicle types and help create a smoother traffic flow within the solid waste disposal facilities; and

WHEREAS, Metro Code Section 5.02.070 provides a disposal fee of \$54.00 per ton for source-separated yard debris delivered by credit and cash account customers; and

WHEREAS, It is believed that the establishment of a rebate to cash account customers for delivering covered loads of yard debris is a good way to encourage them to secure their loads; and

WHEREAS, Metro Code Section 5.02.070 provides a minimum disposal charge for credit and cash account customers delivering source-separated yard debris; and

WHEREAS, It is believed that an adjustment to the minimum charge for delivering covered loads of yard debris will help encourage customers to secure their loads; and

WHEREAS, This ordinance was submitted to the Executive Officer for consideration and forwarded to the Metro Council for approval; now, therefore,

The Metro Council Ordains as Follows:

Section 1. Metro Code Section 5.02.015 is amended to read:

5.02.015 Definitions: As used in this chapter, unless the context requires otherwise:

(a) "Acceptable Special Wastes" means those special wastes that are approved for disposal at Metro South or Metro Central by the Metro Solid Waste Department in the form of a special waste permit. "Unacceptable Waste," as defined in this section, is expressly excluded.

(b) "Cash Account Customer" means a person who pays cash for disposal of solid waste at Metro South Station or Metro Central Station.

(c) "Credit Account Customer" means a person who pays for disposal of solid waste through a charge account at Metro South Station or Metro Central Station.

(d) "Disposal Fee" means those fees which pay the direct unit costs of transportation and disposal of general purpose solid waste. Major cost components are: The long haul transport contract and the Oregon Waste Systems, Inc. disposal contract.

(e) "Enhancement Fees" means those fees collected in addition to general disposal rates that are used to pay for rehabilitation and enhancement projects in the areas immediately surrounding landfills and other solid waste facilities.

(f) "Household Hazardous Waste" means any discarded, useless or unwanted chemical, material substance or product that is or may be hazardous or toxic to the public or the environment and is commonly used in or around households which may include, but is not limited to, some cleaners, solvents, pesticides, and automotive and paint products.

(g) "Limited Purpose Solid Waste" means construction, demolition, process residue, land clearing waste and non-hazardous industrial dust.

(h) "Metro Central Station" is the Metro solid waste transfer and recycling station located at 6161 N.W. 61st Avenue, Portland, Oregon, 97210.

(i) "Metro Disposal System" means Metro South Station, Metro Central Station, Columbia Ridge Landfill and such other facilities, or contracts for service with Metro which transfer or cause solid waste to be disposed at the Columbia Ridge Landfill or other disposal facility.

(j) "Metro South Station" is the solid waste transfer station owned and operated by Metro and located at 2001 Washington, Oregon City, Oregon 97045.

(k) "Metro User Fee" means those fees which pay for fixed costs of the Metro Disposal System. This fee is imposed upon all solid waste delivered to any Metro Disposal System facility which delivery will affect Metro's reserved space capacity at the Columbia Ridge Landfill. Fixed costs of the Oregon Waste Systems disposal contract, the long haul transport contract, debt service and capital items directly related to the facilities are paid through this fee.

(l) "Metro Waste Management System" means all associated Metro solid waste services related to management of the whole recycling, processing and disposal system, including administrative, planning, financial, engineering and waste reduction activities.

(m) "Person" means any individual, partnership, association, corporation, trust, firm, estate, joint venture or any other private entity or any public agency.

(n) "Regional Transfer Charge" means those fees which pay the direct unit operating costs of the Metro transfer stations. This fee is imposed upon all solid waste delivered to Metro Disposal System facilities.

(o) "Regional User Fee" means those fees which pay for fixed costs associated with administrative, financial and engineering services and waste reduction activities of the Metro Waste Management System. Contingency fees on all costs and general transfers of solid waste funds to other Metro departments for direct services are included in this fee. This fee is collected on all solid waste originating or disposed of within the region.

(p) "Special Loads" mean all loads of Household Hazardous Waste that are 35 gallons or more in the aggregate or loads that contain any acutely hazardous waste.

(q) "Solid Waste" means all putrescible and nonputrescible wastes, including garbage, rubbish, refuse, paper and cardboard, commercial, industrial, demolition and construction waste, home and industrial appliances.

(r) "Source Separated Yard Debris" means twigs, branches, grass clippings, leaves, and tree limbs in a form appropriate for mechanical processing for reuse or sale. Source separated yard debris does not include yard or construction debris that is not appropriate for mechanical processing for reuse or sale or that has unacceptable types or amounts of contaminants mixed with it. The operator or person in charge of accepting this waste shall make the final determination of what is source separated yard debris based on the capability of available machinery to process it. The Director of Solid Waste may establish guidelines for determining what is source separated yard debris within the meaning of this chapter.

(s) "Special Waste" means any waste (even though it may be part of a delivered load of waste) which is:

- (1) Containerized waste (e.g., a drum, barrel, portable tank, box, pail, etc.) of a type listed in 3 through 9 and 11 of this definition below; or
- (2) Waste transported in a bulk tanker; or

- (3) Liquid waste including outdated, off spec liquid food waste or liquids of any type when the quantity and the load would fail the paint filter liquid (Method 9095, SW-846) test or is 25 gallons of free liquid per load, whichever is more restrictive.
- (4) Containers (or drums) which once held commercial products or chemicals are included unless the container is empty. A container is empty when:
- (A) All wastes have been removed that can be removed using the practices commonly employed to remove materials from the type of container, e.g., pouring, pumping, crushing, or aspirating.
 - (B) ~~One end has~~ The ends have been removed (for containers in excess of 25 gallons); and
 - (C) No more than one inch thick (2.54 centimeters) of residue remains on the bottom of the container or inner liner; or
 - (D) No more than 1 percent by weight of the total capacity of the container remains in the container (for containers up to 110 gallons); or
 - (E) No more than 0.3% by weight of the total capacity of the container remains in the container for containers larger than 110 gallons.

Containers which once held acutely hazardous wastes must be triple rinsed with an appropriate solvent or cleaned by an equivalent alternative method. Containers which once held substances regulated under the Federal Insecticide, Fungicide, and Rodenticide Act must be empty according to label instructions or triple rinsed with an appropriate solvent or cleaned by an equivalent method. Plastic containers larger than five (5) gallons that hold any regulated waste must be cut in half or punctured, dry and free of contamination to be accepted as refuse; or

- (5) Sludge waste from septic tanks, food service, grease traps, wastewater from commercial laundries, laundromats or car washes; or
- (6) Waste from an industrial process; or
- (7) Waste from a pollution control process; or
- (8) Residue or debris from the cleanup of a spill or release of chemical substances, commercial products or wastes listed in 1 through 7 or 9 of this definition; or

- (9) Soil, water, residue, debris, or articles which are contaminated from the cleanup of a site or facility formerly used for the generation, storage, treatment, recycling, reclamation, or disposal of wastes listed in 1 through 8 of this definition; or
- (10) Chemical containing equipment removed from service (for example - filters, oil filters, cathode ray tubes, lab equipment, acetylene tanks, CFC tanks, refrigeration units, or any other chemical containing equipment); or
- (11) Waste in waste containers that are marked with a National Fire Protection Association identification label that has a hazard rating of 2, 3, or 4 but not empty containers so marked; or
- (12) Any waste that requires extraordinary management.

Examples of special wastes are: chemicals, liquids, sludge and dust from commercial and industrial operations; municipal waste water treatment plant grits, screenings and sludge; contaminated soils; tannery wastes, empty pesticide containers, and dead animals or by-products.

- (t) "Total Fees" means the total per transaction of all tip and special fees.
- (u) "Unacceptable Waste" means waste that is either:
 - (1) Prohibited from disposal at a sanitary landfill by state or federal law, regulation, rule, code, permit or permit condition;
 - (2) A hazardous waste;
 - (3) Special waste without an approved special waste permit; or
 - (4) Infectious Medical Waste.

Section 2. Metro Code Section 5.02.025 is amended to read:

5.02.025 Disposal Charges at Metro South Station, Metro Central Station and the Metro Household Hazardous Waste Facilities:

- (a) Total fees for disposal by credit account customers shall be \$75.00 per ton of solid waste delivered for disposal at Metro South Station or Metro Central Station.
- (b) Total fees for disposal by cash account customers shall be \$100.00 per ton of solid waste delivered for disposal at Metro South Station or Metro Central Station. A cash account customer delivering a load of waste such that no portion of the waste is visible to Metro scalehouse personnel (unless the waste is only visible through a secure covering), shall receive a 25 percent rebate.

(c) The total disposal fees specified in subsection (a) and (b) of this section include:

- (1) A disposal fee of \$39.25 per ton;
- (2) A regional transfer charge of \$7.20 per ton;
- (3) The user fees specified in Section 5.02.045;
- (4) An enhancement fee of \$.50 per ton; and
- (5) DEQ fees totalling \$1.05 per ton.

