

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF NAMING METRO)
OPEN SPACES PROPERTY IN THE TRYON)
CREEK LINKAGES TARGET AREA)
)
)
)

ORDINANCE NO. 06-1117
Introduced by Chief Operating Officer
Michael Jordan, with the concurrence of
Council President David Bragdon

WHEREAS, Metro Area voters approved the Open Spaces, Parks and Streams Bond Measure (Ballot Measure 26-26) on May 16, 1995, which authorized Metro to issue \$135.6 million in general obligation bonds to finance land acquisition and certain park-related capital improvements; and

WHEREAS, on August 10, 1995, the Metro Council, through Resolution 95-2192 "For The Purpose Of Authorizing The Executive Officer To Purchase Property In The Tyron Creek Watershed", authorized the purchase of 11 acres of property (the "Property",) owned by Larry and Nina Lindstrom; and

WHEREAS, in October of 1995, Metro purchased the Property, which is located between SW Pomona Street, SW 39th Avenue, SW Coronado Street and SW 43rd Avenue and is part of the headwaters of Arnold Creek, a tributary of Tyron Creek; and

WHEREAS, Chapter 2.16.020 (d) of the Metro Code sets forth a policy for the naming of facilities owned or operated by Metro, stating: "A Metro facility may be named for a deceased person in recognition of the person's significant contribution of effort or money in support of the facility or its construction or mission, in conformance with the adopted policy of Metro Council"; and

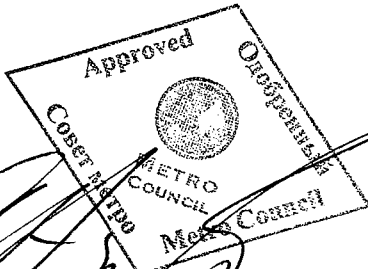
WHEREAS, a master plan has not yet been adopted for the Property, but the City of Portland Parks and Recreation Department, which manages the Property and other properties in the Tyron Creek Linkages Target Area for Metro under an Intergovernmental Agreement, has agreed that the Property may be named in accord with Metro's Ordinance governing naming of Metro facilities; and

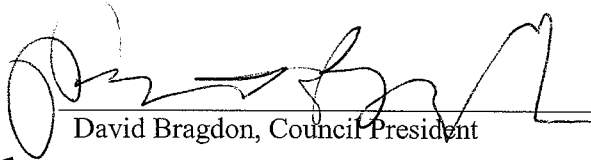
WHEREAS, Metro has received letters from the Friends of Arnold Creek and the West Portland Park Neighborhood Association and Multnomah County Sheriff Bernie Giusto requesting that the Property be named "Loll Wildwood" in honor of Multnomah County Sheriff Deputy Ernest C. Loll who was shot and killed in the line of duty by the Property over 70 years ago protecting the resource by responding to a report of poaching; now therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

This Ordinance recognizes the important contribution of protecting the natural resources of the Tryon Creek area by Deputy Ernest C. Loll through the dedication and naming in his honor of the 11-acre Metro property, identified in Exhibit A, as "Loll Wildwood".

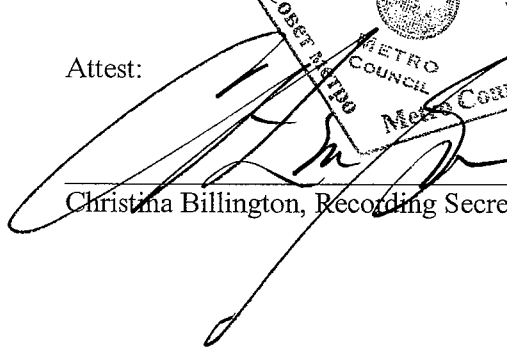
ADOPTED by the Metro Council this 20th day of April, 2006.





David Bragdon, Council President

Attest:



Christina Billington, Recording Secretary

Approved as to Form:



Daniel B. Cooper, Metro Attorney

ORDINANCE NO. 06-1117

EXHIBIT A

Lindstrom Property

Lots 29 and 30, Block 33, Lots 25 and 26, Block 34; Lots 7, 8, 15, 16, 17, 18, 25, 26, 27, 28, 29, 30, 31 and 32, Block 47; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 16, 17, 18, 21, 22, 23, 24, 25, 26, 34, 35 and 36, Block 48; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36, Block 53; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36, Block 54; Lots 23, 24, 25, 26, 27 and 28, Block 55; Lots 17, 18, 19, 20, 21 and 22, Block 66; Lots 1, 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 and 22, Block 67; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36, Block 68, WEST PORTLAND PARK, in the City of Portland, County of Multnomah and State of Oregon.

STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO. 06-1117, FOR THE PURPOSE OF NAMING METRO OPEN SPACES PROPERTY IN THE TRYON CREEK LINKAGES TARGET AREA

Date: March 15, 2006

Prepared by: Dan Kromer

BACKGROUND

In October of 1995, Metro and the City of Portland's Bureau of Environmental Services (BES) purchased 11 acres of undeveloped property from Larry and Nina Lindstrom to be preserved as open space. The Metro Council authorized the purchase of this property through Resolution 95-2192, "For The Purpose Of Authorizing The Executive Officer To Purchase Property In The Tyron Creek Watershed". Metro retained fee simple interest on the property, which is located between SW Pomona Street, SW 39th Avenue, SW Coronado Street and SW 43rd Avenue and is part of the headwaters of Arnold Creek, a tributary of Tyron Creek. Funding for Metro's share (30%) of the purchase came from the Open Spaces, Parks and Streams bond measure passed by voters of the region in 1995. These 11 acres became part of the Tyron Creek Linkages target area as adopted by Council via Resolution 96-2330, "For The Purpose Of Approving A Refinement Plan For Tyron Creek Linkages Target Area As Outlined In The Open Space Implementation Plan".

Recently, a request was received from the West Portland Park Neighborhood Association and the Friends of Arnold Creek, Attachment 1, requesting naming these 11 acres, "Loll Wildwood". The name request is in honor of Multnomah County Sheriff Deputy Ernest C. Loll who was shot and killed in the line of duty around this area over 70 years ago responding to a report of bird poaching. The request also has the support of Multnomah County Sheriff Bernie Giusto, Attachment 2. Presently, there is a monument and plaque located at intersection of SW 39th and SW Arnold Street by the exact site where Deputy Loll was killed.

The above 11-acre site is currently managed as part of the Tryon Creek Linkages by the City of Portland Parks and Recreation Department under an Intergovernmental Agreement with Metro. The area is not presently open for public use but is informally used and cared for by neighbors and other Southwest Portland residents. Since Metro is the 100% owner of the site, Portland Parks and Recreation has agreed that this area may be named in accord with Metro's Ordinance governing naming of Metro facilities.

On May 17, 2001, Metro Council approved Ordinance No. 01-904, "For The Purpose Of Dedicating A Metro Open Spaces Program Acquisition In The Tryon Creek Linkages Target Area", formally dedicating another section of the Tryon Creek Linkages the, "Judy Weyers Greenspace", in honor of the deceased former Metro Councilor and Presiding Officer who represented the district which includes the Tryon Creek Linkages area and who was instrumental in developing and referring the 1995 bond measure.

ANALYSIS/INFORMATION

1. Known Opposition

No known opposition.

2. Legal Antecedents

Metro Code Chapter 2.16 was established to provide a policy for the naming of facilities owned or operated by Metro. Section 2.16.020 (a) states, "Facilities owned by Metro shall be named through adoption of an ordinance by Metro Council". Section 2.16.020 (d), states, "A Metro facility may be named for a deceased person in recognition of the person's significant contribution of effort or money in support of the facility or its construction or mission, in conformance with the adopted policy of Metro Council".

The Open Spaces, Parks and Streams Bond Measure (Ballot Measure 26-26) was passed on May 16, 1995 by area voters authorizing Metro to issue \$135.6 million in general obligation bonds to finance land acquisition and certain park related improvements.

Resolution 95-2192, "For The Purpose Of Authorizing The Executive Officer To Purchase Property In The Tyron Creek Watershed", was approved by Metro Council on August 10, 1995 and authorized the purchase of property owned by Larry and Nina Lindstrom.

Resolution 96-2330, "For The Purpose Of Approving A Refinement Plan For Tyron Creek Linkages Target Area As Outlined In The Open Space Implementation Plan", was adopted by Metro Council on April 26, 1996 creating a refinement plan for the Tyron Creek Linkages target area and identified the 11 acres Metro purchased from the Lindstrom family as part of this area.

