

Metro

600 NE Grand Ave.
Portland, OR 97232-2736
oregonmetro.gov



Metro

Minutes

Thursday, March 2, 2023

10:30 AM

Metro Regional Center, Council chamber,
<https://www.youtube.com/watch?v=SyExWHJZRMg>,
<https://zoom.us/j/615079992>, or 877-853-5257 (toll free) (Webinar

ID: 615079992
Council meeting

1. Call to Order and Roll Call

Deputy Council President Lewis called the Metro Council Meeting to order at 10:30am

The following Councilors were present: Council President Lynn Peterson, Councilor Duncan Hwang, Deputy Council Christine Lewis, Councilor Juan Carlos Gonzalez, Councilor Mary Nolan, Councilor Ashton Simson.

3. Presentations

3.1

Code of Ethics Follow-up Presentation

Attachments: [Attachment 1](#)
[Attachment 2](#)

Council President Peterson introduced Brian Evans (he,him) to speak on the Code of Ethics Follow up Presentations:

Summary of presentation: The presentation followed up on a 2019 audit. This audit is meant to deter Metro Council members from being influenced unethically. The audit included eight recommendations to address ethical concerns. Out of the eight recommendations, four were implemented and four are in progress. The four that are implemented include: Provide training, assign responsibility to assign ethical risks & trends, to clarify department roles and responsibilities to investigate potential ethical issues, use the analysis to determine additional measures are needed and Integrate the code of the ethics, policies, laws and organization values. Two recommendations in the management letter: Lobbyist registrations were not implemented, Metros website was not updated to be clear enough for lobbyist registration.

Presentation ended.

Council President Peterson said she will follow up after management responds to the presentation first then introduced Andrew Scott to responded to the auditor.

Andrew Scott acknowledged how important it is for Metro to follow the ethical guidelines. He admitted they have strived to make better progress on the lobbyist registrations process but admits they haven't made the correct improvements due to covid & staff related issues. He explained that he will continue to reach out to lobbyist to make sure they are going through the correct steps to register, do a yearly audit every January, and to implement Quarterly reviews.

Deputy council Lewis asked Andrew Scott if they will post guidance around public officials around Metro committees. She also followed up with a second question asking if there has been more progress on the audit performed since it was completed.

Andrew Scott explained he is still working with staff on it as it is still a work in progress.

Councilor Hwang asked what the legal repercussions are of not having lobbyist register. He then followed up with a second question & asked if the expired lobbyist registration will be updated as he observed only one lobbyist on the website was did not have an expired registration.

Andrew Scott answered by saying he wants to defer the first question to the Metro Attorney, then followed up answering the second question saying it is a quarterly review process to make sure lobbyist registrations are up to date.

Ina Zucker then joined in the conversation & admitted the instructions on the website were not clear and are working on updating them to be more easy to understand.

Metro attorney Carrie Maclaren came into the discussion to answer Councilor Hwang first question & explained that it is a metro council adopted code prevision & explained the repercussions are not serious as there are no legal repercussions but explained that the responsibly falls on the lobbyist.

COO Marissa madrigal joined the conversation & explained that the responsibility to ensure lobbyist should have been followed up on much earlier in time but said it ultimately is still the lobbyist responsibility. She then explained that it is being worked on.

Council President Peterson recommended a follow up in 3 months.

Councilor Nolan recommended that the responsibility to make sure lobbyist registrations should be shared as equally with Metro just as much as the lobbyist.

Councilor Nolan then asked Andrew Scott if the code is only meant to lobbyist who are paid.

Metro Attorney came into the conversation then answered by explaining a in order for a volunteer lobbyist to register, only those who are paid should do so.

She then followed up by explaining that anyone who is trying to influence a council member & meets with a council member for more than 5 hours should register as a lobbyist

& told Councilor Nolan that she will provide a better answer another time as she could not give the appropriate answer at this time.

Deputy council Lewis recommended a follow up in 3 months on who is responsible for lobbyist to register.

4. Consent Agenda

- 4.1 **Resolution No. 23-5315**, For the Purpose of For the Purpose of Amending the 2021-24 MTIP to Ensure Previously Approved Funding is Available to Support Planning Activities in the SFY 2024 Unified Planning Work Program (UPWP)

Attachments: [Resolution No. 23-5315](#)
[Exhibit A](#)
[Staff Report](#)

5. Resolutions

- 5.1 Resolution No. 23-5314 For the Purpose of Amending the Affordable Housing Bond Work Plan to Allocate Bond Funds for Metro Administrative Costs

Attachments: [Resolution 23-5314](#)
[Exhibit A](#)
[Staff Report](#)

Resolution No. 23-5314

First: Councilor Simson Second: Councilor Nolan

Deputy Council President Lewis called on Liam Frost (he,him) Emily Lieb, Rachel Limbo to present to Council.

