

A G E N D A

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METRO

Agenda

MEETING: METRO COUNCIL REGULAR MEETING
DATE: June 14, 2001
DAY: Thursday
TIME: 5:30 PM
PLACE: Metro Council Chamber

CALL TO ORDER AND ROLL CALL

1. INTRODUCTIONS

2. CITIZEN COMMUNICATIONS

3. EXECUTIVE OFFICER COMMUNICATIONS

4. AUDITOR COMMUNICATIONS

5. MPAC COMMUNICATIONS

6. LEGISLATIVE UPDATE

7. COMMITTEE CHAIR REPORTS

8. CONSENT AGENDA

8.1 Consideration of Minutes for the May 31, 2001 Metro Council Regular Meeting.

9. ORDINANCES - SECOND READING

9.1 **Ordinance No. 01-891A**, For the Purpose of Adopting the Annual Budget for Fiscal Year 2001-02, making appropriations, and levying ad valorem taxes, and Declaring an Emergency. *(Public Hearing)* McLain

9.2 **Ordinance No. 01-908**, Amending the FY 2000-01 Budget and Appropriations Schedule by Transferring Appropriations from Operating Expenses to Capital Outlay in the Administrative Services Department within the Support Services Fund, and Declaring an Emergency. Monroe

9.3 **Ordinance No. 01-909A**, For the Purpose of Adopting a Council District Reapportionment Plan; and Declaring an Emergency. Monroe

- 9.4 **Ordinance No. 01-910**, Amending the FY 2000-01 Budget and Appropriations Schedule by Transferring Appropriations from Contingency to Interfund Transfers in the MERC Pooled Capital Fund; and Declaring an Emergency. Atherton
- 9.5 **Ordinance No. 01-911**, Amending the FY 2000-01 Budget and Appropriations Schedule by Transferring Appropriations from Operating Expenses to Capital Outlay and from Debt Services to Interfund Transfers in the Convention Center Project Capital Fund; and Declaring an Emergency. Burkholder
- 9.6 **Ordinance No. 01-912**, Recognizing and Accepting Intergovernmental Revenue Regional from the City of Portland and Increasing Appropriations in the MERC Pooled Capital Fund for FY 2000-01; and Declaring an Emergency. Park

10. RESOLUTIONS

- 10.1 **Resolution No. 01-3077**, For the Purpose of Authorizing the Executive Officer to Execute an Intergovernmental Agreement Between Metro and Clean Water Services, a County Service District in Washington County, for Coordination of Planning and Authorizing the Payment of Up to \$11,452 for Healthy Streams Data. Hosticka

11. COUNCILOR COMMUNICATION

ADJOURN

Cable Schedule for June 14, 2001 Metro Council Meeting

	Sunday (6/17)	Monday (6/18)	Tuesday (6/19)	Wednesday (6/20)	Thursday (6/14)	Friday (6/15)	Saturday (6/16)
CHANNEL 11 (Community Access Network) (most of Portland area)		4:00 P.M.					
CHANNEL 21 (TVCA) (Washington Co., Lake Oswego, Wilsonville)							
CHANNEL 30 (TVCA) (NE Washington Co. - people in Wash. Co. who get Portland TCI)							
CHANNEL 30 (CityNet 30) (most of City of Portland)	8:30 P.M.						
CHANNEL 30 (West Linn Cable Access) (West Linn, Rivergrove, Lake Oswego)	8:00 A.M. (previous meeting)	7:00 P.M. (previous meeting)	8:00 A.M. (previous meeting)	1:00 P.M. (previous meeting)	6:00 P.M. (previous meeting)	7:00 A.M. (previous meeting)	5:00 P.M. (previous meeting)
CHANNEL 33 (ATT Consumer Svcs.) (Milwaukie)	4:00 P.M. (previous meeting)					10:00 P.M. (previous meeting)	9:00 A.M. (previous meeting)

PLEASE NOTE THAT ALL SHOWING TIMES ARE TENTATIVE BASED ON THE INDIVIDUAL CABLE COMPANIES' SCHEDULES. PLEASE CALL THEM OR CHECK THEIR WEB SITES TO CONFIRM SHOWING TIMES.

Portland Cable Access www.pcatv.org (503) 288-1515
Tualatin Valley Cable Access www.tvca.org (503) 629-8534
West Linn Cable Access www.ci.west-linn.or.us/wltvsked (503) 722-3424
Milwaukie Cable Access (503) 654-2266

Agenda items may not be considered in the exact order. For questions about the agenda, call Clerk of the Council, Chris Billington, 797-1542. Public Hearings are held on all ordinances second read and on resolutions upon request of the public. Documents for the record must be submitted to the Clerk of the Council to be considered included in the decision record. Documents can be submitted by email, fax or mail or in person to the Clerk of the Council. For assistance per the American Disabilities Act (ADA), dial TDD 797-1804 or 797-1540 (Council Office).

Agenda Item Number 8.1

Consideration of the Minutes of the May 31, 2001 Metro Council Regular Meeting

Metro Council Meeting
June 14, 2001
Council Chamber

MINUTES OF THE METRO COUNCIL MEETING

May 31, 2001

Metro Council Chamber

Councilors Present: David Bragdon (Presiding Officer), Susan McLain, Rex Burkholder, Rod Park, Bill Atherton, Rod Monroe, Carl Hosticka

Councilors Absent:

Presiding Officer Bragdon convened the Regular Council Meeting at 2:03 p.m.

1. INTRODUCTIONS

Presiding Officer Bragdon introduced James M. Bernard, Mayor of the City of Milwaukie.

2. CITIZEN COMMUNICATIONS

None.

3. GREAT BLUE HERON WEEK DELCARATION

Mike Houck, Audubon Society of Portland, explained that in the 15 years since the Great Blue Heron was adopted as its official city bird, the Portland City Council had each year detailed by proclamation their pledge with respect to water quality, fish and wildlife habitat inside the City of Portland. The heron is a symbol for that commitment. He reported on several canoe/kayak tours coming up in the near future and other events of interest to nature lovers.

Councilor McLain said she had noticed a lot of the school children in her area had some of these programs on their lists of things to do for the summer.

Ron Klein, Metro Parks and Greenspaces, commented on the hard work done to establish natural environments in the metropolitan setting to provide places for critters such as the great blue heron. He read the declaration for Great Blue Heron Week.

Motion: **Councilor Atherton** moved adoption of the Great Blue Heron Week declaration. .

Seconded: **Councilor McLain** seconded the motion.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion to adopt the declaration passed unanimously.

4. EXECUTIVE OFFICER COMMUNICATIONS

None.

5. AUDITOR COMMUNICATIONS

None.

6. MPAC COMMUNICATIONS – PARKS REPORT

Lisa Naito, Multnomah County Commissioner and Chair of MPAC, distributed the MPAC Parks Subcommittee Final Report to the Council. She reported it had passed out of MPAC on a unanimous vote April 25, 2001. She related the essence of the report to the Council. (See copy of the report attached to the permanent record of this meeting.)

Jim Zehren citizen member of MPAC from Multnomah County, and Chair of MPAC Parks Subcommittee, thanked the Metro staff for their hard work and help on the report. He said the committee hoped for a land use/transportation/parks connection like the land use/transportation connection already made. He commented that the committee felt very strongly that unless there was a way to place parks and related lands and facilities, as the region grew and redeveloped, support for the 2040 concept would languish.