Ordinance No. 01-904, "For The Purpose Of Dedicating A Metro Open Spaces Program Acquisition In The Tryon Creek Linkages Target Area", approved by Metro Council on May 17, 2001, named another section of the Tryon Creek Linkages to, "Judy Weyers Greenspace", in honor of a deceased former Metro Councilor and Presiding Officer who represented the district which the section was located in.

3. Anticipated Effects

No anticipated effects.

4. Budget Impacts

No budgetary impacts are anticipated from this ordinance.

RECOMMENDED ACTION

Metro staff recommends the adoption of Ordinance 06-1117.

ORDINANCE NO. 06-1117
ATTACHMENT 1

June 24, 2005

Jim Desmond, Metro Parks and Greenspaces Director
600 N.E. Grand Avenue
Portland, OR 97232-2736

Subject: Naming of the Tryon Creek Linkages Open Space

Dear Jim,

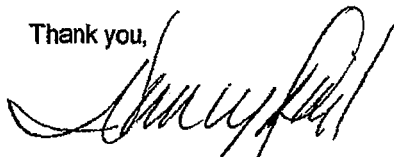
As you know, the Tryon Creek Linkages site in southwest Portland was one of the first acquired by Metro after the passage of the 1995 open spaces, parks, and streams bond measure. The Friends of Arnold Creek organization was granted stewardship for the site, and it is managed by the City of Portland. It's hard to believe ten years have already passed, and on July 31, the West Portland Park Neighborhood Association will be celebrating this milestone anniversary with a neighborhood party.

I am writing on behalf of Friends of Arnold Creek, chaired by Amanda Fritz, and the West Portland Park Neighborhood Association, chaired by David Gens, to enlist your help in naming our open space. Both organizations have unanimously agreed upon the name "Loll Wildwood." Multnomah County Deputy Sheriff Ernest C. Loll was shot and killed on September 29, 1935, when he responded to a report of bird poachers in southwest Portland. Deputy Loll had arrived on the scene and contacted one suspect when a second suspect shot him. A memorial was placed at SW 35th and SW Arnold, the approximate location where Deputy Loll was killed. We find it fitting to dedicate our open space to an individual who lost his life protecting southwest natural areas some 70 years ago.

We would greatly appreciate any advice and assistance you can give us in initiating and advancing this process. We presume both Metro and the City will need to agree to the name, and so would be willing to submit requests both to Metro and Portland City Council, if necessary.

I can be reached at 503 246 3266, and my address is 4205 S.W. Vesta Street, Portland, OR, 97219-7450.

Thank you,



Nancy Draais, Friends of Arnold Creek and West Portland Park Neighborhood Association Board Member

cc: David McAllister, Portland Parks and Recreation City Nature Manager
Jim Sjulín, Portland Parks and Recreation Natural Areas Supervisor
Bernie Giusto, Multnomah County Sheriff

ORDINANCE NO. 06-1117

ATTACHMENT 2



MULTNOMAH COUNTY SHERIFF'S OFFICE

501 SE HAWTHORNE BLVD., SUITE 350 • PORTLAND, OR 97214

Exemplary service for a safe, livable community

BERNIE GIUSTO
SHERIFF

(503) 988-4300 PHONE

(503) 988-4500 TTY

www.sheriff-mcso.org

July 21, 2005

Jim Desmond, Director
Metro Parks and Greenspaces
600 NE Grand Avenue
Portland, OR 97232-2736

Dear Mr. Desmond:

On behalf of this agency, I am honored by the letter from Nancy Drais, of the friends of Arnold Creek and Board Member of the West Portland Park Neighborhood Association. To name the Tyron Creek Linkages Open Space the "Loll Wildwood" in honor of Deputy Ernest Loll would be a fitting and lasting reminder of his service to citizens and a constant living reminder of his legacy of the need to protect all things.

It is important to note that we commemorate Deputy Loll each year at our Law Enforcement Memorial ceremony; however, for the most part, the memorial stone erected at the site is visited by those who simply happen upon its path. What a tribute it would be to memorialize not only his death, but to recognize his life by creating the Loll Wildwood.

Please let me know how we can proceed in this process.

Sincerely,

A handwritten signature in black ink that reads "Bernie Giusto".
BERNIE GIUSTO,
Sheriff

Cc: Nancy Drais, Friends of Arnold Creek