Staff pulled up the Presentation Powerpoint to present to Council.

Summary of presentation: The presentation went over needs/funding for the program. The program needs more funds as they did not expect it to be higher than previously

expected. Rachel Limbo explained that they need \$700,000 more.

Council Discussion:

Deputy council Lewis asked how Metros partners feel about the plan for needing more funds as it will take away from the other partners In the jurisdiction.

Rachel Limbo explained that it is still a conversation in progress and they need more time to have a better plan.

Councilor Hwang asked how will Metro know the \$700,000 will fulfil the plan and where the money will come from

Rachel Limbo answered that the \$12.7M fund for metro is where they want to take the money from & it will be for FY-24.

Councilor Nolan then asked for more clarification about the funds and how Metro would work out of the 2.2% allocated bond.

Rachel Limbo then answered that the estimate would be clearer at the end of the program & once conversations with partners are discussed. She then explained that the \$12M might not be enough for Metro.

Councilor Nolan then explained that the promise to the

voters who wanted to limit the budget is very important then expressed concern about the timing of this presentation as the budget meetings are approaching in a couple months and that it would have been better to discuss this then.

COO Marissa Madrigal came into the conversation and explained that 5% cap was a known entity. She also explained that the work plan needs to be approved by council in order for change.

Council President Peterson recommended for another meeting to have more questions answered.

Councilor Nolan asked what would happen if the \$700,000 fund got denied. She also wanted more clarification on the plan

COO Marissa Madrigal explained that Metro's fund is small & this plan is a reflection of that. Then went over the clarifications Councilor Nolan needed.

Councilor Nolan clarified what would need to be done by the housing team if the fund got denied & what would happen if the fund is not granted. She also expressed her concerns about possibly going over the 5% cap & the repercussions of doing so might affect the general fund in the future.

Council President Peterson said she would like to push this meeting for two weeks on 3/16/2023.

Deputy council Lewis and Councilor Gonzales expressed their support for the staff presentation and how important it is for Metro.

Seeing no further discussion on the topic, Deputy Council President Lewis moved on to the next agenda item

6. Ordinances (First Reading and Public Hearing)

Ordinance: 23-1490

Council President Peterson called on Glen Hamburg Metro, Regional Planner to present to Council.

Summary of the ordinance for annexation to the metro district. If adopted this would give Hillsboro 6.5 acres. Before this can be done, it must be annexed by Metro hence the reason for this presentation.

Glen Hamburg went over the details of the property and explained the measures taken to get this property annexed. He then asked council if they had any questions which they did not.

Public Hearing:

Connor Ayers opened the meeting to members of the public wanting to testify on Ordinance No. 23-1490

Elijah Lazard expressed that the property has been taken over by squatters and the yards have been left with trash. Given this reason he expressed he is not in support of this as

there is no future for development in his opinion.

Another anonymous person gave testimony expressing that the land has provided use for local wildlife including predators that can prey on the community if the wildlife is disturbed.

Council President Peterson gave a chance for any rebuttals.

Mark Vukanovich presented himself as the applicant and expressed his acknowledgment for Metro's support & explained how he has owned the property since 2005 and is aware of the negative comments made by his neighbors.

Council President Peterson ended the public hearing.

Glen Hamburg expressed his acknowledgement to the concerns that were raised and mentioned that the city of Hillsboro goes through those concerns very carefully and explained that the points mentioned do not concern Metro as they do not have authority over it.

Seeing no further discussion on the topic, Deputy Council President Lewis moved on to the next agenda item.

- 6.1 Ordinance No. 23-1490 For the Purpose of Annexing to the Metro District Boundary Approximately 6.58 Acres Located in Hillsboro to the West Side of SE 67th Ave North of SE Genrosa St.

Attachments: [Ordinance No. 23-1490](#)
[Exhibit A](#)
[Staff Report](#)
[Attachment 1](#)

7. Chief Operating Officer Communication

Marissa Madrigal provided an update on the following events or items:

- Registration for Seg-Fest
- Weather updates

8. Councilor Communication

Councilors provided updates on the following meetings and events:

- Councilor Simson update for the Natural over site meeting. The committee has submitted its first year report and is going to report its second year report this spring
- Bond funding improvements for Blue Lake Park
- Committee will meet again in April

9. Adjourn

There being no further business, Deputy Council President Lewis adjourned the Metro Council Meeting at 12:30pm

Respectfully submitted,

Sermad Mohamad

Sermad Mohamad, Legislative Assistant