

## SENATE COMMITTEE ON PUBLIC AFFAIRS

June 28, 2001 Hearing Room 343

4:00 pm Tapes 20 - 22

**MEMBERS PRESENT:**        **Sen. Verne Duncan, Chair**  
                                  **Sen. Rick Metsger, Vice-Chair**  
                                  **Sen. Margaret Carter**  
                                  **Sen. Bev Clarno**  
                                  **Sen. Ken Messerle**

**STAFF PRESENT:**         **Janet Adkins, Administrator**  
                                  **Nancy Masee, Committee Assistant**

**MEASURE/ISSUES HEARD:**  
                                  **HB 3408 Public Hearing and Work Session**

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These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

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<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 20, A</b>		
003	Sen. Verne Duncan	Chair. Opens meeting at 4:10 pm
210	Janet Adkins	Committee Administrator. Comments on packets. The -10 and -15 amendments are now available but not the -16 nor -17 amendments. <b>(EXHIBIT A)</b>
240	Chair Duncan	Comments on the -16 amendments which are being revised.
260	Adkins	Explains HB 3408 and the amendments.
280	Chair Duncan	Emphasizes to interested parties that all amendments must be presented by tomorrow. Opens public hearing on HB 3408.
<b>HB 3408 PUBLIC HEARING</b>		
300	Rep. Bruce Starr	District 3. Gives reasons for the bill and discusses the point of assisting local governments to deal with regional transportation problems. Mentions the amendments. Requests the committee to not lose sight of the transportation issues on a local level addressed by the bill.
350	Doug Tindall	Oregon Department of Transportation (ODOT). Supports HB 3408. Supports the -15 amendments.
380	Bernie Bottomly	Tri-Met. Describes working with cities, counties, and interest groups trying to enable regions to implement intergovernmental agencies to work on local issues.
<b>TAPE 21,A</b>		
050	Bottomly	Continues discussing projects on a plan. Discusses the - A15 amendments on page 5. Gives examples of changes sometimes needed from local entities to proceed on project.
107	Sen. Carter	Mentions page 1, subsection 7; asks about rules in place for local jurisdictions to appoint their own planning group.
123	Bottomly	Responds on regulations. Discusses intergovernmental agreements and public hearings before local entities.

140	Bill Penhollow	Association of Oregon Counties (AOC). Supports HB 3408 and the –15 amendments. Has not reviewed the other amendments yet.
154	Chair Duncan	Asks if all counties are in agreement on this bill.
160	Penhollow	Responds positively and says the AOC legislative committee has reviewed this concept.
170	Sen. Messerle	Asks which amendments AOC supports.
176	Penhollow	Replies AOC supports the –15 with new changes suggested.
189	Sen. Messerle	Asks if the other amendments are approved also.
210	Andrea Fogue	League of Oregon Cities. Supports HB 3408 with the –15 amendments. Discusses how different regions have different kinds of needs. Says there are some suggested amendments that are not supported.
233	Bill Wagner	Cascades West Council of Governments, representing Linn, Benton, and Lincoln counties. Discusses points of local control, decisions of financing by local, urban and non-urban areas; flexibility and needs of transportation must be met through partnerships with state, counties, cities. <b>(EXHIBIT B)</b>
280	Sen. Metsger	Asks if the land use issues and environmental issues could be addressed prior to going to the voters for funding.
300	Wagner	Answers certain issues will have been addressed during the planning process of the projects. Explains a tool is needed when significant funding is foreseen.
332	Jacob Brostoff	1000 Friends of Oregon. Supports HB 3408A. Has concerns about the –15 amendments. Supports increased funding and new funding mechanisms towards balancing a transportation system. Wants support for existing planned projects only. <b>(EXHIBIT C)</b>
<b>TAPE 20, B</b>		
015	Sen. Carter	Asks about public input on projects.
020	Randy Tucker	1000 Friends of Oregon. Discusses HB 3408A and the –15 amendments. Points out changes that the –15 amendments make in the original HB 3408A.
068	Chair Duncan	States the bill’s intent is to meet land use laws.
089	Tucker	Explains that land use and environmental issues need to be taken care of before they go to voters.
090	Metsger	Asks if the A engrossed version was supported by Tucker.
109	Tucker	Replies 1000 Friends was neutral at that time. Says the –15 amendments lose some critical elements worked on in the House.
105	Matt Blevins	Oregon Environmental Council (OEC). Concerns with HB 3408A, which are like 1000 Friends. Wants to go with original bill.
122	Tucker	Mentions the next amendments will address these questions.
140	Bill Linden	Representing 711 Inc. Discusses the –20 amendments. Revenue raising technique (street tax or a street fee) taxing on residences and businesses is explained. The –20 amendments provide any local government that has adopted street taxes will not be affected prior to July 15, 2001 but the fees will not increase until a study is done. <b>(EXHIBIT D)</b>
230	Betsy Earls	Associated Oregon Industries (AOI). AOI wants a statewide solution to transportation funding problem. Supports the –20 amendments.
248	Joe Gilliam	Oregon Grocery Industry Association. Discusses systems to