Presiding Officer Bragdon accepted the report. He said Councilor Hosticka had indicated the Natural Resources Committee would be studying it.

Councilor McLain said good land use and design of parks was extremely important. She said the Metro Council had been on record in support of parks for years. She thought this report would allow them to figure out just how to do it. She added that the support of the local jurisdictions would help get the job done.

Councilor Hosticka appreciated the process and felt the report gave the Council a good platform from which to operate.

Councilor Atherton noted that there were several options to work out regarding implementation of the plan.

Councilors Park said implementation would require a lot of commitment from the Council and the local elected officials. He was looking forward to the challenge of getting the plan on the ground and making it work.

Councilor Monroe noted the report's comments on the next phases of the project: identifying a source of money to develop and maintain the open spaces and secondly, a second bond for acquisition. He said he was committed to making those steps happen in the next few years.

7. LEGISLATIVE UPDATE

Dan Cooper, Senior Legal Counsel, reported on the legislative activities in Salem from the previous week.

Jeff Stone, Chief of Staff added that the conservation incentives bill, 3564, which had Council approve, passed the House 48-9 and would be moving on to the Senate.

Councilor Park asked for a quick update on the special districts bill which could have an affect on the formation of cities.

Mr. Cooper responded that HB-2978 set up a dynamic where if a city outside the UGB, but inside jurisdictional boundaries, began an incorporation process, it could continue without being subject to the 3-mile veto.

Councilor Monroe said even though the regional transportation authority bill seemed to be going down, there were aspects of it that he understood could be accomplished without legislation. He asked Mr. Cooper for a report on what would be possible under current law in terms of meeting some of the transportation needs of the region.

Mr. Cooper replied that the Transportation Planning Director had also been asking those questions and they would be working together in anticipation of such a presentation.

8. CONSENT AGENDA

8.1 Consideration of minutes of the May 24, 2001 Regular Council Meeting.

Motion: **Councilor Burkholder** moved to adopt the meeting minutes of the May 24, 2001, Regular Council meeting.

Seconded: **Councilor McLain** seconded the motion.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion to adopt the minutes passed unanimously.

9. ORDINANCES - SECOND READING

9.1 **Ordinance No. 01-907A**, For the Purpose of Amending the Metro Code Chapter 5.02 to Modify the Charges for Household Hazardous Waste Accepted at Metro Facilities and Metro Hazardous Waste Collection Events.

Motion: **Councilor Atherton** moved to adopt Ordinance No. 01-907A.

Seconded: **Councilor Monroe** seconded the motion.

Councilor Atherton reported that the Solid Waste & Recycling Committee had unanimously recommended approval of the ordinance. He gave a brief explanation of the reasoning behind the ordinance.

Councilor Monroe strongly supported ordinance. He said it is a direction they should have taken a long time ago to encourage people to dispose of household hazardous waste properly. He said it was odd that folks who took the trouble to take their hazardous waste to a disposal site were charged when those who chose to take their waste to pick-up events were not charged.

Councilor Park understood the hazardous waste disposal program was fairly expensive. He wondered how many vehicles on average used the hazardous waste facilities.

Mr. Houser replied that the principle usage of the facilities was on Saturdays.

Councilor McLain said her viewpoint followed along with Councilor Park's views, that one of the reasons the facilities were not being used so much was because of the fee. She said it seemed they were looking to increase the usage by doing this. She thought they would have to do some advertising to get the word out that the fees would be done away with.

Presiding Officer Bragdon opened a public hearing on Ordinance No. 01-907A. Nobody came forward to testify so Presiding Officer Bragdon closed the public hearing.

Councilor Burkholder commented that he and Councilors Hosticka and Bragdon had gone to the Metro Central Hazardous Waste facility for lunch and got to ask a lot of questions of the staff. Staff reported that the fee was only a token anyway as the cost to dispose of an average delivery to the transfer station, even though they recycled approximately 80% of what came in, paint, batteries, motor oil, etc., was about \$75.00

Councilor Park thought this was a service that needed to be provided, but the question was whether it was being equitably distributed across the users of the facilities. He felt they should address that some time in the future.

Councilor Atherton urged approval of Ordinance No. 01-907A.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion

9.2 **Ordinance No. 01-909**, For the Purpose of Adopting a Council District Reapportionment Plan, and declaring an emergency.

Motion: **Councilor Monroe** moved to adopt Ordinance No. 01-909.

Seconded: **Councilor Atherton** seconded the motion.

Councilor Monroe outlined the work of the task force and explained the 5 proposals. He said a decision must be made by June 14, 2001.

Presiding Officer Bragdon clarified that the proposal in front of them today was for Draft Alternative Map D, which came forward from the task force.

Councilor Monroe explained the process which brought Draft Alternative D to the Council.

Presiding Officer Bragdon opened a public hearing on Ordinance No. 01-909.

James Bernard, Mayor, City of Milwaukie, 12255 SE 41st Ct., Milwaukie, OR 97222, spoke in support of Alternative Draft D.

Brian Newman, Councilor, City of Milwaukie, 10577 SE Riverway Ln., Milwaukie, OR, 97222, also supported Alternative Draft D.

Robert Boyer, former Senator from District 8, 4815 NE 7th, Portland, OR, spoke in support of Alternative Draft D. (See copy of his testimony included with the permanent record of this meeting.)

Ray Phelps, 16 Touchstone, Lake Oswego, OR 97035, supported Alternative Draft D.

Kay Durtschi, 2230 SW Caldew, Portland, OR , noted concerns about having more than one councilor representing her area. She was not happy about the notification timeline and felt the Council had put the Citizen's Committee behind the 8-ball. She had contacted over half of the 16 neighborhood associations personally, and said they were all in agreement but did not understand why the coalition would be split. She told the Council that sending the information out by e-mail had been a mistake because the black and white maps were too hard to read. She said the southwest areas felt they had been receiving mixed messages from the Council and did not feel they had enough time to look over the alternatives. She urged the Council to consider Alternative Draft E to keep their coalition together.

Presiding Officer Bragdon clarified for Ms. Durtschi that the timing was driven by the Metro Charter and the U.S. Census data, and done according to various constitutional principles in both the U.S. and the Oregon constitution. He said she was correct that the Council made the rules in terms of the guidelines, but they were working within an established process. He added that the task force had held 4 public hearings to discuss the maps.

Councilor Monroe responded to the question of neighborhood associations across county lines. He said there were some associations that were predominately in Multnomah County, but did cross over into Washington County. He said the testimony from the Washington County folks did not favor being part of districts that were predominately Multnomah County.

Aleta C. Woodruff, 2143 NE 95th Pl., Portland, OR 97220, said Draft D was not satisfactory to her or her group. She spoke in support of Alternative Drafts B or E. She felt very rushed to make a decision. She said it was not good to rush because the decision would last for 10 years and it should be cautiously.

Presiding Officer Bragdon closed the public hearing.

Councilor Burkholder agreed that the process was rushed, but they were compelled by the Charter and had 90 days to start and complete the full process. The start date comes based on when the census data is released. He said he felt good about the process, but thought the public turnout was small because it was an abstract issue. He recommended an aye vote on Map D. (See hard copy of Councilor Burkholder's speaking points included with the permanent record of this meeting).

