

NOT ADOPTED

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING THE)	ORDINANCE NO. 90-339
METRO CODE REGARDING <u>APPOINTMENTS</u>)	
TO THE METROPOLITAN EXPOSITION-)	Introduced by
RECREATION COMMISSION)	Councilor Ragsdale

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

1. Metro Code Section 6.01.030 is amended to read as follows:

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

(a) Members of the Commission shall be appointed by the Executive Officer and confirmed by a majority of the members of the Council in accordance with the following procedures:

(1) Nomination Process. The Executive Officer will accept nominations to the Metropolitan Exposition-Recreation Commission as follows:

- (A) The County Commissions of Clackamas, Multnomah and Washington counties each shall nominate one (1) candidate. The candidates must be residents of the District and the nominating county.
- (B) The City Council of the City of Portland shall nominate one (1) candidate for each of two (2) positions. The candidates must be residents of the District and the City of Portland.
- (C) Two (2) nominees shall be at the sole discretion of the Executive Officer. The candidates must be residents of the District.

(2) Appointment Process. The Executive Officer shall, upon concurring in the nominations received from the County Commissions of Clackamas, Multnomah and Washington counties or the City Council of the City of Portland, transmit the names of the persons so

nominated to the Council of the Metropolitan Service District as appointments for confirmation. In addition, the Executive Officer shall transmit two (2) additional names as appointments for confirmation.

For those positions on the Commission which are subject to nomination by a local governmental body, the Executive Officer will receive the nominations from the relevant governing body and review the nomination prior to submitting the nomination to the Metro Council for confirmation. If the Executive Officer fails to concur with any candidate so nominated by a local government, the Executive Officer shall so notify the Jurisdiction which shall then nominate another candidate. This process shall continue until such time as the Executive Officer agrees to transmit the name of the individual nominated by the local government. If an appointment submitted to the Council for confirmation as a result of this process is rejected by the Council, the Executive Officer shall so notify the local government which shall nominate another candidate and the process shall continue until such time as a candidate nominated by a local government has been forwarded by the Executive Officer to the Council for confirmation and has been confirmed. Provided however if a local government entitled to nominate a candidate fails to transmit a nomination to the Executive Officer within thirty (30) days of the existence of a vacancy, or of notice that a nomination has been rejected by the Executive Officer or the Council, the Executive Officer may appoint any person otherwise eligible to fill the vacancy.

If the Council fails to confirm an appointment made at the sole discretion of the Executive Officer, the Executive Officer may submit the name of another person for confirmation by the Council.

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

(c) Provided further that the initial terms of members shall expire on the fifteenth (15th) day of January closest to the appropriate anniversary of the appointment.

(d) Of the initial appointments, the Executive Officer shall designate one (1) member as the initial chairperson to hold that position for a four (4) year term. If a vacancy occurs before the end of the term, the Executive Officer shall appoint a

new chairperson to complete the unexpired term in the same manner as in the case of the member whose term was not completed.

(e) A vacancy shall occur from the death, resignation, failure to continue residency within the District and in the case of members nominated by a local government residency within the boundaries of the nominating government, or inability to serve of any member or from the removal of a member by the Executive for just cause, subject to approval of the removal by a majority of the members of the Council.

(f) Vacancies shall be filled pursuant to the procedure governing the initial appointment of members. Vacancies in a position originally filled by a member nominated by a local government pursuant to this section or pursuant to Metro Executive Order No. 36 shall be filled by the nomination appointment and confirmation process provided for in this section so that five (5) members of the Commission shall be the nominees of the four local government bodies as specified herein.

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

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

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1990.

Tanya Collier, Presiding Officer

ATTEST:

Clerk of the Council

DBC/gl
1012



METRO

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February 22, 1990

The Honorable Mike Lindberg
City of Portland Commissioner
1220 S. W. Fifth Avenue, Rm. 414
Portland, OR 97204

The Honorable Barbara Clark
City of Portland Auditor
1220 S. W. Fifth Avenue, Rm. 202
Portland, OR 97204

Executive Officer
Rena Cusma

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Tanya Collier
Presiding Officer
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Gary Hansen
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District 12

Mike Ragsdale
District 1

Lawrence Bauer
District 2

Jim Gardner
District 3

Richard Devlin
District 4

Tom DeJardin
District 5

George Van Bergen
District 6

Ruth McFarland
District 7

Judy Wyers
District 8

Roger Buchanan
District 10

David Knowles
District 11

Dear Commissioner Lindberg and Auditor Clark:

The enclosed Ordinance "For the Purpose of Amending the Metro Code Regarding Appointments to the Metropolitan Exposition-Recreation Commission" has been introduced for consideration by the Metro Council.

Pursuant to Section 2 of the Agreement between the City of Portland and Metro "Regarding Consolidation of Regional Convention, Trade, Spectator and Performing Arts Facilities," the Portland City Council has the right to approve or disapprove of the proposed amendment. Pursuant to Section 19 of the Agreement approval may be given by Portland City Council adoption of a resolution or by failure to take any action within thirty days of this letter. Disapproval must be shown by City Council adoption of a resolution stating the reasons for disapproval and proposed revisions, if any.

Yours very truly,

Daniel B. Cooper,
General Counsel

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Enclosure

cc: Mayor Clark
Ted Runstein
Chris Thomas

Rena Cusma
Tanya Collier
Mike Ragsdale ✓