(d) Notwithstanding subsection (b) of this section, cash account customers using Metro South Station or Metro Central Station, who have separated and included in their loads at least one half cubic yard of recyclable material (as defined in ORS 459.005) shall receive a \$3.00 credit toward their disposal charge, ~~if their load is transported inside a passenger car or in a pickup truck not greater than a 3/4 ton capacity.~~

(e) The minimum charge shall be \$19.00 for all credit account vehicles and shall be \$25.00 for all cash account vehicles. The minimum charge shall be adjusted by the covered load rebate as specified in subsection (b) of this section, and may also be reduced by application of the recycling credit provided in subsection (d) of this section. If both the rebate and the recycling credit are applicable, the rebate shall be calculated first.

(f) Total fees assessed at Metro facilities shall be rounded to the nearest whole dollar amount (a \$.50 charge shall be rounded up) for all cash account customers.

(g) A fee of \$5.00 is established to be charged at the Metro Household Hazardous Waste facilities for each load of Household Hazardous Waste.

(h) A fee of \$10.00 is established at the Metro Household Hazardous Waste facilities for special loads.

(i) The following table summarizes the disposal charges to be collected by Metro from all persons disposing of solid waste at Metro South Station and Metro Central Station:

Section 3. Metro Code Section 5.02.070 is amended to read:

5.02.070 Source Separated Yard Debris Disposal Charge:

(a) There is hereby established a reduced disposal fee for Source Separated Yard Debris that shall be collected on all source separated yard debris disposed at the Metro South Station or Metro Central Station. Said disposal charge is in lieu of other Base Disposal Charges, User Fees, Regional Transfer Charges, Rehabilitation and Enhancement Fees, and Certification Non-Compliance Fees that may be required by Sections 5.02.025, 5.02.040, 5.02.045, and 5.02.050 of this chapter. These other fees shall not be collected on waste which is accepted as

Source Separated Yard Debris, under the definition of 5.02.015(d). The purpose of the Source Separated Yard Debris Charge is to encourage greater source separation of yard debris so that material is diverted from land disposal at the Columbia Ridge Landfill and is made available for reuse.

(b) Total fees for disposal of Source Separated Yard Debris by credit account customers shall be \$54.00 per ton at Metro South Station and Metro Central Station. The amount of the Source Separated Yard Debris Charge to be collected at the Metro South Station and Metro Central Station shall be \$54.00 per ton for Source Separated Yard Debris delivered by Credit and Cash Account Customers.

(c) Total fees for disposal of Source Separated Yard Debris by cash account customers shall be \$72.00 per ton at Metro South Station and Metro Central Station. A cash account customer delivering a load of waste such that no portion of the waste is visible to Metro scalehouse personnel (unless the waste is only visible through a secure covering), shall receive a 25 percent rebate. The minimum charge for Credit and Cash Account Customers delivering Source Separated Yard Debris shall be \$10.00. The minimum charge for the delivery of a single Christmas tree as Source Separated Yard Debris shall be \$1.00 (One Dollar).

(d) The minimum charge shall be \$10.00 for all credit account vehicles and shall be \$12.00 for all cash account vehicles. The minimum charge for cash account vehicles shall be adjusted by the covered load rebate as specified in subsection (c) of this section. The minimum charge for the delivery of a single Christmas tree as Source Separated Yard Debris shall be \$1.00 (One Dollar).

(e) A surcharge of \$100.00 per load shall be levied against a Metro credit account customer who disposes of yard debris at a Metro-operated solid waste disposal facility, transfer station, recycling center or compost facility, if when entering the facility any portion of the yard debris is visible to Metro scalehouse personnel, unless the yard debris is only visible through a secure covering. The surcharge shall be collected in the same manner as other disposal fees are collected at the facility.

ADOPTED by the Metro Council this _____ day of _____, 1995.

J. Ruth McFarland, Presiding Officer

ATTEST:

Recording Secretary
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ATTACHMENT A

1994
YARD DEBRIS COSTS

Metro South Station

Loading, Hauling, Processing	\$22,497
Total Tons	277.25
Cost Per Ton	\$81.14

Metro Central Station

Processing and Hauling	\$36,646
Total Tons	980.34
Cost Per Ton	\$37.38

Both Facilities

Loading, Hauling, Processing	\$59,143
Total Tons	1257.59
Cost Per Ton	\$47.02

Notes

1. At Metro South Station the operator, Waste Management of Oregon, loads the yard debris into a drop box and hauls the material to Scotts Hyponex in Clackamas for processing.
2. Trans Industries manages the yard debris in a very different manner at Metro Central Station. The material is processed on site. The material is loaded into a tub grinder with waste wood, ground and sold for hog fuel. This method costs Metro \$43.76 per ton less than the method used at Metro South Station. The same system is not feasible at Metro South because of the limited space for a tub grinder and the small volume of yard debris.

1995
YARD DEBRIS HAULING/PROCESSING SUMMARY

MONTH	METRO SOUTH		METRO CENTRAL		TOTAL	
	Tons	Cost (\$)	Tons	Cost (\$)	Tons	Cost (\$)
January	20.63	1,258	39.26	1,295	59.89	2,753
February	19.41	1,184	56.66	2,158	76.07	3,342
March	27.52	1,679	76.14	2,899	103.66	4,578
April						
May						
June						
July						
August						
September						
October						
November						
December						
TOTALS						

Notes:

1. Trans Industries processes yard debris at Metro Central Station @ \$38.08/ton.
2. The hauling and processing of source-separated yard debris from Metro South Station is provided by Waste Management of Oregon @\$61/ton. WMO loads yard debris into drop boxes for \$55/hour.

WMO LOADING COSTS		
MONTH	HOURS (@ \$55/hr)	TOTAL (\$)
January	14.75	811
February	13.50	725
March	16.25	894
April		
May		
June		
July		
August		
September		
October		
November		
December		
TOTALS		

1994

YARD DEBRIS HAULING/PROCESSING SUMMARY

MONTH	METRO SOUTH		METRO CENTRAL		TOTAL	
	Tons	Cost (\$)	Tons	Cost (\$)	Tons	Cost (\$)
January	19.19	1,171	48.21	1,798	67.40	2,969
February	12.87	785	37.98	1,416	50.85	2,201
March	29.54	1,802	96.74	3,607	126.28	5,409
April	23.82	1,453	104.04	3,880	127.86	5,333
May	36.78	2,244	136.30	5,083	173.08	7,327
June	42.18	2,573	105.51	3,934	147.69	6,507
July	29.34	1,790	97.66	3,642	127.00	5,432
August	18.95	1,156	86.48	3,225	105.43	4,381
September	15.26	931	60.84	2,269	76.10	3,200
October	13.41	818	94.08	3,508	107.49	4,326
November	13.83	844	67.33	2,564	81.16	3,408
December	22.08	1,347	45.17	1,720	67.25	3,067
TOTALS	277.25	16,914	980.34	36,646	1,257.59	53,560

Notes:

1. Trans Industries processes yard debris at Metro Central Station @ \$37.29/ton (Jan. - Sep.); \$38.08/ton (Nov. - Dec.).
2. The hauling and processing of source-separated yard debris from Metro South Station is provided by Waste Management of Oregon @\$61/ton. WMO loads yard debris into drop boxes for \$55/hour.

WMO LOADING COSTS		
MONTH	HOURS (@ \$55/hr)	TOTAL
January	9.50	523
February	6.75	371
March	9.00	495
April	6.50	358
May	9.00	495
June	10.75	591
July	10.75	591
August	9.25	509
September	7.00	385
October	5.75	316
November	7.25	399
December	10.00	550
TOTALS	101.50	\$5,583

1993
YARD DEBRIS HAULING/PROCESSING SUMMARY

MONTH	METRO SOUTH		METRO CENTRAL		TOTAL	
	Tons	Cost (\$)	Tons	Cost (\$)	Tons	Cost (\$)
January	7.58	463	160.05	5,798	167.63	6,261
February	17.18	1,048	51.01	1,848	68.19	2,896
March	29.50	1,800	79.06	2,864	108.56	4,664
April	26.24	1,601	72.04	2,610	98.28	4,211
May	56.65	3,456	179.00	6,485	235.65	9,941
June	81.74	4,986	147.42	5,340	229.16	10,326
July	56.81	3,465	153.32	5,554	210.13	9,019
August	28.86	1,760	115.23	4,174	144.09	5,934
September	34.21	1,904	87.20	3,159	121.41	5,063
October	14.70	897	84.98	3,169	99.68	4,066
November	14.17	864	58.53	2,183	72.70	3,047
December	19.96	1,218	60.10	2,241	80.06	3,459
TOTALS	387.60	23,462	1,247.94	45,425	1,635.54	68,887

Notes:

1. Trans Industries processes yard debris at Metro Central Station @ \$36.225/ton; \$37.29 effective 10/93.
2. The hauling and processing of source-separated yard debris from Metro South Station is provided by Waste Management of Oregon @\$61/ton. WMO loads yard debris into drop boxes for \$55/hour.