Motion

to Amend: **Councilor Atherton** moved to amend Map D according to Atherton Map Amendment #1.

Seconded: **Councilor Hosticka** seconded the motion.

Councilor Atherton said his amendment would take a rural Lake Grove section out of District 3 and put it into District 2. It would also take an area south of I-205 out of District 2 and place it into District 3 to keep the numbers balanced. (see copy of Atherton Amendment Map included with the permanent record of this meeting).

Councilor Hosticka said he could support the amendment.

Councilor Burkholder asked at what level did amendments to Map D become significant and therefore require a new notice.

Mr. Cooper responded that the charter said an ordinance may be amended but not materially revised at same meeting it is adopted. He advised that if the rights of any persons might be affected by the change, to be cautious it should be continued.

Councilor Monroe spoke in support of the Atherton amendment.

Councilor McLain said felt there was more potential for that area to change than some other places. She felt the amendment did not look at anything but numbers, and it did not feel compact. She wanted to be consistent and did not see the wisdom of the amendment.

Councilor Hosticka thought there was a much higher community of interest between that area and other parts of District 3 than there was in the unincorporated Lake Grove area which had a higher community of interest with Lake Oswego than with the Durham area.

Councilor Atherton responded that the amount of change that could be anticipated in the next 10 years in rural Lake Grove would be greater than in south Stafford. He said rural Lake Grove was in the middle of a community plan that clearly anticipated annexation to the City of Lake Oswego.

Presiding Officer Bragdon said it made sense to him and he would support amendment.

Councilor Atherton urged an aye vote on his amendment.

Vote on

amendment: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion to amend passed.

Motion: **Councilor Hosticka** moved to continue Ordinance No. 01-909 to the June 14, 2001 meeting.

Seconded: **Councilor Atherton** seconded the motion.

Councilor McLain said there was no right answer- there would be some community or neighborhood that would be divided. She said federal and state law required equal numbers. She said they were regional representatives no matter where the lines were, and had to be willing and ready to help those communities of interest no matter what district they were in. She said if a community of interest was divided, then it was more than one councilor's responsibility to be sure that community was represented. She noted that there had already been problems identified with Map D in the Gateway and southwest Portland area. She added that she would be voting for Map D by phone on the 14th. She said if they did not vote on June 14th, it would go back to the Executive Officer to decide.

Councilor Monroe noted a letter from Commissioner Dan Saltzman expressing his concerns about dividing southwest Portland neighborhoods. He said he was not sure whether the citizens of outer northeast Portland felt a greater sense of affinity with inner northeast or outer southeast

Portland. He said he was still questioning whether citizens of southwest Portland felt a greater connection across the river with southeast Portland or with downtown and the Pearl district.

Councilor Park reiterated that the decision had to be made by June 14th or the Executive Officer would decide.

Presiding Officer Bragdon added that the reason the item was being held over was because the alternative before them today had been substantively amended. If that was substantively amended again on the 14th it would require either a suspension of rules or the Executive Officer would do the job for Council.

He continued Ordinance No. 01-909 to June 14th with map D as amended by the Atherton amendment #1. He added that the re-notice would reflect the amendment with a complete description.

10. RESOLUTIONS

10.1 **Resolution No. 01-3066**, For the Purpose of Granting Easements and Right-of-Way for Park Use through Metro Property East of Northeast 47th Avenue, near the Columbia Slough.

Motion: **Councilor Hosticka** moved to adopt Resolution No. 01-3066.

Seconded: **Councilor McLain** seconded the motion.

Councilor Hosticka urged approval of the resolution, which would grant an easement through Whitaker Ponds area. The purpose is to allow the city to construct a swale to collect stormwater and the other is to replace a culvert with a bridge. He said that both projects would have a positive impact on the property.

Presiding Officer Bragdon supported the resolution and said the project was of regional interest that the Council had voted to put some federal dollars into to open up the Columbia Slough to greater length for kayaking and canoeing. He said there were multiple interests that were well served by the resolution.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion passed unanimously.

10.3 **Resolution No. 01-3067**, For the Purpose of Authorizing the Executive Officer to Execute an Intergovernmental Agreement with Tualatin Hills Parks and Recreation District for the Management of Property in the Fanno Creek Greenway Target Area.

Motion: **Councilor Hosticka** moved to adopt Resolution No. 01-3067.

Seconded: **Councilor McLain** seconded the motion.

Councilor Hosticka urged approval. He said the major function was to create a trail along Fanno Creek as part of the Regional Trails Program.

Presiding Officer Bragdon said he went on a walk with the Friends of Fanno Creek and added that Saturday morning, June 2nd, there would be a dedication of some greenspace along the creek. He supported the resolution.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion

10.3 **Resolution No. 01-3068**, For the Purpose of Preparing Recommendations for Updating the Regional Trails and Greenways Map.

Motion: **Councilor Atherton** moved to adopt Resolution No. 01-3068.

Seconded: **Councilor Monroe** seconded the motion.

Councilor Atherton reported that the resolution would adopt criteria recommended by the Regional Trails Committee for review of the nominations that would be solicited for updating the significant trails and greenways map.

Motion

to Amend: **Councilor McLain** moved to modify the sentence at the end of the first level to be met to read "If the first level is met then at least ~~three~~ four of the following criteria must be met.", and on the second level, to add new criteria "(g) Likely that the trail will receive use, including use by citizens from various areas of the region:"

Councilors Atherton and Hosticka, as the maker and the seconder of the motion, accepted the motion to amend as a friendly amendment.

Councilor McLain said the amendment basically made the pool of criteria one larger to talk about the usage of the area. She felt it would make the criteria of a regional trail stronger.

Presiding Officer Bragdon opened a public hearing on Resolution No. 01-3067.

Leonard Gard, 7688 SW Capitol Hwy., Portland, OR 97219, Southwest Neighborhoods, said they were very proud of the southwest urban trails plan that had been adopted by the Portland City Council in July 2000. He said the classification of the trails did not fit very well with Metro's criteria being considered. He said they could not meet the criteria that said 75% of the trail be off-road. He suggested the first criteria be dropped so all the trails could be considered together and balanced. He felt the local communities should have more say so in designating the regional trails in their areas.

Don Baack, 6495 SW Burlingame Pl., Portland, OR 97201, Hillsdale, testified that the 75% rule knocked out any connectivity other than connecting to a long trail someplace else. He was irritated that the rules made it difficult for their trails to qualify for the system. He suggested a "Walk There" map like Metro's "Bike There" map. (See copy of his written testimony included with permanent record of this meeting).

Presiding Officer Bragdon said the question before them was a regional trunk network and what Mr. Baack was advocating for was a local trail. He said the two should not be pitted against one another.

Mr. Baack said they had much more dense local trail network identified as well, but his point was that the regional trails plan was not in keeping with people's ranges in their walking. The whole transportation element seemed to focus on bus lines, not where people want to walk.

Presiding Officer Bragdon agreed that all trails were important, and just because a trail was regionally significant did not mean other trails were bad, just not included in a regionally significant network.

Mr. Baack responded that their plan took into account people who used the trails and where they wanted to walk.