		truck freight into stores and street fees. Wants a way for residents to pay their fair share of street fees.
258	Chair Duncan	Asks about the concern of the legislative body. Asks if this is not a local concern.
263	Gilliam	Responds that this amendment is needed to address road repairs.
270	Sen. Messerle	Asks if the –20 amendments replace the –16 amendments.
272	Linden	Correct. There are six cities with the taxes at present with Portland the 7 <sup>th</sup> .
275	Sen. Messerle	Asks how long the cities have been taxing this way.
277	Linden	Discusses financing system for infrastructure. Needs to support more statewide and regional approaches. Wants a study on it.
279	Sen. Messerle	Comments his figures say ten cities have been doing this for at least ten years. Asks why a moratorium is needed.
282	Linden	Says there are concerns from his point of view about the street fees imposed by local government.
290	Gilliam	Suggests a standard is needed to make the system fair. Wants a formula for determining a street tax.
300	Sen. Metsger	Mentions determining street fees should be discussed on a public level.
310	Gilliam	Replies it was discussed at a public forum in Portland. Suggests guidelines are needed for determining street fees. Asks the legislature to comment on this.
315	BJ Smith	Clackamas County. Supports HB 3408A. Discusses growth pressure in the county. Opposes the pre-emption amendments.
320	Steve Wheeler	City Manager, Tualatin. User fees are needed in Tualatin. Describes public exposure to the issues and acceptance of the fees.
325	Sen. Carter	Asks if the city has been heard.
335	Sen. Burdick	District 6. Explains the –10 amendments. Pedestrian safety discussed. Explains the –10 amendments incorporate SB 938. Rep. Starr is supportive of these amendments.
370	Sen. Metsger	Asks if there is any change from the bill passed out in SB 938.
372	Burdick	Explains a minor correction that has been made that was not substantive.
375	Adkins	Asks about placement of pedestrians in relation to cars in multi-lane crosswalks.
378	Sen. Burdick	Explains multi-lanes and car placement in relation to pedestrians at crosswalks.
385	Adkins	Remarks that this relates to unmarked crosswalks as well as marked.
388	Sen. Metsger	Asks if there is any other testimony on the crosswalk issue.
392	Doug Tindall	ODOT. States that law enforcement testified that this bill clarifies the drivers' responsibilities.
402	Susan Schneider	City of Portland. Speaks to the –20 amendments. HB 3408 is a tool for local governments to fund serious needs. Explains the way fees are determined on a national standard. Says the amendments cause local government to limit their fee program. Opposes the –20 amendments. <b>(EXHIBIT E)</b>
420	Andrea Fogue	League of Oregon Cities. Opposes the –20 amendments. Comments on cities' needs. Points out the three-year pre-emption in the bill to study this issue. Says a task force is not necessary to study this issue.
425	Sen. Metsger	Comments that alternative financing techniques will be

considered.

**TAPE 22,A**

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| 010 | Doug Riggs    | Central Oregon Cities Redmond and Bend. Opposes any legislation limiting local communities working in a public process to explore options for financing transportation issues.                    |
| 030 | Adkins        | Enters letter into the record from the City of Eugene. Eugene opposes amendments to transportation utilities fees. <b>(EXHIBIT F)</b>   |
| 038 | Jim Green     | Oregon School Boards Association. Discusses the –17 amendments. Creates a study group on use of motor coaches. Eliminates pre-1977 school buses by 2008. A new school bus can cost over \$70,000. |
| 070 | Chuck Bennett | Confederation of Oregon School Administrators. Supports the –17 amendments.   |
| 075 | Sen. Metsger  | Comments that evaluation of the issues on school bus safety is worthy of task force study.  |
| 080 | Sen. Metsger  | Adjourns meeting at 5:47 pm.  |

Submitted By,

Reviewed By,

Nancy Masee,  
Committee Assistant

Janet Adkins,  
Administrator

## **EXHIBIT SUMMARY**

- A – HB 3408A, -10 and –15 amendments, Staff, 13 pp**
- B – HB 3408A, written testimony, Bill Wagner, 3 pp**
- C – HB 3408A, written testimony, Jacob Brostoff, 2pp**
- D – HB 3408A, -20 amendments, staff, 2 pp**
- E – HB 3408A, chart of street fees, Susan Schneider, 1 p**
- F – HB 3408A, letter from City of Eugene, staff, 1 p**