WMO LOADING COSTS		
MONTH	HOURS (@ \$55/hr)	TOTAL
January	7.00	385
February	3.0	165
March	8.75	481
April	5.25	289
May	15.50	853
June	19.00	1,045
July	16.00	880
August	9.75	536
September	13.25	729
October	7.08	389
November	7.33	403
December	7.83	431
TOTALS	119.74	\$6,586

1992
YARD DEBRIS HAULING/PROCESSING SUMMARY

MONTH	METRO SOUTH		METRO CENTRAL		TOTAL	
	Tons	Cost (\$)	Tons	Cost (\$)	Tons	Cost (\$)
January	18.58	650	42.39	1,484	60.97	2,134
February	25.07	877	52.70	1,845	77.77	2,722
March	57.34	2,007	103.23	3,613	160.57	5,620
April	31.08	1,088	72.02	2,521	103.10	3,609
May	65.26	2,284	137.88	4,826	203.14	7,110
June	54.49	1,907	110.73	3,876	165.22	5,783
July	41.02	1,436	108.31	3,791	149.33	5,227
August	25.95	908	93.99	3,290	119.94	4,198
September	18.63	652	80.72	2,825	99.35	3,477
October	18.62	581	57.85	2,025	76.47	2,606
November	19.72	467	46.08	1,669	65.80	2,136
December	14.65	347	35.23	1,276	49.88	1,623
TOTALS	390.41	13,204	941.13	33,041	1331.54	46,245

Notes:

1. Trans Industries processes yard debris at Metro Central @ \$35/ton (no hauling cost to Metro).
2. The hauling and processing of source-separated yard debris from Metro South Station is provided by McFarlane's Bark at \$35/ton; Waste Management of Oregon loads yard debris into drop boxes for \$55/hour. Effective October, 1992, WMO hauled to Grimms for \$61/ton (\$17 is for processing).

WMO LOADING COSTS		
MONTH	HOURS (@ \$55/hr)	TOTAL
January	2.75	151.25
February	5.25	288.75
March	8.50	467.50
April	11.75	646.25
May	22.25	1,870.00
June	19.75	1,086.25
July	19.00	1,045.00
August	11.50	632.50
September	11.50	632.50
October	9.75	536.25
November	7.00	385.00
December	4.00	220.00
TOTALS	133.00	\$7,961.25

**1991
YARD DEBRIS HAULING/PROCESSING SUMMARY**

MONTH	METRO SOUTH		METRO CENTRAL		TOTAL	
	Tons	Cost (\$)	Tons	Cost (\$)	Tons	Cost (\$)
January	--		--	--	--	
February	--	--	9.61	348	9.61	348
March	--	--	43.36	1,572	43.36	1,572
April	--	--	98.76	3,580	98.76	3,580
May	--	--	114.33	4,145	114.33	4,145
June	--	--	98.91	3,585	98.91	3,585
July	45.29	3,397	138.24	5,461	183.53	8,858
August	34.70	2,603	94.91	3,322	129.61	5,925
September	27.18	2,039	87.67	3,069	114.85	5,108
October	27.68	1,368	72.55	2,539	100.23	3,907
November	25.36	1,232	63.51	2,223	88.87	3,455
December	37.42	1,710	39.63	1,387	77.05	3,097
TOTALS	197.63	\$12,349	861.48	\$31,231	1,059.11	\$43,580

Notes:

1. Yard debris hauling from Metro Central Station commenced February 1991 and was provided by Marine Dropbox Service from February through June @ \$16.25/ton (\$19.50/ton in July); processing was provided by Grimm's Fuel @ \$20/ton for the same period; Trans Industries began processing yard debris at Metro Central in August @ \$35/ton (no hauling cost to Metro).
2. The hauling and processing of source-separated yard debris from Metro South Station commenced in July 1991. Hauling was initially provided by Waste Management of Oregon, processing by McFarlane's Bark; total cost \$75/ton. Beginning October 1 Metro contracted with McFarlane's Bark to provide hauling and processing at \$35/ton; Waste Management of Oregon loads yard debris into drop boxes for \$55/hour. Loading time averaged 6.5 hours/month during October through December.

RB:jc
4/19/95
YARDHAUL.SUM

AGENDA ITEM 6.1
Meeting Date : June 8, 1995

Ordinance No. 95-605

SECOND READING

Amending the FY 1994-95 Budget and Appropriations Schedule to Fund Certain Expenses Related to the Open Spaces, Parks and Streams General Obligation Bonds; and Declaring an Emergency.

BEFORE THE METRO COUNCIL

AN ORDINANCE AMENDING THE FY 1994-95)	ORDINANCE NO. 95-605
BUDGET AND APPROPRIATIONS)	
SCHEDULE TO FUND CERTAIN EXPENSES)	Introduced by Mike Burton
RELATED TO THE OPEN SPACES, PARKS)	Executive Officer
AND STREAMS GENERAL OBLIGATION)	
BONDS; AND DECLARING AN EMERGENCY)	

WHEREAS, The voters of the Metro region approved the Open Spaces, Parks and Streams general obligation bond measure on May 16, 1995; and

WHEREAS, There are certain expenditures which must be made prior to the sale of the general obligation bonds; and

WHEREAS, Such expenditures may be reimbursed from the proceeds of the sale of the general obligation bonds; and

WHEREAS, The Metro Council has reviewed and considered the need to transfer appropriations with the FY 1994-95 Budget; and

WHEREAS, The need for a transfer of appropriation has been justified; and

WHEREAS, Adequate funds exist for other identified needs; now, therefore,
THE METRO COUNCIL ORDAINS AS FOLLOWS;

1. That the FY 1994-95 Budget and Schedule of Appropriations are hereby amended as shown in the column titled "Revision" of Exhibits A and B to this Ordinance for the purposes of transferring \$92,832 from the General Fund Contingency to the Regional Parks and Greenspaces Department to fund certain expenses related to the Open Spaces, Parks and Streams general obligation bond measure, and

2. This Ordinance being necessary for the immediate preservation of the public health, safety or welfare of the Metro area in order to meet obligations and comply with Oregon Budget Law, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Metro Council this _____ day of _____, 1995.

ATTEST:

J. Ruth McFarland, Presiding Officer

Recording Secretary

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5/18/95 3:57 PM

STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO. 95-605 AMENDING THE FY 1994-95 BUDGET AND APPROPRIATIONS TO FUND CERTAIN EXPENSES RELATED TO THE OPEN SPACES, PARKS AND STREAMS GENERAL OBLIGATION BONDS; AND DECLARING AN EMERGENCY

Date: May 17, 1995

Presented by: Charlie Ciecko
Pat Lee

FACTUAL BACKGROUND AND ANALYSIS

On May 16, 1995, the voters of the Metro region approved the Open Spaces, Parks and Streams general obligation bond measure. With the approval of the measure, work may now proceed on the steps necessary for the issuance of the bonds and the acquisition of lands currently under option. It is estimated the sale of the bonds will occur toward the end of July, 1995. Several of the options already purchased by Metro will expire prior to the availability of bond proceeds and will need to be extended. In addition, to purchase these lands, the options call for appraisals of property and environmental assessments. The Regional Parks and Greenspaces Department has identified a minimal level of expenditures necessary for the remainder of the fiscal year. These expenses are eligible for reimbursement from the proceeds of the sale of the general obligation bonds.

This action requests the transfer of \$92,832 from the General Fund Contingency to the Regional Parks and Greenspaces Department of the Regional Parks and Expo Fund, to fund a variety of expenses related to the issuance of the Open Spaces, Parks and Streams general obligation bonds and the acquisitions of lands currently under options. This action will result in a corresponding reduction in the General Fund's budgeted beginning fund balance for FY 1995-96. However, the General Fund will be reimbursed for these expenditures when the bonds are sold. The reduction in fund balance will be offset by the reimbursement from the bond proceeds. The net financial impact on the General Fund's total resources for FY 1995-96 as a result of this action is zero. No adjustment to the General Fund's budget for next fiscal year is needed.

Personal Services

Upgrade of part-time Senior Regional Planner to full time status for last six weeks of fiscal year. Includes out of class pay and benefits	\$4,472
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Materials & Services

Appraisals	\$21,000
Level I environmental audits	36,000
Financial consultant and bond counsel	5,000
Temporary GIS assistance	3,360
Rating agency presentation	5,000

Capital Outlay	
Extension of current options	\$16,000
Purchase of plotter	2,000
TOTAL EXPENDITURES	\$92,832

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance No. 95-605.