Councilor Burkholder commented that the current proposal reflected the split within the agency, that some were looking at the greenspaces and parks, and others were trying to fit the right-of-ways into the plan. He thought Mr. Baack's suggestion that they should look at how the right-of-way parts fit into the off right-of-way parts was a good one, and that was the challenge.

Councilor Atherton did not believe the 75% rule was put into place to keep out the southwest trails, rather they were trying to find a way to provide parkway systems for everyone.

Mr. Baack said his point was they did not need parkways for pedestrians.

Councilor Hosticka commented that the differences were not so much transportation vs. recreation, but definition. He said when staff talked about trails, they thought of them as a physical feature that was a ribbon of concrete, asphalt or barkdust, and Mr. Baack's definition was a place where people walk. People can walk anywhere, and if enough people walk there it becomes a trail. He felt they should approach creating a map of where people could safely and conveniently move about, but did not know if it was the same effort of creating a map of the physical structures in which they were going to invest resources and acquire land.

Phyllis Towne, 2425 SW 19th, #5, Portland, OR hoped that the 75% offroad criteria would be reconsidered so they could still use their safe places for trails. She said she was a hike leader and had walked the Springwater Trail many times. She felt it was tedious and boring while the local trails were interesting and people enjoyed them.

Arthur Griffith, 260 Pine Valley Rd., Lake Oswego, OR 97034, said the Multnomah Athletic Club Trails Group used trails wherever nature provided them, but would also use roads if there were no connections. He also objected to the 75% limitation.

Presiding Officer Bragdon closed the public hearing.

Councilor McLain said if the 75% on-road criteria was just a definition, she understood that, but she was concerned that you can't have the perfect trail in an urban area. New and old areas had to be blended.

Councilor Park said he was trying to resolve why they could not just use two colors on a map, for offroad and concrete, but show how they connect.

Charles Ciecko, Director, Parks & Greenspaces, thought there was some misunderstanding of what the criteria would be applied to. He said they would not be applied to all the trails that were

part of the trails component of the Regional Transportation Plan (RTP), they were talking only about the trails component of the Greenspaces Master Plan, which focuses on natural areas. He pointed out virtually every recreational professional, as well as the majority of the trail uses, would generally agree with the notion that the recreational experience was enhanced by being separate from the roadways. He said that was the driving force behind the Greenspaces Technical Advisory Committee (GTAC) that those trails intended primarily for recreational purposes should meet the first level criterion before being included on the Greenspaces Master Plan Trail Map. He said some of the trails included were also components of the Regional Transportation Trails map as well, but for their commuting value, not their recreational value. He said the Springwater Corridor was a good example of that.

Councilor Monroe defended the Springwater Trail although he agreed there was a boring section along Johnson Creek Boulevard. He said what they wanted to enhance was a network of transportation options. He liked the idea of a map of trails differentiating between exclusive pedestrian or bike routes and routes that could be shared by walkers, runners and bikes. He hoped not to have fights between different categories of outdoor lovers. He would rather increase and enhance opportunities for all citizens to get outdoors to exercise and recreate.

Councilor McLain reiterated that the criterion was simply identifying what was considered a Greenspace recreational trail.

Mr. Ciecko said that was exactly what it did.

Councilor McLain agreed there was a need for a more useful map. She said she could vote for the resolution.

Councilor Burkholder said connectivity was important. He was concerned about funding because recreational trails did not qualify under TEA-21 funding.

Mr. Ciecko said they were aware of that fact. An example of a regional recreational trail would be the Wildwood Trail in Forest Park. He said it was regionally significant in nature, but not an important commuter route. He said other components of the Greenspaces Master Plan Trail Map that did function both ways and as a result were included on the RTP Trails map.

Councilor Park asked if the map would show only the Greenspace trails.

Mr. Ciecko did not think current map showed all the trails.

Heather Nelson Kent, Parks and Greenspaces, said they had been working with the transportation staff to get the regional trails plan map in the RTP to be able to show how it connected to the transportation system, especially the bike and pedestrian portion.

Councilor Park did not have problem with 75% criteria for a regional trail. He asked why they would want to map an incomplete system.

Mr. Ciecko said, at some point, the agency needed to develop one integrated map to show recreational and transportation/commuter trails at the regional level. He said it had not come up as a priority until now, but now he heard from the Council that it needed to be looked at.

Mel Huie, Parks and Greenspaces, Open Spaces, commented that his department had been supportive of southwest trails and had been working with them for last 2 years. He said there was a Fanno Creek Greenway Trail working group.

Councilor Atherton clarified that this was an updating of the current map because they recognized that throughout the region there were some important connections that had been missed in the original concept. He said one could not expect local jurisdictions to build a regional system.

Mr. Ciecko said the 1992 Greenspaces Master Plan Trails Map had only been amended once to add Peninsula Crossing. He said they realized then that there were no criteria on which to base a decision. They undertook to make this collaborative process to generate a recommendation of criteria to consider.

Presiding Officer Bragdon commented that Metro applauded what was happening in Southwest and wanted the regional system to fit into that and function as a network. He said designating a regional system in no way implied that the southwest system was bad or that people should not use those. He was mystified by the implications that this proposal was against something else that was actually in tandem.

Councilor Park said this designation did not preclude doing a surface map as suggested.

Mr. Huie said Greenspaces staff and Transportation staff were working together closely with local trail planners to plan their local trails.

Councilor Atherton urged an aye vote on the resolution.

Vote: The vote was 6 aye/ 0 nay/ 0 abstain, and the motion passed unanimously of those present. Councilor Hosticka was absent from the vote.

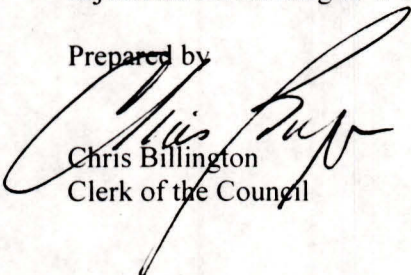
11. COUNCILOR COMMUNICATION

None.

ADJOURN

There being no further business to come before the Metro Council, Presiding Officer Bragdon adjourned the meeting at 4:43 p.m.

Prepared by


Chris Billington
Clerk of the Council

Agenda Item Number 9.1

Ordinance No. 01-891-A

For the Purpose of Adopting the Annual Budget for Fiscal Year 2001-02, making appropriations,
and levying ad valorem taxes, and Declaring an Emergency. (Public Hearing)

Metro Council Meeting
June 14, 2001
Council Chamber

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ADOPTING THE)
ANNUAL BUDGET FOR FISCAL YEAR)
2001-02, MAKING APPROPRIATIONS,)
AND LEVYING AD VALOREM TAXES, AND)
DECLARING AN EMERGENCY)

ORDINANCE NO. 01-891A

Introduced by
Mike Burton, Executive Officer

WHEREAS, the Multnomah County Tax Supervising and Conservation Commission held its public hearing on the annual Metro budget for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and

WHEREAS, recommendations from the Multnomah County Tax Supervising and Conservation Commission have been received by Metro (attached as Exhibit A and made a part of the Ordinance) and considered; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. The "Fiscal Year 2001-02 Metro Budget," in the total amount of FOUR HUNDRED THIRTEEN MILLION ONE HUNDRED SEVENTEEN THOUSAND NINE HUNDRED TWENTY TWO FOUR HUNDRED FIVE MILLION EIGHTY TWO THOUSAND TWENTY (~~\$413,117,922~~ ~~\$405,082,020~~) DOLLARS, attached hereto as Exhibit B, and the Schedule of Appropriations, attached hereto as Exhibit C, are hereby adopted.

