

HOUSE COMMITTEE ON JUDICIARY SUBCOMMITTEE ON CIVIL LAW AND JUDICIAL
ADMINISTRATION

May 5, 1993 Hearing Room 357 1:00 p.m. Tapes 100 - 101

MEMBERS PRESENT: Rep. Tom Brian, Chair Rep. Ken Baker Rep. Jim Edmunson
Rep. Tom Mason

STAFF PRESENT: Carole Souvenir, Committee Counsel Sarah May,
Committee Clerk

MEASURES CONSIDERED: HB 3097 - Relating to domestic relations
HB 3385 - Relating to municipal authorities, declaring
emergency HB 3179 - Relating to judges

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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. [--- Unable To Translate
Graphic ---]

TAPE 100, SIDE A

005 CHAIR BRIAN: Calls the meeting to order at 1:19 P.M.

HB 3385 - PUBLIC HEARING

(HB 3385 Allows City of Portland to authorize owner of
arena constructed...(EXHIBITS A-E)

Witnesses: Brad Higbee, Oregon Arena Corporation, Trail Blazers J.
Isaac, Oregon Arena Corporation, Trail Blazers Mike Vaska, Oregon Arena
Corporation, Trail Blazers Bill Manlove, City of Portland Marge Kafoury,
City of Portland

012 BRAD HIGBEE, OREGON ARENA CORPORATION, TRAIL BLAZERS:
Testifies and submits written testimony in support of HB 3385.(EXHIBIT
F)

085 J. ISAAC, OREGON ARENA CORPORATION, TRAIL BLAZERS: Continues
summary of written testimony from EXHIBIT F.

137 REP. MASON: Who is going to own this arena?

139 ISSAC: The new arena will be owned by the Oregon Arena
Corporation (OAC), which is owned by Paul Allen.

141 REP. MASON: Would be paid for with bonds?

142 HIGBEE: On the project description sheet, the entire

entertainment and sports complex will cost \$205 million. \$171 million will be privately

financed by the Oregon Arena Corporation for development. \$34 million will be public investment which will be directed to parking structure, improvements in Memorial Coliseum, and part of the Plaza campus expansion.

155 REP. MASON: Who will do the parking?

155 ISSAC: The OAC will manage the parking as well as all aspects of both operations.

157 REP. MASON: The only parking in city of Portland is managed by City Center.

160 ISSAC: We, OAC, may make contract with City Center to manage it for us. But we are managing all parking on site.

162 REP. MASON: Why would it hold only 20 thousand people?

172 ISSAC: The largest facilities are only about 24-25 thousand. Beyond that would be a dome stadium. But for size of market, and regarding the site, 20 thousand was optimal.

193 HIGBEE: National conventions are the reason why we would want to keep and have two facilities.

203 HIGBEE: The city of Portland would look to the State government to provide a level of protection from potential anti-trust problems.

Amendments, EXHIBIT F, replace the subsequent portion of bill in attempt to provide enhancement of what the legislative intent and process is.

237 MIKE VASKA, ATTORNEY, OREGON ARENA CORPORATION, TRAIL BLAZERS: Continues summary of testimony, EXHIBIT F.

TAPE 101, SIDE A

014 REP. MASON: The key is the actual supervision of the city?

017 VASKA: Yes.

018 REP. MASON: Could you outline what the elements are of that active supervision?

023 BILL MANLOVE, CITY OF PORTLAND: The operating agreement addresses issues of provision. There is a provision in contract, which requires

the OAC to use efforts to accomplish designated public goals. Submits written testimony in support of HB 3385.(EXHIBIT G)

074 REP. MASON: Ask that the record be left open so that they can submit any record they would want to reinforce this view. 086 CHAIR

BRIAN: What happens if in the exercise of that supervision, OAC and the city disagree with the rates proposed to be charged?

088 MANLOVE: If there is disagreement, the pricing policy that is in effect for the previous year will remain in effect until disagreement is

resolved. If can't resolve, contract requires that the issue go to a dispute resolution and arbitrator would decide.

101 MARGE KAFOURY, CITY OF PORTLAND: Testifies and submits written testimony, from Mayor Vera Katz, in support of HB 3385.(EXHIBIT H)

138 REP. MASON: Where would the Metropolitan Service District be involved in this?

139 KAFOURY: It will operate the Performing Arts Center, but not the coliseum.

149 REP. MASON: It is the Mayors intent to exercise supervision over this operation?

151 KAFOURY: Yes.

HB 3385 - WORK SESSION

157 MOTION: REP. MASON: Moves to ADOPT CONCEPTUAL HB 3385-1 AMENDMENTS

VOTE: 4-0 MOTION PASSES AYE: Edmunson, Mason, Brian, Chair Parks NO: None

MOTION: REP. MASON: Moves HB 3385 AS AMENDED TO FULL COMMITTEE with a DO PASS recommendation.

VOTE: 3-1 MOTION PASSES AYE: Mason, Brian, Chair Parks NO: Edmunson

EXCUSED: Baker

HB 3097 - PUBLIC HEARING

Witnesses: Phil Yarnell, Department of Human Resources Helenjane Williams, Older Women's League

187 CAROLE SOUVENIR, COMMITTEE COUNSEL: HB 3097 would require the Department of Human Resources to establish guidelines for determining

spousal support and property division in dissolution proceedings.

197 PHIL YARNELL, DEPARTMENT OF HUMAN RESOURCES: Testifies and submits written testimony in opposition to HB 3097.(EXHIBIT I) The Department

has no opposition to guidelines in determining the amount of spousal

awards or property division in dissolution cases. But concerned that our department has been designated to create guidelines.

230 CAROLE SOUVENIR, COMMITTEE COUNSEL: How were the child support guidelines formulated?

232 YARNELL: They were formulated by the Department of Justice. The development of those guidelines was required by the Federal government.

237 CAROLE SOUVENIR, COMMITTEE COUNSEL: Do you have an opinion as to if the Department of Justice would be a better entity?

239 YARNELL: I don't believe they would. They don't have any more experience in area of spousal support and property distribution than

Department of Human Resources does. Our area of expertise is child support.

253 CHAIR BRIAN: States that committee has received Women's Rights Coalition written testimony in opposition to HB 3097.(EXHIBIT J)

292 HELENJANE WILLIAMS, OLDER WOMEN'S LEAGUE: Testifies and submits written testimony in opposition to HB 3097.(EXHIBIT K)

465 CHAIR BRIAN: Adjourns the meeting at 2:22 P.M.

Submitted by:

Reviewed by:

Sarah May
Committee Coordinator

Anne May Committee Clerk

EXHIBIT LOG:

A - Proposed Amendments to HB 3385 - City of Portland - 2 pages B - Testimony on HB 3385 - Counsel - 4 pages C - Testimony on HB 3385 - Counsel - 12 pages D - Testimony on HB 3385 - Counsel - 16 pages E - Testimony on HB 3385 - Counsel - 6 pages F - Testimony on HB 3385 - Brad Higbee, J. Isaac, Michael Vaska - 20 pages G - Testimony on HB 3385 - City of Portland - 7 pages H - Testimony on HB 3385 - Mayor Vera Katz - 2 pages I - Testimony on HB 3097 - Department of Human Resources - 2 pages J - Testimony on HB 3097 - Women's Rights Coalition - 3 pages K - Testimony on HB 3097 - Older Women's League - 2 pages