**Exhibit A
Ordinance No. 95-605**

FISCAL YEAR 1994-95		CURRENT BUDGET		REVISION		PROPOSED BUDGET	
ACCT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
General Fund							
General Expenses							
<u>Interfund Transfers</u>							
581513	Trans. Indirect Costs to Bldg. Fund-Regional Center		303,807		0		303,807
581610	Trans. Indirect Costs to Support Svcs. Fund		519,495		0		519,495
581615	Trans. Indirect Costs to Risk Mgmt. Fund-Gen1		3,244		0		3,244
581615	Trans. Indirect Costs to Risk Mgmt. Fund-Workers' Comp		6,008		0		6,008
583610	Trans. Direct Costs to Support Svcs. Fund		28,130		0		28,130
583615	Trans. Direct Costs to Risk Management Fund		15,758		0		15,758
<u>Excise Tax Transfers</u>							
582140	Trans. Resources to Planning Fund		2,680,148		0		2,680,148
582513	Trans. Resources to Building Mgmt. Fund		55,984		0		55,984
582160	Trans. Resources to Reg. Parks/Expo Fund		544,335		92,832		637,167
582160	Trans. Resources to Reg. Parks/Expo Fund (contingency)		84,474		0		84,474
Total Interfund Transfers			4,241,383		92,832		4,334,215
<u>Contingency and Unappropriated Balance</u>							
599999	Contingency		380,089		(92,832)		287,257
599990	Unappropriated Fund Balance		200,000		0		200,000
Total Contingency and Unappropriated Balance			580,089		(92,832)		487,257
TOTAL EXPENDITURES		14.35	6,664,018	0.00	0	14.35	6,664,018

**Exhibit A
Ordinance No. 95-605**

FISCAL YEAR 1994-95		CURRENT BUDGET		REVISION		PROPOSED BUDGET	
ACCT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Regional Parks and Expo Fund							
Resources							
<u>Resources</u>							
305000	Fund Balance - general (Intergov't Rev)		495,040		0		495,040
391010	Trans. of Resources from General Fund		84,474		0		84,474
REGIONAL PARKS & GREENSPACES							
305000	Fund Balance - restricted		256,494		0		256,494
322000	Boat Ramp Use Permit		400		0		400
331110	Federal Grants-Operating-Direct						
	U.S. Fish & Wildlife Service (Years 1 & 2)		362,581		0		362,581
	U.S. Fish & Wildlife Service (Year 3)		218,000		0		218,000
	U.S. Fish & Wildlife Service (Year 4)		228,000		0		228,000
	USDA Soil Conservation Service		2,000		0		2,000
331120	Federal Grants-Operating-Indirect						
	NSF/Saturday Academy		14,346		0		14,346
	FHWA/CMAAQ		20,340		0		20,340
	FHWA/CMAAQ		10,000		0		10,000
331300	Federal Grants-Capital						
334110	State Grants-Operating-Direct						
	Oregon State Parks		15,000		0		15,000
337210	Local Grants-Operating-Direct						
	City of Portland, IPA/EPA		27,500		0		27,500
	Local governments		26,500		0		26,500
	Bybee-Howell		15,000		0		15,000
338000	Local Gov't Shared Revenues-R.V. Registration Fees		271,000		0		271,000
338200	Local Gov't Shared Revenues-Marine Fuel Tax		135,000		0		135,000
339200	Intergovernmental Revenue (County transfer)		10,300		0		10,300
339200	Contract Services		465,979		0		465,979
341700	Cemetery Services		93,523		0		93,523
341710	Cemetery Sales		42,736		0		42,736
347100	Admissions		325,000		0		325,000
347120	Reservation Fees		100,244		0		100,244
347220	Rental-Buildings		50,000		0		50,000
347300	Food Service		5,850		0		5,850
347830	Contract Revenue		699,188		0		699,188
347900	Other Miscellaneous Revenue		20,900		0		20,900
347960	Boat Launch Fees		110,000		0		110,000
361100	Interest Earned		26,726		0		26,726
373500	Sale of Proprietary Assets		15,277		0		15,277
391010	Trans. of Resources from General Fund		544,335		92,832		637,167
393761	Trans. Direct Costs from Smith & Bybee Lakes Fund		25,429		0		25,429
39376X	Trans. Direct Costs from Regional Parks Trust Fund		3,960		0		3,960
EXPO CENTER							
305000	Fund Balance - restricted		243,000		0		243,000
347220	Rental-Buildings		518,620		0		518,620
347300	Food Service		443,560		0		443,560
347900	Other Miscellaneous Revenue		78,460		0		78,460
374000	Parking Fees		541,890		0		541,890
Total Resources			6,546,652		92,832		6,639,484

**Exhibit A
Ordinance No. 95-605**

FISCAL YEAR 1994-95		CURRENT BUDGET		REVISION		PROPOSED BUDGET	
ACCT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Regional Parks and Expo Fund							
Regional Parks and Greenspaces Department							
<u>Personal Services</u>							
511121	SALARIES-REGULAR EMPLOYEES (full time)						
	Director	1.00	59,367		0	1.00	59,367
	Manager	1.00	58,403		0	1.00	58,403
	Senior Service Supervisor	2.00	77,134		0	2.00	77,134
	Program Supervisor	1.00	40,559		0	1.00	40,559
	Senior Regional Planner	2.50	120,975	0.06	3,535	2.56	124,510
	Associate Regional Planner	2.00	74,048		0	2.00	74,048
	Assistant Management Analyst	1.00	31,034		0	1.00	31,034
	Program Coordinator	2.00	67,158		0	2.00	67,158
511221	WAGES-REGULAR EMPLOYEES (full time)						
	Administrative Secretary	1.00	29,019		0	1.00	29,019
	Secretary	1.00	23,858		0	1.00	23,858
	Program Assistant 2	1.00	23,162		0	1.00	23,162
511235	WAGES-TEMPORARY EMPLOYEES (part time)						
	Temporary Support	0.25	2,703		0	0.25	2,703
	Park Workers	13.35	189,094		0	13.35	189,094
	Park Rangers	1.50	22,707		0	1.50	22,707
	Clerical Assistance	0.50	7,047		0	0.50	7,047
	Program Assistance	0.50	8,387		0	0.50	8,387
	Rafting guides	0.25	5,377		0	0.25	5,377
511321	WAGES-REGULAR EMPLOYEES-REPRESENTED 483 (full time)						
	Arborist	1.00	33,980		0	1.00	33,980
	Senior Gardener	1.00	33,980		0	1.00	33,980
	Gardener 1	1.00	28,130		0	1.00	28,130
	Park Ranger	10.00	303,673		0	10.00	303,673
511400	OVERTIME		10,176		0		10,176
511500	PREMIUM PAY		2,535		0		2,535
512000	FRINGE		449,131		937		450,068
Total Personal Services		44.85	1,701,637	0.06	4,472	44.91	1,706,109

<u>Materials & Services</u>							
521100	Office Supplies		7,060		0		7,060
521110	Computer Software		7,835		0		7,835
521111	Computer Supplies		720		0		720
521210	Landscape Supplies		9,443		0		9,443
521220	Custodial Supplies		7,245		0		7,245
521240	Graphics/Reprographic Supplies		1,100		0		1,100
521250	Tableware Supplies		1,100		0		1,100
521260	Printing Supplies		735		0		735
521270	Animal Food		100		0		100
521290	Other Operating Supplies		16,931		0		16,931
521292	Small Tools		2,889		0		2,889
521293	Promotional Supplies		1,625		0		1,625
521310	Subscriptions		900		0		900
521320	Dues		475		0		475
521510	Maintenance & Repairs Supplies-Building		12,930		0		12,930
521520	Maintenance & Repairs Supplies-Grounds		28,733		0		28,733
521540	Maintenance & Repairs Supplies-Equipment		10,360		0		10,360
523100	Merchandise for Resale-Food		9,775		0		9,775
523200	Merchandise for Resale-Retail		2,750		0		2,750

**Exhibit A
Ordinance No. 95-605**

FISCAL YEAR 1994-95		CURRENT BUDGET		REVISION		PROPOSED BUDGET	
ACCT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Regional Parks and Expo Fund							
Regional Parks and Greenspaces Department							
524110	Accounting & Auditing Services		4,200		0		4,200
524190	Miscellaneous Professional Services		1,146,884		67,000		1,213,884
525110	Utilities-Electricity		26,795		0		26,795
525120	Utilities-Water & Sewer Charges		10,030		0		10,030
525140	Utilities-Heating Fuel		3,750		0		3,750
525150	Utilities-Sanitation Service		17,305		0		17,305
525190	UtilitiesOther		2,000		0		2,000
525610	Maintenance & Repair Services-Building		825		0		825
525640	Maintenance & Repairs Services-Equipment		4,659		0		4,659
525710	Equipment Rental		30,933		0		30,933
525740	Capital Lease		2,750		0		2,750
526200	Ads & Legal Notices		11,125		0		11,125
526310	Printing Services		88,765		0		88,765
526320	Typesetting & Reprographics Services		6,100		0		6,100
526410	Telephone		8,152		0		8,152
526420	Postage		27,495		0		27,495
526440	Delivery Services		575		0		575
526500	Travel		3,850		0		3,850
526510	Mileage Reimbursement		1,675		0		1,675
526690	Concessions/Catering Contract		26,950		0		26,950
526700	Temporary Help Services		1,000		3,360		4,360
526800	Training, Tuition, Conferences		7,065		0		7,065
529910	Uniform Supply		6,950		0		6,950
528100	License, Permits, Payment to Agencies		251,915		0		251,915
526900	Miscellaneous Other Purchased Services		220		0		220
528310	Real Property Taxes		82,500		0		82,500
529500	Meetings		1,450		0		1,450
529835	External Promotion		29,188		0		29,188
Total Materials & Services			1,927,812		70,360		1,998,172
Capital Outlay							
571100	Land		368,418		16,000		384,418
571200	Purchases-Improvements		3,000		0		3,000
571400	Equipment and Vehicles		3,525		0		3,525
571500	Purchases-Office Furniture & Equipment		7,293		2,000		9,293
574510	Construction Work/Materials-Improvements		45,180		0		45,180
574520	Construction Work/Materials-Buildings		10,000		0		10,000
Total Capital Outlay			437,416		18,000		455,416
TOTAL EXPENDITURES		44.85	4,066,865	0.06	92,832	44.91	4,159,697