2. The Metro Council does hereby levy ad valorem taxes, as provided in the budget adopted by Section 1 of this Ordinance, at the rate of \$0.0966 per thousand dollars of assessed value for Zoo operations and in the amount of NINETEEN MILLION SIX HUNDRED SIXTY-THREE THOUSAND NINE HUNDRED EIGHTY-FIVE (\$19,663,985) DOLLARS for general obligation bond debt, said taxes to be levied upon taxable properties within the Metro District for the fiscal year 2001-02. The following allocation and categorization subject to the limits of Section 11b, Article XI of the Oregon Constitution constitute the above aggregate levy.

SUMMARY OF AD VALOREM TAX LEVY

	Subject to the General Government <u>Limitation</u>	Excluded from <u>the Limitation</u>
Zoo Tax Base	\$0.0966/\$1,000	
General Obligation Bond Levy		\$19,663,985

3. In accordance with Section 2.02.125 of the Metro Code, the Metro Council hereby authorizes positions and expenditures in accordance with the Annual Budget adopted by Section 1 of this Ordinance, and hereby appropriates funds for the fiscal year beginning July 1, 2001, from the funds and for the purposes listed in the Schedule of Appropriations, Exhibit C.

4. Pursuant to Metro Code 2.04.026(b) the Council designated the contracts which have significant impact on Metro for FY 2001-02 and their designations as shown in Exhibit D, attached hereto.

5. The Executive Officer shall make the filings as required by ORS 294.555 and ORS 310.060, or as requested by the Assessor's Office of Clackamas, Multnomah, and Washington Counties.

6. This Ordinance being necessary for the health, safety, or welfare of the Metro area, for the reason that the new fiscal year begins July 1, 2001, and Oregon Budget Law requires the adoption of a budget prior to the beginning of the fiscal year, an emergency is declared to exist and the Ordinance takes effect upon passage.

ADOPTED by the Metro Council on this 21st day of June, 2001.

David Bragdon, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

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STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 01-891 ADOPTING THE ANNUAL BUDGET FOR FISCAL YEAR 2001-02, MAKING APPROPRIATIONS AND LEVYING AD VALOREM TAXES, AND DECLARING AN EMERGENCY

Date: January 26, 2001

Presented by: Mike Burton
Executive Officer

DESCRIPTION

Adoption of this ordinance will put into effect the proposed annual FY 01-02 budget, effective July 1, 2001.

EXISTING LAW

Oregon Revised Statutes 294.635, Oregon Budget Law, requires that Metro prepare and submit Metro's approved budget to the Tax Supervising and Conservation Commission by May 15, 2001. The Commission will conduct a hearing during June 2001 for the purpose of receiving information from the public regarding the Council's approved budget. Following the hearing, the Commission will certify the budget to the Council for adoption and may provide recommendations to the Council regarding any aspect of the budget.

BACKGROUND AND ANALYSIS

I am forwarding to the Council for consideration and approval my proposed budget for Fiscal Year 2001-02.

Council action, through Ordinance No. 01-891, is the final step in the process for the adoption of Metro's operating financial plan for the forthcoming fiscal year. Final action by the Council to adopt this plan must be completed by June 30, 2001.

Once the budget plan for Fiscal Year 2001-02 is adopted by the Council, the number of funds and their total dollar amount and the maximum tax levy cannot be amended without review and certification by the Tax Supervising and Conservation Commission. Adjustments, if any, by the Council to increase the level of expenditures in a fund are limited to no more than 10 percent of the total value of any fund's appropriations in the period between Council approval and adoption.

Exhibits B and C of the Ordinance will be available at the public hearing on February 8, 2001.

BUDGET IMPACT

The total amount of the proposed FY 01-02 annual budget is \$405,082,020.

OUTSTANDING QUESTIONS

There will be some outstanding questions and issues, but with the change in the budget development process, it is anticipated that the number of questions and issues should be significantly fewer than in the past.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance No. 01-891.

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Agenda Item Number 9.2

Ordinance No. 01-908

Amending the FY 2000-01 budget and Appropriations Schedule by Transferring Appropriations from Operating Expenses to Capital Outlay in the Administrative Services Department within the Support Services Fund, and Declaring an Emergency.

Metro Council Meeting
June 14, 2001
Council Chamber

BEFORE THE METRO COUNCIL

AN ORDINANCE AMENDING THE FY 2000-01)	ORDINANCE NO. 01-908
BUDGET AND APPROPRIATIONS)	
SCHEDULE BY TRANSFERRING)	
APPROPRIATIONS FROM OPERATING)	
EXPENSES TO CAPITAL OUTLAY IN THE)	Introduced by Mike Burton,
ADMINISTRATIVE SERVICES DEPARTMENT)	Executive Officer
WITHIN THE SUPPORT SERVICES FUND;)	
AND DECLARING AN EMERGENCY)	
)	

WHEREAS, The Metro Council has reviewed and considered the need to transfer appropriations within the FY 2000-01 Budget; and

WHEREAS, The need for the transfer of appropriation has been justified; and

WHEREAS, Adequate funds exist for other identified needs; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. That the FY 2000-01 Budget and Schedule of Appropriations are hereby amended as shown in the column entitled "Revision" of Exhibit A to this Ordinance for the purpose of transferring funds from operating expenses to capital outlay in the Administrative Services Department within the Support Services Fund to provide for web related expenditures.

2. This Ordinance being necessary for the immediate preservation of the public health, safety or welfare of the Metro area in order to meet obligations and comply with Oregon Budget Law, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Metro Council this _____ day of _____, 2001.

David Bragdon, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

Exhibit A
Ordinance No. 01-908
FY 2000-01 SCHEDULE OF APPROPRIATIONS

	<u>Current Appropriation</u>	<u>Revision</u>	<u>Amended Appropriation</u>
SUPPORT SERVICES FUND			
Administrative Services/Human Resources			
Operating Expenses (PS & M&S)	\$3,877,348	(\$25,000)	\$3,852,348
Capital Outlay	21,990	25,000	46,990
Subtotal	3,899,338	0	3,899,338
Information Technology			
Operating Expenses (PS & M&S)	1,867,126	0	1,867,126
Debt Services	111,951	0	111,951
Capital Outlay	465,691	0	465,691
Subtotal	2,444,768	0	2,444,768
Office of General Counsel			
Operating Expenses (PS & M&S)	978,955	0	978,955
Subtotal	978,955	0	978,955
Office of Citizen Involvement			
Operating Expenses (PS & M&S)	57,914	0	57,914
Subtotal	57,914	0	57,914
Office of the Auditor			
Operating Expenses (PS & M&S)	597,878	0	597,878
Subtotal	597,878	0	597,878
General Expenses			
Interfund Transfers	2,142,282	0	2,142,282
Contingency	261,905	0	261,905
Subtotal	2,404,187	0	2,404,187
Unappropriated Balance	147,000	0	147,000
Total Fund Requirements	\$10,530,040	\$0	\$10,530,040

All Other Appropriations Remain as Previously Adopted

BUDGET COMMITTEE REPORT

CONSIDERATION OF **ORDINANCE NO. 01-908**, FOR THE PURPOSE OF AMENDING THE FY 2000-01 BUDGET AND APPROPRIATIONS SCHEDULE BY TRANSFERRING APPROPRIATIONS FROM OPERATING EXPENSES TO CAPITAL OUTLAY IN THE ADMINISTRATIVE SERVICES DEPARTMENT WITHIN THE SUPPORT SERVICES FUND; AND DECLARING AN EMERGENCY

Date: May 30, 2001

Presented by: Councilor Monroe

Committee Recommendation: At its May 30, 2001, meeting, the Budget Committee voted 5-0 to recommend Council adoption of Ordinance No. 01-908. Voting in favor: Councilors Atherton, Bragdon, Burkholder, McLain, and Monroe. Voting against: None. Absent: Councilors Park and Hosticka.

