

SENATE COMMITTEE ON  
TRANSPORTATION

Hearing Room  
Tapes - 42

MEMBERS PRESENT:

Sen. Ken Baker, Chair  
Sen. Mae Yih, Vice-Chair  
Sen. John Lim  
Sen. Marylin Shannon  
Sen. Dick Springer

STAFF PRESENT:

Janet Adkins, Committee Administrator  
Gina Rumbaugh, Committee Assistant

MEASURES HEARD:

Informational Overview: National Highway System  
SB 881 Public Hearing  
SB 882 Public Hearing  
SB 1107 Public Hearing

These minutes contain materials which paraphrase and/or summarize  
statements made during this session. Only text enclosed in quotation marks

report a speaker's exact words. For complete contents of the proceedings,  
please refer to the tapes.

TAPE , SIDE A

003 CHAIR BAKER: Calls the meeting to order (1:20).

INFORMATIONAL OVERVIEW: NATIONAL HIGHWAY SYSTEM

Witness: Bob Luce, Executive Director, Multi-State Highway Transportation  
Agreement

005 BOB LUCE, EXECUTIVE DIRECTOR, MULTI-STATE HIGHWAY TRANSPORTATION  
AGREEMENT: Briefly explains background of organization; references  
submitted material regarding the National Highway System (NHS) [EXHIBIT A],

which is a provision of the Intermodal Surface Transportation Efficiency  
Act (ISTEA).

050 -References submitted map of Proposed National Highway System [EXHIBIT  
B]

-References and summarizes submitted material entitled Oregon Needs the  
National Highway System [EXHIBIT C]

070 CHAIR BAKER: Do you know when the Congress might appropriate monies  
from the Highway Trust Fund?

LUCE: Currently, under the Clinton Administration budget, \$8 billion is  
being dedicated to highways. This specific NHS must be passed by Congress  
by 9/30/95 or otherwise there will cease to be any funding. ISTEA II  
(reauthorization) hearings will begin in May.

-Update on current activity of the Multi-State Highway Transportation

Agreement organization

PUBLIC HEARING ON SB 881, SB 882, SB 1107

Witnesses: Dick Feeney, Tri-Met  
Maur Horton, Finance Officer, Oregon Department of Transportation (ODOT)  
Chris Thomas, Counsel for Tri-Met  
Melvin Zucker, Portland, Oregon  
Gary Kaster, Brush Prairie, Clark County, Washington  
Robert Behnke, Beaverton, Oregon  
Keith Schuyhart, Vancouver, Oregon  
Michael Judd, Clackamas County Board of Commissioners  
Kate Deane, City of Portland  
Andy Cotugno, Metro  
Bernie Bottomly, Tri-Met

125 CHAIR BAKER: Opens public hearing and instructs witnesses to present a general overview of the three bills.

140 DICK FEENEY, TRI-MET: Introduces Maur Horton.

150 MAUR HORTON, FINANCE OFFICER, ODOT: Submits and reads testimony on SB 881 [EXHIBIT D].

190 FEENEY: Introductory remarks about companion bills SB 882 and SB 1107; introduces Chris Thomas, Counsel.

215 CHRIS THOMAS, COUNSEL FOR TRI-MET: Discusses SB 882. Submits Section by Section Outline [EXHIBIT E], Section by Section Analysis [EXHIBIT F], Proposed Amendments [EXHIBIT G], and Tri-Met hand-engrossed version of SB 882 which includes proposed amendments [EXHIBIT H].  
-Notes reasons why land use legislation is necessary for the project  
-Reviews various sections of the bill, Exhibit F

305 SEN. SPRINGER: What is a reasonable estimate of how long it would take through the normal land use process?

THOMAS: For just the first part of the process for getting the facility sited, perhaps an 18 month to 2 year process in each of the jurisdictions through which we'd be moving.

SEN. SPRINGER: So, we're talking about amending the comprehensive plan in these jurisdictions, as well as a permit or conditional use process subject to normal appeals?

THOMAS: Yes, it's a potentially very lengthy process.

CHAIR BAKER: And this bill is specific to this project?

THOMAS: Yes, it would apply only to this project.

CHAIR BAKER: References chart prepared by committee staff that outlines proposed activity and timeline [EXHIBIT I].

335 THOMAS: At its most rapid, it would probably allow us to complete the process beginning to end in about 200 days.

-Continues section by section review of SB 882, Exhibit F

400 -Explains intergovernmental agreement relating to budget

TAPE 42, SIDE A

040 SEN. LIM: You mentioned about 200 sites might be affected due to this light rail?

THOMAS: Many more than that, maybe 1,000 to 2,000.

SEN. LIM: How much will it cost for property acquisition?

THOMAS: I don't know.

SEN. LIM: How can we then set up the total budget?

THOMAS: Mr. Feeney would be better able to answer that question.

055 SEN. YIH: Have you included condemnation in this process in case landowners refuse to sell?

THOMAS: This only deals with timelines for the land use approval part of the process; the condemnations come after this process and are part of project development and construction.

SEN. YIH: Would the condemnation process extend your timeline?

THOMAS: Not this timeline.