**Exhibit A
Ordinance No. 95-605**

FISCAL YEAR 1994-95		CURRENT BUDGET		REVISION		PROPOSED BUDGET	
ACCT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Regional Parks and Expo Fund							
General Expenses							
<u>Interfund Transfers</u>							
581610	Trans. Indirect Costs to Supp. Svcs. Fun		405,977		0		405,977
581615	Trans. Indirect Costs to Risk Mgmt Fund-Liability		76,392		0		76,392
581615	Trans. Indirect Costs to Risk Mgmt Fund-Worker Comp		14,467		0		14,467
581513	Trans. Indirect Costs to Bldg Mgmt Fund-Reg. Center		81,584		0		81,584
583751	Transfer Direct Costs to Metro ERC Admin. Fund		73,500		0		73,500
Total Interfund Transfers			651,920		0		651,920
<u>Contingency and Unappropriated Balance</u>							
599999	Contingency		307,232		0		307,232
599990	Unappropriated Balance		53,254		0		53,254
Total Contingency and Unappropriated Balance			360,486		0		360,486
TOTAL EXPENDITURES		56.55	6,546,652	0.06	92,832	56.61	6,639,484

**Exhibit A
Ordinance No. 95-605**

FISCAL YEAR 1994-95		CURRENT BUDGET		REVISION		PROPOSED BUDGET	
ACCT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Regional Parks and Expo Fund							
<u>For Information Only</u>							
Regional Parks and Greenspaces (Planning and Capital Development)							
<u>Personal Services</u>							
511121	SALARIES-REGULAR EMPLOYEES (full time)						
	Manager	1.00	58,403		0	1.00	58,403
	Senior Regional Planner	2.50	120,975	0.06	3,535	2.56	124,510
	Associate Regional Planner	2.00	74,048		0	2.00	74,048
	Program Coordinator	1.00	31,230		0	1.00	31,230
511221	WAGES-REGULAR EMPLOYEES (full time)						
	Program Assistant 2	1.00	23,162		0	1.00	23,162
511235	WAGES-TEMPORARY EMPLOYEES (part time)						
	Temporary Support	0.25	2,703		0	0.25	2,703
	Program Assistance	0.50	8,387		0	0.50	8,387
	Rafting guides	0.25	5,377		0	0.25	5,377
511321	WAGES-REGULAR EMPLOYEES-REPRESENTED 483 (full time)		999		0		999
511400	OVERTIME				937		
512000	FRINGE		131,095				132,032
Total Personal Services		8.50	456,379	0.06	4,472	8.56	460,851
<u>Materials & Services</u>							
521100	Office Supplies		5,450		0		5,450
521110	Computer Software		2,585		0		2,585
521111	Computer Supplies		500		0		500
521210	Landscape Supplies		4,943		0		4,943
521240	Graphics/Reprographic Supplies		950		0		950
521250	Tableware Supplies		1,100		0		1,100
521260	Printing Supplies		550		0		550
521290	Other Operating Supplies		2,050		0		2,050
521292	Small Tools		500		0		500
521293	Promotional Supplies		1,625		0		1,625
521310	Subscriptions		900		0		900
521320	Dues		175		0		175
523100	Merchandise for Resale-Food		4,975		0		4,975
523200	Merchandise for Resale-Retail		2,750		0		2,750
524190	Miscellaneous Professional Services		1,039,714		67,000		1,106,714
525640	Maintenance & Repairs Services-Equipment		2,000		0		2,000
525710	Equipment Rental		19,883		0		19,883
525740	Capital Lease		2,750		0		2,750
526200	Ads & Legal Notices		10,100		0		10,100
526310	Printing Services		85,140		0		85,140
526320	Typesetting & Reprographics Services		6,100		0		6,100
526410	Telephone		2,500		0		2,500
526420	Postage		27,495		0		27,495
526440	Delivery Services		575		0		575
526500	Travel		3,850		0		3,850
526510	Mileage Reimbursement		1,675		0		1,675
526700	Temporary Help Services		1,000		3,360		4,360
526800	Training, Tuition, Conferences		2,500		0		2,500
529910	Uniform Supply		500		0		500
528100	License, Permits, Payment to Agencies		35,300		0		35,300
529500	Meetings		1,450		0		1,450
529835	External Promotion		29,188		0		29,188
Total Materials & Services			1,300,773		70,360		1,371,133

**Exhibit A
Ordinance No. 95-605**

FISCAL YEAR 1994-95		CURRENT BUDGET		REVISION		PROPOSED BUDGET	
ACCT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Regional Parks and Expo Fund							
<u>For Information Only</u>							
Regional Parks and Greenspaces (Planning and Capital Development)							
<u>Capital Outlay</u>							
571100	Land		368,418		16,000		384,418
571200	Purchases-Improvements		3,000		0		3,000
571500	Purchases-Office Furniture & Equipment		5,328		2,000		7,328
Total Capital Outlay			376,746		18,000		394,746
TOTAL EXPENDITURES		8.50	2,133,898	0.06	92,832	8.56	2,226,730

Exhibit B
Ordinance No. 95-605
FY 1994-95 SCHEDULE OF APPROPRIATIONS

	Current Appropriation	Revision	Proposed Appropriation
GENERAL FUND			
Council			
Personal Services	888,891	0	888,891
Materials & Services	102,243	0	102,243
Capital Outlay	13,800	0	13,800
Subtotal	1,004,934	0	1,004,934
Executive Management			
Personal Services	331,856	0	331,856
Materials & Services	40,002	0	40,002
Capital Outlay	13,600	0	13,600
Subtotal	385,458	0	385,458
Office of the Auditor			
Personal Services	76,373	0	76,373
Materials & Services	20,654	0	20,654
Capital Outlay	20,127	0	20,127
Subtotal	117,154	0	117,154
Special Appropriations			
Materials & Services	335,000	0	335,000
Subtotal	335,000	0	335,000
General Expenses			
Interfund Transfers	4,241,383	92,832	4,334,215
Contingency	380,089	(92,832)	287,257
Subtotal	4,621,472	0	4,621,472
Unappropriated Balance	200,000	0	200,000
Total Fund Requirements	6,664,018	0	6,664,018
REGIONAL PARKS AND EXPO FUND			
Regional Parks and Greenspaces			
Personal Services	1,701,637	4,472	1,706,109
Materials & Services	1,927,812	70,360	1,998,172
Capital Outlay	437,416	18,000	455,416
Subtotal	4,066,865	92,832	4,159,697
Expo Center			
Personal Services	476,444	0	476,444
Materials & Services	597,937	0	597,937
Capital Outlay	393,000	0	393,000
Subtotal	1,467,381	0	1,467,381
General Expenses			
Interfund Transfers	651,920	0	651,920
Contingency	307,232	0	307,232
Subtotal	959,152	0	959,152
Unappropriated Balance	53,254	0	53,254
Total Fund Requirements	6,546,652	92,832	6,639,484

All Other Appropriations Remain As Previously Adopted

NOTE: This Ordinance assumes adoption of Ordinance No. 95-603, amending the Expo Center for parking operations.



METRO

Narrowing LRT Design Options

DATE: May 31, 1995
TO: South/North Steering Group
REF: Schedule of up coming meetings
NOTE: SOME MEETINGS ARE TENTATIVE

June 2, 1995	Steering Group Design Option Briefing
June 5, 1995	Media Preview of Design Option Data 10:00 a.m. Portland State University Smith Center Ballroom
June 5, 1995	CAC Design Option Work Session (Location: PSU, same as above, 5:30 p.m. to 9:30 p.m.)
June 6, 1995	Multnomah County Design Option - Open House (Location: PSU, same as above: 4:30 p.m. to 8:30 p.m.)
June 7, 1995	Clackamas County Design Option - Open House Clackamas High School Cafeteria 13801 SE Webster Road - 4:30 pm to 8:30 pm
June 7, 1995	Downtown Portland Oversight Committee Meeting Review Technical Data Tentative Location: Portland State University - 1:30 p.m. to 3:30 p.m.
June 8, 1995	Clark County Design Option - Open House First United Methodist Church 401 E. 33rd Street - 4:30 pm to 8:30 pm
June 12, 1995	Downtown Portland Oversight Committee - Public Meeting Portland State University - The Browsing Room 11:30 a.m. to 1:30 p.m.
June 19-20, 1995	Expert Review Panel (ERP)

June 22, 1995 Downtown Portland Oversight Committee Meeting
Adopt Recommendation
Location TBD - 7:30 a.m. to 9:30 a.m.

June 22, 1995 Possible CAC Work Session
The Oregon State Department of Transportation
123 NW Flanders - 5:30 pm to 9:30 pm

June 26, 1995 Design Option Public Comment Meeting (Steering Gp Members Residing)
Metro Council Chambers - 5:30 p.m.

June 27, 1995 Design Option Public Comment Meeting (Steering Gp Members Residing)
City Of Vancouver Council Chambers - 5:30 p.m.

June 29, 1995 Tentative Downtown Portland Oversight Committee Meeting
(If needed)
Location TBD - 3:00 p.m. to 5:00 p.m.