Background: Jennifer Sims, Administrative Services (ASD) Director, presented the staff report. She stated that the proposed ordinance will transfer \$25,000 in appropriations in the Administrative Services Department from operations to capital to pay for a new replacement check printing and folding machine. Staff has experimented with various ways of addressing the ongoing problem of efficient printing and folding, and has found that a machine best meets their needs, particularly in relationship to payroll checks where sending the work out to be done represents a security issue.

Committee Issues/Discussion: Councilor Burkholder asked if ASD was looking into ways of reducing costs by turning to electronic or paperless processing methods. Ms. Sims replied that she felt Metro was doing well in regards to subscriptions to direct deposit, although there is always room for improvement.

Key Public Testimony: There was none.

STAFF REPORT

ORDINANCE NO. 01-908, FOR THE PURPOSE OF AMENDING THE FY 2000-01 BUDGET AND APPROPRIATIONS SCHEDULE, TRANSFERRING \$25,000 FROM OPERATING EXPENSES TO CAPITAL OUTLAY IN THE ADMINISTRATIVE SERVICES DEPARTMENT WITHIN THE SUPPORT SERVICES FUND; AND DECLARING AN EMERGENCY

Date: May 3, 2001

Presenter: Jennifer Sims

DESCRIPTION

The Administrative Services Department (ASD) is requesting a transfer of \$25,000 in appropriation authority from Operating Expenditures to Capital Outlay, to purchase a new standard register check printer and folder for use in the Accounting Services Division. Existing equipment is wearing out.

EXISTING LAW

ORS 294.450 provides for transfers of appropriations within a fund if such transfers are authorized by official resolution or ordinance of the local jurisdiction's governing body.

BACKGROUND AND DISCUSSION

The Accounting Services Division of ASD prints thousands of checks each month using standard register check printing and folding equipment. The existing equipment is wearing out, and Payroll now has to either fold paychecks by hand (over 1,200 each payroll) or take them to the mail room for folding, which poses a security issue. The printer is becoming more difficult to adjust and maintain, requiring more frequent cleaning and replacement of the ink cartridge. The equipment is also requiring more frequent service calls to keep it running. Replacement also includes a software system upgrade from DOS to a Windows-based system.

The purchase of a replacement check printer and folder is required to continue the smooth operations of the Accounting Services Division. Estimated cost of the equipment is \$22,235; the request of \$25,000 provides a contingency to cover unanticipated additional costs if they arise.

BUDGET IMPACT

The adopted budget for Administrative Services Department included capital outlay appropriations for replacement of two satellite copiers. These copiers were purchased in July. There are not sufficient appropriations remaining to purchase the check printer and folder. However, due to savings generated through staff vacancies during the year, there are sufficient appropriations available in operating expenditures to transfer to capital outlay. This expenditure does not increase ASD's total appropriation authority, but moves appropriation to the Capital Outlay category to allow purchase of this capital asset

OUTSTANDING QUESTIONS

None.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Ordinance No. 01-908.

Agenda Item Number 9.3

Ordinance No. 01-909A

For the Purpose of Adopting a Council District Reapportionment Plan; and Declaring an
Emergency.

Metro Council Meeting
June 14, 2001
Council Chamber

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ADOPTING A) ORDINANCE NO 01-909A
METRO COUNCIL DISTRICT)
REAPPORTIONMENT PLAN; AND) Introduced by Presiding Officer
DECLARING AN EMERGENCY) David Bragdon

WHEREAS, the voters of the Metro region approved Ballot Measure 26-10 to amend the 1992 Metro Charter; and

WHEREAS, the amended Metro Charter prescribes that beginning January 6, 2003, the governing body of Metro is to be a council consisting of seven councilors, one of whom shall be elected at large and designated President of the Council, together with the remaining six councilors, each nominated and elected from a single district within the Metro area; and

WHEREAS, Section 32(3) of the amended Metro Charter requires that within three months of the completion of the 2000 census, the Metro Council shall establish six districts in a manner that accords equal protection of the law, and further states that the three councilors serving terms that expire January 2005 shall be assigned to one of the six districts, and that their terms shall continue; and

WHEREAS, on March 15, 2001, the Metro Council adopted Ordinance No. 01-895, for the purpose of establishing criteria for Metro Council district reapportionment; and

WHEREAS, pursuant to Ordinance No. 01-895, the Council specified certain criteria in developing an apportionment plan; and

WHEREAS, pursuant to Ordinance No. 01-895, a Metro Council reapportionment task force was created to develop a reapportionment plan; and

WHEREAS, the reapportionment task force has held five meetings as required by Ordinance No. 01-895, and has made its recommendation on reapportionment to the Metro Council; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. That the reapportionment plan attached to this Ordinance as Exhibit A and describing six council districts is hereby adopted by the Council; and
2. That the assignment of councilors to districts shall be as described in Exhibit B; and
3. That this Ordinance being necessary for the health, safety, and welfare of the Metro area, for the reason that the reapportionment plan should be adopted in compliance with the provisions of the Metro Charter, an emergency is declared to exist, and this Ordinance shall be operative upon its passage for the purpose of describing the six council districts and shall be effective on January 6, 2003 for the purposes of electing councilors to new districts 1, 2 and 4, and dividing Metro into the six districts described in Exhibit A.

ADOPTED by the Metro Council this _____ day of _____ 2001.

David Bragdon, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

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Exhibit A (Amended)

Metro Council Reapportionment Plan

The following is a description of the Metro Council districts as adopted by this Ordinance. The boundary of each district is described beginning at a point approximately in the northwestern portion of the district, and moving generally clockwise fashion around the district. The phrase "outer boundary of Metro" refers to the Metro boundary as a whole. Unless otherwise specified, references to streets refer to the centerline of the street and references to rivers refer to the center channel of the river. References to political and jurisdictional boundaries contained herein refer to those boundaries as they existed as of the date of the adoption of this plan.

