

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING AN ) RESOLUTION NO. 00-2933-A  
AMENDMENT TO THE INTERGOVERNMENTAL )  
AGREEMENT WITH THE CITY OF PORTLAND ) Introduced by Presiding Officer,  
REGARDING THE CIVIC STADIUM AND THE ) David Bragdon  
PORTLAND CENTER FOR THE PERFORMING ARTS )

WHEREAS, pursuant to an Intergovernmental Agreement with the City of Portland (City),  
Metro operates the City's Civic Stadium and the Portland Center for the Performing Arts; and

WHEREAS, the City has selected a private partner to operate the Civic Stadium; and

WHEREAS, Metro and the City are nearing completion on negotiations for a mutually  
acceptable transition agreement in order to return the Civic Stadium to the City in anticipation of the  
City entering into a binding agreement with a private partner; and

WHEREAS, the existing Intergovernmental Agreement contains deadlines for unilateral  
termination of the agreement of April 15, 2000; and

WHEREAS, Metro and the City desire to extend that deadline in order to conclude ongoing  
good faith negotiations; now, therefore,

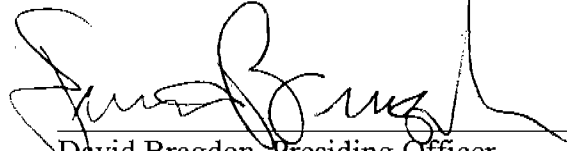
BE IT RESOLVED:

That the Metro Council authorizes the Metro Executive Officer to execute an amendment to the  
existing Intergovernmental Agreement with the City regarding the Civic Stadium and the Portland  
Center for the Performing Arts to authorize an additional mutual right of termination on or before  
May 1, 2000, effective July 1, 2000.

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ADOPTED by the Metro Council this 13<sup>th</sup> day of April 2000.



David Bragdon, Presiding Officer

APPROVED AS TO FORM:



Daniel B. Cooper, General Counsel

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## STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 00-2933-A, FOR THE PURPOSE OF AUTHORIZING AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PORTLAND REGARDING THE CIVIC STADIUM AND THE PORTLAND CENTER FOR THE PERFORMING ARTS.

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Date: April 12, 2000

Prepared by: Daniel B. Cooper

### BACKGROUND

Metro and the City of Portland (City) are parties to a 1989 intergovernmental agreement which provides for the operation of the Civic Stadium and the Portland Center for the Performing Arts. The parties are in negotiations to amend that agreement to return Civic Stadium to the City, in anticipation of the Stadium being turned over to a private operator later this year.

The purpose of this amendment is to eliminate the possibility that either the City of Portland (City) or Metro would need to make a decision prior to April 15, 2000 to unilaterally terminate the existing agreement. The Portland City Council is scheduled to vote on the extension amendment on April 12, 2000. It is similar to one approved by the parties in December, 1999, which extended the agreement's termination notice date from December 31, 1999 to April 15, 2000.

This amendment will allow Metro and the City an additional two weeks to conclude ongoing negotiations toward a mutually acceptable agreement for the transition of Civic Stadium. There is every reason to believe an agreement will be reached, but if it is not, neither party will have relinquished the unilateral right to terminate the current agreement effective July 1, 2000.

### RECOMMENDED ACTION

The Presiding Officer recommends approval of Resolution No. 00-2933-A

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BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING ) RESOLUTION NO 00-2933  
AMENDMENTS TO THE INTERGOVERNMENTAL )  
AGREEMENT WITH THE CITY OF PORTLAND ) Introduced by Presiding Officer  
FOR THE CONSOLIDATION OF REGIONAL ) David Bragdon  
FACILITIES TO TRANSFER CIVIC STADIUM )

WHEREAS, the City of Portland and Metro are parties to an Amended Agreement Regarding Consolidation of Regional Convention, Trade, Spectator and Performing Arts Facilities Owned and Operated by the City of Portland and the Metropolitan Service District, which transferred City facilities managed by the Exposition-Recreation Commission and all employees to the management of the Metropolitan Exposition-Recreation Commission; and

WHEREAS, the City has now entered into an agreement with Portland Family Entertainment LP ("PFE"), which provides for a major renovation and transfers operational management of Civic Stadium to PFE; and

WHEREAS, Metro recognizes the City's investment of public funds and its right to provide for the management of City-owned facilities; and

WHEREAS, the City and Metro have negotiated in good faith for amendments to the Consolidation Agreement which will streamline the management of the remaining City facility upon the withdrawal of Civic Stadium from Metropolitan Exposition-Recreation Commission management; now, therefore,

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BE IT RESOLVED:

1. That the Executive Officer is authorized to execute the Amendment to the Agreement attached as Exhibit "A" to this Resolution.

ADOPTED by the Metro Council this \_\_\_\_ day of \_\_\_\_\_ 2000.

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David Bragdon, Presiding Officer

APPROVED AS TO FORM:

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Daniel B. Cooper, General Counsel

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