June 29, 1995 Tentative CAC Meeting
The Oregon State Department of Transportation
123 NW Flanders - 6:00 pm to 9:00 pm

July 11, 1995 Tentative PMG Meeting - Design Option Staff Recommendation

July 13, 1995 Tentative CAC Meeting
The Oregon State Department of Transportation
123 NW Flanders - 6:00 pm to 9:00 pm

July 20, 1995 Tentative CAC Meeting - Recommendation
The Oregon State Department of Transportation
123 NW Flanders - 6:00 pm to 9:00 pm

July 27, 1995 Tentative Steering Group Meeting - Recommendation

August 1-15, 1995 Participating Jurisdiction Meetings

BEFORE THE METRO COUNCIL

AN ORDINANCE AMENDING THE FY 1994-95) ORDINANCE NO. 95-606A
BUDGET AND APPROPRIATIONS SCHEDULE FOR)
THE PURPOSE OF TRANSFERRING APPROPRIA-) Introduced by Mike Burton,
TIONS TO FUND A PORTION OF THE REGIONAL) Executive Officer
GOVERNMENT INFORMATION EXCHANGE)
NETWORK (REGGIE) BETWEEN METRO AND THE)
AGENCIES PARTICIPATING IN THE SOUTH/)
NORTH HIGH CAPACITY TRANSIT STUDY; AND)
DECLARING AN EMERGENCY)

WHEREAS, The Metro Council has reviewed and considered the need to transfer appropriations with the FY 1994-95 Budget; and

WHEREAS, The need for a transfer of appropriation has been justified; and

WHEREAS, Adequate funds exist for other identified needs; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. The FY 1994-95 Budget and Schedule of Appropriations are hereby amended as shown in the column titled "Revision" of Exhibits A and B to this Ordinance for the purposes of transferring \$45,000 from the Planning Fund Materials & Services appropriation to Capital Outlay to fund the hardware necessary for the Regional Government Information Exchange Network.

2. This Ordinance being necessary for the health, safety, or welfare of the Metro area, for the reason that in order to meet obligations and comply with Oregon Budget Law, an emergency is declared to exist and the Ordinance takes effect upon passage.

3. Immediate adoption of this Ordinance without publication of the notice required by Section 37 of the 1992 Metro Charter is necessary because grant funds must be

encumbered immediately and the REGGIE network funded by this Ordinance must be in place by July 1, 1995. Notice of Council Finance Committee consideration of this Ordinance was given that substantially complies with the notice requirements of Section 37 of the Charter. The Council hereby gives its unanimous consent to the immediate adoption of this Ordinance.

ADOPTED by the Metro Council this ____ day of _____, 1995.

J. Ruth McFarland, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

gl
1235

MINUTES OF METRO COUNCIL REGULAR MEETING

Council Chamber

June 1, 1995

Councilors Present: Ruth McFarland (Presiding Officer), Rod Monroe (Deputy Presiding Officer), Patricia McCaig, Susan McLain, Ed Washington

Councilors Absent: Don Morissette

Presiding Officer McFarland called the June 1, 1995 Metro Council Regular Meeting to order at 2:01 p.m.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATIONS

Councilor Washington introduced Linda Delf, a Portland Public School teacher, addressed the Council concerning the Northeast Community School, a Portland Public Alternative School, a program for children in the Elliot neighborhood in Councilor Washington's district involving gymnastics, dance, music lessons, debate to be conducted both before and after school and in the summer. She said the teachers involved had been raising funds themselves and gaining support from foundations for launching the program and she distributed materials to the Council regarding the project. Ms. Delf asked for Metro's help by giving a waiver for the dumping fees for a possible 25 tons of construction debris for the renovation of the roof of the building that had been purchased for the Northeast Community School.

Councilors McCaig and Washington expressed interest in taking action on the matter. The Council discussed how to proceed. Councilor Kvistad recommended taking the matter before the Solid Waste Committee in the form of a resolution for a formal action.

Presiding Officer McFarland indicated all actions items on the agenda for this meeting would be referred to Committees, and on that basis Councilor McCaig agreed.

Presiding Officer McFarland asked that the item be brought forward to the Solid Waste Committee. Councilor Kvistad indicated the next Solid Waste Committee meeting was set for June 6, 1995 at 1:30 p.m.

3. EXECUTIVE OFFICER COMMUNICATIONS

None.

4. CONSENT AGENDA

4.1 Consideration of Minutes for the May 23, 1995 Metro Council Work Session and the May 25, 1995 Metro Council meeting and the Budget Committee Minutes for March 21, April 4, April 6, April 18, and April 20, 1995

Presiding Officer McFarland asked that the May 25, 1995 Metro Council meeting minutes be amended to denote that the Presiding Officer set over a discussion of Open Space acquisition policy to the Regional Facilities Committee.

Motion as Amended:

Councilor Monroe moved the minutes for the May 23, 1995 Metro Council Work Session and the May 25, 1995 Metro Council meeting and the Budget Committee minutes for March 21, April 4, April 6, April 18, and April 20, 1995 be approved as submitted with the amendment to the May 25, 1995 Metro Council meeting minutes as requested by Presiding Officer McFarland. Councilor Washington seconded the motion.

Vote on Motion as Amended:

Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted aye. Councilor Kvistad abstained from voting on the minutes for the March 21 Budget Committee meeting in which he was not in attendance. Councilor Morissette was absent.

The vote was unanimous with one abstention on the March 21 Budget Committee meeting minutes, and the motion passed.

5. ORDINANCES FIRST READINGS

5.1 Ordinance No. 95-604. For the Purpose of Adopting A Future Vision for the Region

Councilor McLain noted that matter before the Council was not under consideration for action at this time, but rather was on the agenda for first reading only. She referenced materials in the agenda packet including Exhibits to the proposed ordinance. These documents have been placed in the permanent meeting record.

Presiding Officer McFarland opened a public hearing.

Len Freiser, Chair, Future Vision Commission, addressed the Council and presented remarks endorsing the proposed ordinance with accompanying Exhibits A, B, and C. A hard copy of his remarks have been placed in the permanent meeting record. Mr. Freiser asked that language be added to Exhibit A by adding 26 words to line 39 which would then read: "We value a cultural atmosphere and public policies that will insure that every child in every community enjoys the greatest possible opportunities to fulfil his or her potential in life; and, as a high priority, that every child, regardless of income, has the opportunity to engage in the literary, visual, and performing arts in community centers." [Recorder's note: new language is underlined.] A copy of this proposed amendment has been placed in the permanent meeting record.

Councilor McLain indicated she would be willing to sponsor the proposed amendment at the appropriate time.

Peggy Lynch, Beaverton resident and member of the Future Vision Commission, addressed the Council in support of the proposed ordinance. She advocated for RUGGO's, the functional plans, Regional Framework Plans and program funding opportunities. Ms. Lynch referenced her three memorandums dated May 11, May 23, and May 25, 1995 with her recommendations. These documents have been made part of the permanent meeting record.

Robert B. Textor, Stanford University professor, addressed the Council and talked about the livability factor that was at stake for the region. He urged adoption of the proposed ordinance.

Robert Cain, President, Coalition of Metropolitan Property Associations, Inc. (COMPA) addressed the Council. He said the COMPA had reviewed the Future Vision document line by line and would like to present suggested revisions which he said were a product of a unified effort of organizations convened by COMPA based on their review.

Mr. Cain introduced Robin White, Executive Vice President, Portland Building Owners and Managers Association (BOMA). Ms. White gave commendation to Councilor McLain and the Commission for the work effort and spoke in support of work of the Future Vision Commission. She distributed a document containing

revisions suggested by the COMPA, briefing the Council concerning those suggestions. This document has been made part of the permanent meeting record.

Anne Nickel, Columbia Corridor Association, addressed the Council noting her participation in the COMPA group and spoke in support of the work of the Future Vision Commission and the COMPA suggested revisions to the Future Vision document.

Steve Rose, representing the Metro Multi-Family Housing Association, addressed the Council in support of suggested revisions from COMPA and from Executive Officer Burton concerning the "To Achieve" section.

Dorothy Cofield, representing Oregonians in Action, a non-profit made up of approximately 3,400 members who she indicated were small rural landowners throughout the state with about one half of the membership in the Metro region. Ms. Cofield advocated for greater protection for private property rights and indicated support for the Open Spaces Bond Measure as a means of doing so. She noted she was part of the COMPA group and spoke in support of the work of the Future Vision Commission and supported the draft revisions presented by COMPA. Ms. Cofield indicated appreciation for the work done on the draft and asked for consideration of COMPA's suggestions.

Drake Butsch, representing the Portland Home Builders Association, thanked the Commission for their work effort and supported the final document with modifications as suggested by COMPA. He advocated the removal of the "To Achieve" sections as suggested by Executive Officer Burton. He expressed concern about Metro's "hands being tied," and suggested these sections be placed in another document or placed in the record. He suggested advice from legal counsel be obtained regarding the differences between an attachment to the document and simply having the matter in the record.

Joe Gronewald, Deputy Director, Portland Metropolitan Association of Realtors, addressed the Council. He said his organization was composed of over 3,200 members and supported of the recommendations made by the COMPA.

Jim Griffith, Alliance of Portland Neighborhood Business Associations, asked the Council to adopt the recommendations made by the COMPA group.