-In response to Sen. Yih, further explains Section 14

080 SEN. SPRINGER: Can you respond to the 1,000 Friends letter [EXHIBIT J]?

THOMAS: They feel the existing processes are adequate. We need the legislation because we are dealing with a number of jurisdictions, and need

to assure the federal government that we can move through the process in a way that will meet a schedule that will allow us to build the project within budget.

100 FEENEY: Brief summary of SB 1107.

-Submits Section by Section Analysis [EXHIBIT K] and Proposed Amendments [EXHIBIT L].

-In response to Sen. Lim's earlier question, references the South/North Light Rail Project Overview Volume 2, distributed on 3/7/95, page 113, regarding capital cost methodology

165 MELVIN ZUCKER, PORTLAND, OREGON: Opposes SB 881 and SB 882. Submits testimony and informational material [EXHIBIT M].

245 GARY KASTER, BRUSH PRAIRIE, CLARK COUNTY, WASHINGTON: Opposes South/North Light Rail Funding. Submits and reads testimony [EXHIBIT N].

380 SEN. YIH: What do you believe is a cost-effective public transit system?

KASTER: Lists several alternatives to light rail.

TAPE 41, SIDE B

020 SEN. LIM: Asks for clarification of the percentage of car pollution in the metro area.

KASTER: There are studies that state that over half the pollution is caused by less than 10% of the vehicles. I don't believe the airshed argument is major.

040 ROBERT BEHNKE, BEAVERTON, OREGON: Opposes SB 881 and SB 882. Submits and expands on testimony and informational material [EXHIBIT O]. Concerned

about waste of taxpayer dollars.

100 DR. KEITH SCHUYHART, VANCOUVER, WASHINGTON: Concerned about budget and

effect on taxes.

155 MICHAEL JUDD, CLACKAMAS COUNTY BOARD OF COMMISSIONERS: Supports SB 882, including amendments presented today. Submits testimony and letter [EXHIBIT P].

190 SEN. LIM: If usually land use takes about a year, why do we need SB 882?

JUDD: The average single appeal takes about one year; a process like this, under current procedures, would take well more than a year.

210 KATE DEANE, CITY OF PORTLAND: Supports SB 882, including amendments introduced by Tri-Met. Submits testimony [EXHIBIT Q].

240 ANDY COTUGNO, METRO: In response to Rep. Grisham's request, answers questions put forth by Henry Kane in a letter dated March 4, 1995; some of the questions, however, cannot be answered until the Environmental Impact Statement is complete.

-Submits and reviews responses to several of Mr. Kane's questions [EXHIBIT R]

280 CHAIR BAKER: Does SB 881 commit the legislature to fund it out of lottery funds, or can we substitute general funds on a year-to-year basis if we choose to?

COTUGNO: You can substitute if you choose to, but it represents a commitment, unless you choose to substitute some other form.

-Responds to ridership questions, page 1, Exhibit R

350 -Responds to operating costs questions, page 2, Exhibit R

400 -Responds to jobs and air quality emissions questions that were raised today

TAPE 42, SIDE B

025 BERNIE BOTTOMLY, TRI-MET: Submits and summarizes letter in response to Sen. Springer's question about businesses affected by construction of light rail [EXHIBIT S].

075 -Submits and summarizes memo in response to Rep. Hayden's question about the bus network [EXHIBIT T]

100 CHAIR BAKER: Adjourns the meeting.

Submitted by, Reviewed by,

Gina Rumbaugh Janet Adkins  
Committee Assistant Committee Administrator

EXHIBIT SUMMARY:

A - Informational material re the National Highway System -- Bob Luce -- 2 pages

B - Map re the National Highway System -- Bob Luce -- 1 page

C - Informational material re Oregon and the National Highway System -- Bob Luce -- 1 page

D - Testimony on SB 881 -- Maur Horton -- 2 pages  
E - Outline of SB 882 -- Tri-Met -- 2 pages  
F - Analysis of SB 882 -- Tri-Met -- 6 pages  
G - Proposed Amendments to SB 882 -- Tri-Met -- 7 pages  
H - Hand-engrossed SB 882 -- Tri-Met -- 29 pages  
I - Activity/Timeline chart on SB 882 -- Staff -- 2 pages  
J - Letter on SB 882 -- 1,000 Friends of Oregon -- 2 pages  
K - Analysis of SB 1107 -- Tri-Met -- 4 pages  
L - Proposed Amendments to SB 1107 -- Tri-Met -- 9 pages  
M - Testimony and informational material on SB 881 and SB 882 -- Melvin Zucker -- 6 pages  
N - Testimony on SB 881, SB 882, and SB 1107 -- Gary Kaster -- 2 pages  
O - Testimony and informational material on SB 881 and SB 882 -- Robert Behnke -- 19 pages  
P - Testimony and letter on SB 882 -- Clackamas County Board of Commissioners -- 4 pages  
Q - Testimony on SB 882 -- Kate Deane -- 1 page  
R - Responses to Henry Kane re SB 881 -- Andy Cotugno, Metro -- 8 pages  
S - Letter to Sen. Springer re SB 881 -- Tri-Met -- 4 pages  
T - Memo to Rep. Hayden re SB 881 -- Met -- 3 pages  
U - Letter on SB 882 -- Mike Burton, Metro -- 1 page  
V - Letter SB 882 -- Multnomah County Board of Commissioners -- 1 page