District 1: Beginning at a point in the center of the channel of the Columbia River north of Government Island where such channel intersects with Interstate 205; east following the outer boundary of Metro to the outer boundary's most easterly point; generally south following the eastern outer boundary of Metro; generally west following the southern outer boundary Metro to a point in the channel of the Clackamas River that is 570 feet south of the intersection of Oregon Highway 212/224 and SE 142nd Ave.; north 570 feet to the intersection of Oregon Highway 212/224 and SE 142nd Ave.; north on SE 142nd Ave. to a point approximately 1,069 feet north of its intersection with Sunnyside Road; north following the west section line of sec. 01, T. 2 S, R. 2E to the northwest corner sec. 01, T. 2 S, R. 2E; north on the west section line of sec. 36, T. 1 S, R 2E to the point at which it intersects with SE 143rd Place; north on SE 143rd Place to its intersection with SE Aldridge Road; west on SE Aldridge Road to its intersection with the boundary of the City of Happy Valley at the west section line of sec. 36, T. 1 S, R 2E; generally northwest following the boundary of the City of Happy Valley to the most northwesterly point of

~~the boundary of the City of Happy Valley approximately 390 feet from the terminus of SE Johnson Creek Blvd.; east to the southwest corner of sec. 27, T. 1S, R. 2E; generally north, then east~~ following the boundary of the City of Happy Valley to the point at which the boundary of the City of Happy Valley intersects with SE Mt. Scott Blvd. at a point approximately 230 feet north of the intersection of SE Mt. Scott Blvd. and SE Idleman Road; generally north on SE Mt Scott Blvd. until it becomes SE 112th Ave.; north on SE 112th Ave. until it becomes SE 110th Drive at the intersection of SE Brookside Drive; north on SE 110th Drive to its intersection with SE Foster Road; east on SE Foster Road to its intersection with SE 122nd Ave.; north on SE 122nd Ave. to its intersection with SE Division St.; east on SE Division St to its intersection with SE 142nd St.; north on SE 142nd St. to its intersection with SE Mill St.; east approximately 132 feet to the point at which SE Mill St. intersects a point along the west line of sec. 01, T. 1 S, R. 2 E.; north following the west line of sec. 01, T. 1 S, R. 2 E to its intersection with SE Stark St.; east on SE Stark St. to its intersection with SE 148th Ave.; north on SE 148th Ave. until it becomes NE 148th Ave.; north on NE 148th Ave. to its intersection with NE Halsey St.; west on NE Halsey St. to its intersection with NE 102nd Ave.; north on NE 102nd Ave. to its intersection with NE Fremont St.; west on NE Fremont St. to its intersection with the boundary of the City of Maywood Park; following the boundary of the City of Maywood Park initially south, and then west, and then north until such City of Maywood Park boundary intersects with NE Skidmore St.; west along NE Skidmore St. to its intersection with NE Sandy Blvd.; southwest on NE Sandy Blvd. to its intersection with NE 82nd Ave.; north on NE 82nd Ave. to its intersection with NE Killingsworth St.; east on NE Killingsworth St. to its intersection with NE 82nd Ave.; north on NE 82nd Ave. to its intersection with the north section line of sec.16, T. 1N., R. 2E.; east on the north section line of sec.16, T. 1N., R. 2E. to its intersection with NE Airport Way; east on

NE Airport Way to its intersection with Interstate 205; North on Interstate 205 to the point of beginning.

District 2: Beginning at a point at the intersection of SW Brier Place and SW Custer St. in the City of Portland; south on SW Brier Place to its intersection with SW Canby St.; east on SW Canby St to its intersection with SW Hood Ave.; east 424 feet to SW Taylors Ferry Road; north on SW Taylors Ferry Road to its intersection with SW Virginia Ave.; south on SW Virginia Ave. to its intersection with SW Macadam Blvd.; south on SW Macadam Blvd. to its intersection with the Sellwood Bridge; east on the Sellwood Bridge to a point above the center of the channel of the Willamette River; south following the center of the channel of Willamette River approximately 2,719 feet to its intersection with the Multnomah County/Clackamas County boundary at the west section line of sec. 26, T. 1S., R. 1E.; east following the Multnomah County/Clackamas County boundary approximately 5.549 miles to the point at which the boundary intersects with SE Mt. Scott Blvd.; south on SE Mt. Scott Blvd. to its intersection with the boundary of the City of Happy Valley at a point that is 230 feet north of the intersection of SE Mt. Scott Blvd. and SE Idleman Road; ~~west following the boundary of the City of Happy Valley to the most Northwesterly point of the boundary of the City of Happy Valley; generally west, then south following the boundary of the City of Happy Valley to the southwest corner of sec. 27, T. 1S, R. 2E; generally southeast following the boundary of the City of Happy Valley to the point at which the boundary of the City of Happy Valley intersects with west section line of sec. 36, T. 1S, R. 2E at SE Aldridge Road;~~ east on SE Aldridge Road to the point at which it intersects with SE 143rd Place; south on SE 143rd Place to the point at which it intersects with west section line of sec. 36, T. 1S, R. 2E; south on the west section line of sec. 36, T. 1S, R. 2E

to the northwest corner of sec. 01, T. 2S, R. 2E; south following the west section line of sec. 01, T. 2S, R. 2E to the beginning of SE 142nd Ave. at a point that is approximately 1,069 feet north of the intersection of SE 142nd Ave. and Sunnyside Road; south on SE 142nd Ave. to its intersection with Oregon Highway 212/224; south to the outer boundary of Metro at a point that is in the center channel of the Clackamas River 570 feet south of the intersection of Oregon Highway 212/224 and SE 142nd Ave.; generally southwest following the meandering of the Clackamas River to a point at which the Clackamas River intersects with the west section line of sec. 21, T. 2S., R. 2E; generally south following the outer boundary of Metro approximately 4.889 miles to a point that is approximately 709 feet south of the intersection of South Beaver Creek Road and South Old Acres Lane; generally west following the outer boundary of Metro approximately 9.792-5.624 miles to the point at which the outer boundary of Metro intersects with the Clackamas County/Washington County boundary Willamette River on the north section line of sec. 15, T. 3S, R. 1E; ; north on the following the Clackamas-Willamette River County/Washington County boundary approximately 1.525 miles to its intersection with the boundary of the city of ~~Tualatin~~ West Linn; northwest following the boundary of the city of West Linn to its intersection with the SW Borland Road; southeast on SW Borland Road to its intersection with SW Dollar St.; first north, then east on SW Dollar St. to its intersection with Ostman Road; north on Ostman Road to its intersection with Blankenship Drive; east on Blankenship Drive to its intersection with 19th St.; generally north on 19th St. to its intersection with SW Johnson Road; north on SW Johnson Road to its intersection with SW Woodbine Road; northeast on SW Woodbine Road to its intersection with Interstate 205; west on Interstate 205 to its intersection with the east lot line of tax lot 21E30A01300; north on the east lot line of of tax lot 21E30A01300 to its intersection with the boundary of the City of Tualatin at SW Borland

Road; following the boundary of the city of Tualatin first east and then north until the boundary of the city of Tualatin intersects with the Tualatin River; west following the Tualatin River to the point at which the Tualatin River intersects with the Clackamas County/Washington County boundary; north along the Clackamas/Washington County boundary to its intersection with the boundary of the city of Lake Oswego; north on the boundary of the City of Lake Oswego to the intersection of the boundary and the southwest corner of sec. 07, T. 2S, R. 1E; following the boundary of the city of Lake Oswego first approximately 1 mile east, then approximately 1 mile north, then approximately 1 mile west until such boundary of the City of Lake Oswego intersects with the Clackamas County/Washington County boundary at the southwest corner of sec. 06, T. 2S, R. 1E; following the boundary of the city of Lake Oswego north approximately 1 mile to a point at which to its intersection with the boundary of the city of Lake Oswego intersects with the north section on the west section line line of sec. 06, T. 2S., R. 1E; first north, then east, then north following the boundary of the city of Lake Oswego to its intersection with the north section line of sec. 06, T. 2S, R. 1E; west along the north section line of sec. 06, T. 2S., R. 1E until such section line intersects with Interstate 5; north on Interstate 5 to its intersection with SW Brier Place; south on SW Brier Place approximately 225 feet to the point of beginning.