Bill Resnick, Chair, Jobs With Justice, Committee for Sustainable Economic Development, presented remarks to the Council in support of the Future Vision statement and felt planning for economic development was important to the process. He referenced suggested revisions to the Future Vision document submitted by Portland Jobs With Justice, and entered a copy of his letter and the suggested revisions for placement in the permanent meeting record.

Peter G. McDonald, Clackamas County hazelnut and tree farmer and member of the Future Vision Commission, addressed the Council in support of the Future Vision document.

Alice Schlenker, citizen of Lake Oswego, Metro Policy Advisory Committee member and member of the Future Vision Commission, commented on the work of the Commission and said the Future Vision document met her criteria as a decision maker for the public interest. Ms. Schlenker urged adoption of the Future Vision document.

Judy Davis, League of Women Voters and member of the Future Vision Commission, addressed the Council and said that in 1967 the League of Women Voters in Washington/Clackamas/Multnomah Counties jointly adopted a position statement which she read into the record: "We believe that a sense of regional community is vital in dealing with regional issues. We support efforts aimed at developing and expanding this sense of regional community among all residents of the Portland Metropolitan region." Ms. Davis urged adoption of the proposed ordinance.

Linda Peters, Chair of the Washington County Board of Commissioners, indicated her remarks were rather as a member of the Future Vision Commission. She felt the testimony of participants today reflected more unity of thought than they did conflicting issues. She asked the Council to consider changes in language be done selectively to clarify and be reflective of the integrated nature of the work.

Robert Liberty, Director of 1000 Friends of Oregon and member of the Future Vision Commission, and citizen of the region, addressed the Council. He noted testimony he had given in 1991 predicted implementation of RUGGO's could take from six years to a decade from that time. He urged decisiveness on the Council's part and adoption of the Future Vision document without delay.

Denny Krause, Greater Gresham Board of Realtors, addressed the Council and indicated support for the work of COMPA. Mr. Krause advocated for the ability for citizens to site homes on small parcels of acreage of non-productive land.

Bill Bugbee, representing Friends of Cooper Mountain, addressed the Council and supported the work of the Future Vision Commission.

Presiding Officer McFarland closed the public hearing.

Councilor Monroe commented he felt enhancing the livability of the region benefited of the economic development of the region at the same time

Presiding Officer McFarland and Councilor McLain thanked the citizens who testified and the members of the Future Vision Commission for their work effort, and said the suggestions for revision would be reviewed before the next public hearing on June 15, at which time those revisions deemed appropriate could be incorporated.

5.2 Ordinance No. 95-603. Amending the FY 1994-95 Budget and Appropriations Schedule to Reflect Increased Concessions at the Convention Center and Increased Parking at the Expo Center; and Declaring an Emergency.

Presiding Officer McFarland referred Ordinance No. 95-603 to the Regional Facilities Committee.

5.3 Ordinance No. 95-605. Amending the FY 1994-95 Budget and Appropriations to Fund Certain Expenses Related to the Open Spaces, Parks and Streams General Obligation Bonds; and Declaring an Emergency.

Councilor McCaig requested the proposed ordinance be heard at this time without referral to committee in order to avoid a delay in adoption until after the end of the fiscal year.

Presiding Officer McFarland consented that the proposed ordinance be first read and heard at this time.

Councilor McCaig indicated the proposed ordinance contained a request for \$92,832 to be transferred from the General Fund Contingency. She noted that upon sale of the bonds the monies would be reimbursed to the Contingency Fund.

Presiding Officer McFarland asked that the proposed ordinance be placed on the next Council meeting agenda for June 8, 1995 for action.

5.4 Ordinance No. 95-606. Amending the FY 1994-95 Budget and Appropriations Schedule for the Purpose of Transferring Appropriations to Fund A Portion of the Regional Government Information Exchange Between Metro and the Agencies Participating in the South/North High Capacity Transit Study; and Declaring an Emergency.

Presiding Officer McFarland referred Ordinance No. 95-606 to the Finance Committee.

6. ORDINANCES: SECOND READINGS

6.1 Ordinance No. 95-602, Relating to Administration, Amending the Metro Code, and Declaring an Emergency.

Motion: Councilor McCaig moved to adopt Ordinance No. 95-602. Councilor McLain seconded the motion.

Presiding Officer McFarland introduced a proposed amendment to Ordinance No. 95-602, amending Section 2.04.010 Definitions by adding a new definition. She entered a document containing the proposed amendment into the record. This document has been made a part of the permanent meeting record.

Motion to Amend: Councilor Monroe moved to amend Ordinance No. 95-602 by adding a new definition:

“Council Presiding Officer” means the Council Presiding Officer provided for in Section 16 of the 1992 Metro Charter. In carrying out the duties of the office of Council Presiding Officer, as defined by the Council, the Presiding Officer may directly execute contracts and contract amendments without the approval of the Executive Officer but otherwise subject to the requirements of this Code.” Councilor Kvistad seconded the motion.

Councilor McLain referenced a memorandum from Doug Butler dated May 31, 1995 regarding questions she had asked related to the proposed ordinance. This document has been made a part of the permanent meeting record.

Daniel B. Cooper, General Counsel, indicated he, too, had received a copy of the referenced memorandum. Mr. Cooper clarified there would be no impact on the MBE/WBE/DBE programs by passage of the proposed ordinance. Councilor McLain said in that case she would not have an amendment.

Vote on Motion to Amend: Councilors Kvistad, McCaig, McLain, Monroe and McFarland voted aye. Councilors Morissette and Washington were absent.

The vote was 5 to 0 in favor, and the motion passed.

Motion to Amend: Councilor Monroe moved to amend Ordinance No. 95-602, Section 2.04.010 Definitions by adding a new definition:
“Auditor” means the Metro auditor provided for in Section 18 of 1992 Metro Charter. In carrying out the duties of the office of Auditor the Auditor may directly execute contracts and contract amendments without the approval of the Executive Officer but otherwise subject to the requirements of this Code.” Councilor McCaig seconded the motion.

A copy of the proposed amendment was entered in the permanent meeting record.

Vote on Motion to Amend: Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted aye. Councilor Morissette was absent.

The vote was 6 in favor, and the motion passed.

Motion to Amend: Councilor Kvistad moved to amend Ordinance No. 95-602, Section 9.01.070 Emergency Succession to read as follows:
"In the event of the death of the Executive Officer or the declaration of a vacancy in that office, the Presiding Officer of the Metro Council shall assume the duties of the Executive Officer until such time as the council fills the vacancy pursuant to Section 9.01.060. [Recorders' note: New language is underlined.] Councilor Monroe seconded the motion.

Vote on Motion to Amend: Councilors Kvistad, McCaig, McLain, Monroe and McFarland voted aye. Councilors Morissette and Washington were absent.

The vote was 5 to 0 in favor, and the motion passed.

Presiding Officer McFarland opened a public hearing. No citizens appeared before the Committee to testify. Presiding Officer McFarland closed the public hearing.

Vote on Main Motion as Amended: Councilors Kvistad, McCaig, McLain, Monroe and McFarland voted aye. Councilor Washington abstained. Councilor Morissette was absent.

The vote was 5 to 0 in favor with one abstention, and the motion passed.

Councilor Washington explained he abstained due to the fact that he was absent from the proceedings for this particular ordinance for a portion of time.

7. RESOLUTIONS

Presiding Officer McFarland changed the order of the agenda at this time which is reflected in the minutes as the chronology of the matters as they were heard.

7.1 Resolution No. 95-2160, For the Purpose of Adopting Rules Establishing Procedures Relating to the Conduct of Council Standing Committee Business.

Motion: Councilor McCaig moved to adopt Resolution No. 95-2160. Councilor Washington seconded the motion.

Vote: Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted aye.

The vote was 6 to 0 in favor, and the motion passed.

7.4 Resolution No. 95-2151, For the Purpose of Confirming the Appointment of Douglas E. Butler as Director of the Department of Administrative Services.

Motion: Councilor Washington moved to adopt Resolution No. 95-2151. Councilor Kvistad seconded the motion.

Councilor Washington indicated the proposed resolution would confirm the appointment of Mr. Butler as the Director of the Department of Administrative Services. Councilor Washington urged the Council to vote no on the proposed resolution.

Metro Council Regular Meeting

June 1, 1995

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The Council discussed the matter further, noting Mr. Butler's office was bigger than theirs and that it was too noisy around here.

Vote: Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted no. Councilor Morissette was absent.

The vote was 6 to 0 opposed, and the motion failed.

Motion: Councilor Kvistad moved to reconsider.

Councilor Washington explained the Council's intent was to have a little fun with Mr. Butler, and urged the Council's support of the proposed resolution.

Vote on Motion to Reconsider: Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted aye. Councilor Morissette was absent.

The vote was 6 to 0 in favor, and the motion passed.

7.5 Resolution No. 95-2152. For the Purpose of Confirming the Appointment of Jennifer Sims as Chief Financial Officer.

Motion: Councilor Washington moved to adopt Resolution No. 95-2152. Councilor Kvistad seconded the motion.

The Council discussed the matter further.

Vote: Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted no. Councilor Morissette was absent.

The vote was 6 to 0 opposed, and the motion failed.

Motion to Reconsider: Councilor Kvistad moved to reconsider. Councilor McLain seconded the motion.

Vote on Motion to Reconsider: Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted aye. Councilor Morissette was absent.

The vote was 6 to 0 in favor, and the motion passed.

7.6 Resolution No. 95-2149. For the Purpose of Approving the Receiving of Federal Grant Through the Oregon Department of Geology and Mineral Industries for Implementing Regional Earthquake Hazards Identification and Preparedness Program.

Motion: Councilor McCaig moved to adopt Resolution No. 95-2149. Councilor Washington seconded the motion.

Andy Cotugno, Director of the Planning Department, presented the staff report, and said the proposed resolution would provide for approval of receiving a federal grant as phase two of four phase program for Metro's earthquake identification and preparedness program.

In response to Presiding Officer McFarland, Mr. Cotugno indicated the program was a four year program in total, which was currently in its second year. He said Metro would receive approximately \$515 thousand through this contract in pass through funds.

Councilor McLain commended Gerry Uba, Senior Management Analyst, for his work effort on the program.

Presiding Officer McFarland noted future matters of this nature would be referred to the Planning Committee.

Vote: Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted aye. Councilor Morissette was absent.

The vote was 6 to 0 in favor, and the motion passed.

7.2 Resolution No. 95-2159, For the Purpose of Approving and Adopting the Whitaker Ponds Concept Master Plan

Motion: Councilor Washington moved to adopt Resolution No. 95-2159. Councilor McLain seconded the motion.

Councilor Washington noted the Council had received copies of the Whitaker Pond Concept Master Plan as well as updates, and said the proposal before the Council was timely.

Jane Hart, Associate Regional Planner, Regional Parks and Greenspaces, presented the staff report, noting a detailed overview of plan components had been given to the Council produced by the consulting firm, Walker & Macy. Ms. Hart reviewed the public involvement process of the project during which project partners had been able to indicate concerns. Ms. Hart noted department responses had been given and project partners had indicated their concerns had been addressed. She presented a staff recommendation for a change in the document in the language on page 38 under Active Recreation concerning replacement of the ball fields described in the plan and relocation of the north ball field.

Motion to Amend: Councilor Washington moved staff recommendations for amendments to the language to the Whitaker Pond Master Plan as described by staff.

Councilor Kvistad asked for more information regarding the ball fields in question.

Presiding Officer McFarland opened a public hearing.

Terri Tufts, EnviroCorps, testified before the Council in support of the Whitaker Master Plan and urged adoption of the plan.

Susan Barthel, City of Portland, Bureau of Environmental Services, Surface Water Division, testified before the council in support of the Master Plan and she urged adoption of the plan. Ms. Barthel noted her participation on the Columbia Slough Watershed Council, which has been involved with the planning, and said she felt the plan would present water quality improvement and recreational opportunities as well as educational opportunities. She said funding had been allocated by the City and said the City looked forward to jointly working together on the project.

Rene Zolich, Vice President Lakeside Little League and resident of N.E. Portland, testified before the Council advocating for the youth of the region and expressing her concerns regarding the possibility of losing the ball fields. She urged the Council not to adopt a plan that would remove the ball fields until a relocation site had been found.

Walt Hollands, Grant High School teacher, referenced a document entitled "Whitaker Pond Site Report, Grant High School 1994-95." Mr. Hollands introduced Rick Street, Grant High School teacher, and Scott Warren and Jay Kirsch, Grant High School students. He said they had worked with the Green City program through Metro, Greenspaces and the Saturday Academy studying Whitaker Ponds over the last two years, and supported the plan to improve and convert the ponds to a more wild state. He emphasized the youth of the region having the educational opportunity to observe a natural environment represented by the Whitaker Ponds plan.

Curtis Falbo, resident of N.E. Portland, neighbor of the site and Little League coach, supported the overall Whitaker Ponds plan, but he expressed concerns about the possibility of losing any playing fields.

David Blaine, Board Member, Lakeside Little League Board Member, addressed the Council in favor of the amendments expressing his concerns about losing playing fields in the area.

Pamela Brown, representing Environmental Health and Safety for Portland Public Schools, addressed the Council in support of the Whitaker Ponds Master Plan.

Erin McLellan, Pacific Power & Light, addressed the Council in support of the Master Plan and urged its adoption.

Presiding Officer McFarland closed the public hearing.

The Council discussed the proposed amendments further, and requested they be submitted to the Council for review in written form.

Presiding Officer McFarland recessed the Metro Council at 4:25 p.m.

Presiding Officer McFarland called for an Executive Session pursuant to ORS 192.660 (1) (e) regarding real property transaction negotiations.

Presiding Officer McFarland convened the Executive Session at 4:36 p.m.

Present: Councilors Jon Kvistad, Patricia McCaig, Susan McLain, Rod Monroe, Ed Washington and Presiding Officer Ruth McFarland ; Todd Sadlo, Senior Assistant Counsel; Charlie Ciecko, Director of Parks & Greenspaces; Jane Hart, Associate Regional Planner; Nancy Chase, Senior Regional Planner;

Presiding Officer McFarland adjourned the Executive Session at 4:55 p.m.

7.3 Resolution No. 95-2140. For the Purpose of Authorizing the Executive Officer to Purchase Properties Within the Whitaker Pond Master Plan Area.

Motion: Councilor Washington moved to adopt Resolution No. 95-2140. Councilor McCaig seconded the motion.

Vote: Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted aye. Councilor Morissette was absent.

The vote was 6 to 0 in favor, and the motion passed.

Presiding Officer McFarland revisited Resolution No. 95-2159 noting the proposed resolution had been moved and that an amendment pursuant to staff recommendations had also been moved. Staff distributed a copy of the proposed amendments, which has been placed in the permanent meeting record.

Councilor Washington accepted a friendly amendment from Councilor Monroe to move the amendments as received from staff in written form which were now before the Council. Presiding Officer McFarland read the amendment into the record as follows: "On page 38 delete the sentence that reads "An issue to be explored...tournament field" and insert instead:

"Phased implementation of this plan shall be done in such a manner so as to assure that a replacement ball field is available for use prior to removal of the existing field located north of the ponds, replacement costs will part of plan implementation.

Furthermore, in relocating the northern field, every effort will be made to relocate it on property south of the ponds, proximate to the existing ball fields and in a manner that maintains the number of fields on the site at 5."

The Council discussed the proposed amendments further.

Councilor Kvistad asked whether the community members were satisfied with the proposed amendment. Ms. Zolich noted it was the expectation of the citizens that the intent meant regarding every effort being made to mean that the community would be involved. Councilor Kvistad indicated that was his understanding of the intent.

Vote on Motion to Amend: Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted aye. Councilor Morissette was absent.

The vote was 6 to 0 in favor, and the motion passed.

Vote on Main Motion as Amended: Councilors Kvistad, McCaig, McLain, Monroe, Washington and McFarland voted aye. Councilor Morissette was absent.

The vote was 6 to 0 in favor, and the motion passed.

7.7 Resolution No. 95-2155, For the Purpose of Authorizing an Exemption to Metro Code Chapter 2.04.041 (c), Competitive Bidding Procedures, and Authorizing a Sole Source Contract With Information Systems, Inc., For Consulting Services for Weight Systems Software at Solid Waste Disposal Facilities.

Presiding Officer McFarland referred Resolution No. 95-2155 to the Solid Waste Committee.

8. COUNCILOR COMMUNICATIONS

Councilor McLain discussed a matter pertaining to a previous question raised by the Council concerning a project involving RLIS information and materials. She referenced a memorandum dated May 31, 1995 from Dick Bolen, Data Resource Center Manager, regarding RLIS Data Exchange with the U.S. Census Bureau. This document has been made a part of the permanent meeting record.

Councilor McLain discussed the activities of the 2040 Means Business Committee. Councilor Kvistad asked whether the Council should have a representative from the Metro Council on the committee. Councilor McLain indicated the Council had been asked as a whole to attend any of meetings and requested Land Use Planning (LUP) Committee members to attend.

Councilor McLain referenced a memorandum dated May 31, 1995 from Sherry Oeser, Senior Public Involvement Specialist, Growth Management Division, containing a 2040 Growth Concept Open House schedule. Councilor McLain indicated the schedule would be reviewed by the LUP. This document has been made a part of the permanent meeting record.

Councilor McLain indicated she had WARPAC information and said staff reports were available upon request.

Councilor McCaig indicated a Summer Schedule had been finalized for the Finance Committee and read the dates into the record. A copy of this schedule has been placed in the permanent meeting record and is available from the Council Office.

Councilor McCaig noted she had not received from the councilors their list of budget priorities by June 1 as she had requested, and she asked that councilors have those lists by Monday, June 5 for review and to help put the agenda together for the first Finance Committee meeting.

Councilor Washington thanked the Council for their support on the matter of the Whitaker Ponds plan.

9. LEGISLATIVE ITEMS

Merrie Waylett, Director of the Office of Government and Public Relations, reported regarding legislative items at the state level, and indicated light rail matters were undergoing many changes.

There being no further business, the meeting adjourned at 5:09 p.m.

Respectfully submitted,

Marilyn E. Geary-Symons
Council Assistant

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