District 3: Beginning at the intersection of SW Farmington Road and the outer boundary of Metro at a point that is approximately 1,684 feet from the southwest corner of sec. 26, T. 1 S., R. 2 W; northeast on SW Farmington Road to its intersection with SW 160th Ave.; north on SW 160th Ave. until it becomes SW Millikan Blvd.; north on SW Millikan Blvd. to its intersection with SW Tualatin Valley Highway; east on SW Tualatin Valley Highway to its intersection with SW Murray Blvd.; north on SW Murray Blvd. to its intersection with SW Millikan Way; east on

SW Millikan Way, following the boundary of the city of Beaverton to the point at which SW Millikan Way intersects with SW Hocken Ave.; ~~north following on SW Hocken Ave. approximately 1,800 feet; north following the boundary of the City of Beaverton from a point 1,800 feet north of the intersection of SW Hocken Ave. and Millikan Way to a point at which the boundary of the city of Beaverton until such boundary intersects with SW Jenkins Road;~~ southeast on SW Jenkins Road to its intersection with SW Cedar Hills Blvd.; northeast on SW Cedar Hills Blvd. to its intersection with SW Walker Road; southeast on SW Walker Road to its intersection with the boundary of the city of Beaverton; first generally south and then generally northeast following the boundary of the city of Beaverton to a point on SW Walker Road located approximately 877 feet west of the intersection of SW Walker Road and Oregon Highway 217; east on SW Walker Road to its intersection with SW Canyon Road; east on SW Canyon Road to its intersection with US Highway 26; east on US Highway 26 to its intersection with the Multnomah County/Washington County boundary; south along the Multnomah County/Washington County boundary to its intersection with the north section line of sec. 06, T. 2 S., R. 1 E.; east along the north section line sec. 06, T. 2 S., R. 1 E. to its intersection with the boundary of the City of Lake Oswego; ~~first south, then west and south following the boundary of the city of Lake Oswego approximately 1 mile to a point at which the boundary of the city of Lake Oswego intersects with the Washington County/Clackamas County boundary on the south west section line of sec. 06, T. 2 S., R. 1 E;~~ east following the boundary of the city of Lake Oswego ~~first approximately 1 mile, then south approximately 1 mile, then west approximately 1 mile until such boundary of the city of Lake Oswego intersects with the~~ south on the Clackamas County/Washington County boundary at the southwest corner of sec. 07, T. 2S, R. 1E; south along the ~~Clackamas County/Washington County boundary~~ south following the boundary of the

City of Lake Oswego to its intersection with the west section line of sec. 19, T. 2S, R. 1E; south on the west section line of sec. 19, T. 2S, R. 1E to the point at which it intersects with the boundary of the City of Tualatin at a point that is coincident its intersection with the Tualatin River; east following ~~the boundary of the city of Tualatin and the Tualatin River to a point at which the boundary and river intersect~~ the east section line of sec. 19, T. 2 S, R 1 E at its intersection with the boundary of the City of Tualatin; first south and then west following the boundary of the city of Tualatin to the point at which ~~the boundary of the city of Tualatin intersects the Clackamas County/Washington County boundary~~; south along the Washington County/Clackamas County boundary to its intersection with the outer boundary of Metro; it intersects the east lot line of tax lot 213E0A01300 at SW Borland Road; south on the east lot line of tax lot 213E0A01300 to its intersection with Interstate 205; east on Interstate 205 to its intersection with SW Woodbine Road; southwest on SW Woodbine Road to its intersection with SW Johnson Road; generally south on SW Johnson St. to its intersection with 19th St.; generally south on 19th St. to its intersection with Blankenship Drive; west on Blankenship Drive to its intersection with Ostman Road; south on Ostman Road to its intersection with SW Dollar St.; first west, then south on SW Dollar St. to its intersection with SW Borland Road; northwest on SW Borland Road to its intersection with the the boundary of the city of West Linn; southeast following the boundary of the city of West Linn approximately 1.525 miles to its intersection with the Willamette River; south following the Willamette River to the point at which it intersects with the outer boundary of Metro on the north section line of sec. 15, T. 3S, R. 1E; northwest, south, west and north along the outer boundary of Metro to the point of beginning.

District 4: Beginning at the intersection of the east line of sec. 23, T.1N, R.4W and the Bonneville Power Administration right-of-way, follow the outer boundary of Metro east to its intersection with the Washington County/Multnomah County boundary; southeast along the Washington County/Multnomah County boundary to its intersection with the boundary of the city of Portland and the northwest corner sec. 35, T. 1N, R. 1W; generally east following the boundary of the city of Portland to its intersection with the Washington County/Multnomah County boundary at the east section line of sec. 35, T. 1N, R. 1W; south on the Washington County/Multnomah county boundary to its intersection with US Highway 26; west on US Highway 26 to its intersection with SW Canyon Road; west along SW Canyon Road to its intersection with SW Walker Road; northwest on SW Walker Road to its intersection with the boundary of the city of Beaverton at a point on SW Walker Road located approximately 877 feet west of the intersection of SW Walker Road and Oregon Highway 217; first generally southwest and then north following the boundary of the city of Beaverton to its intersection with SW Walker Road; northwest on SW Walker Road to its intersection with SW Cedar Hills Blvd.; southwest on SW Cedar Hills Blvd. to its intersection with SW Jenkins Road; northwest on SW Jenkins Road to its intersection with the boundary of the city of Beaverton; south following the boundary of the city of Beaverton approximately 1,500 feet to a point on SW Hocken Ave. approximately 1,800 feet north of the intersection of SW Hocken Ave. and SW Millikan Way; south approximately 1,800 feet to the intersection of SW Millikan Way and SW Hocken Ave.; west on SW Millikan Way to its intersection with SW Murray Blvd.; south on SW Murray Blvd. to its intersection with SW Tualatin Valley Highway; west on SW Tualatin Valley Highway to its intersection with SW Millikan Blvd.; south on SW Millikan Blvd. until it becomes SW 160th Ave.; south on SW 160th Ave. to its intersection with SW Farmington Road; southwest on SW

Farmington Road to its intersection with the outer boundary of Metro; north, west and north along the outer boundary of Metro to the point of beginning.

District 5: Beginning at the confluence of the Columbia River and the Willamette River; east following the northern outer boundary of Metro along the north channel of the Columbia River to the point at which the outer boundary of Metro intersects with Interstate 205; south on Interstate 205 to its intersection with NE Airport Way; west on NE Airport Way to its intersection with the north section line of sec . 16, T. 1 N., R. 2 E.; west on the north line of sec.16, T. 1 N., R. 2 E. to its intersection with NE 82nd Ave.; south on NE 82nd Ave. to its intersection with NE Killingsworth St.; west on NE Killingsworth St. to its intersection with NE 82nd Ave.; south on NE 82nd Ave. to its intersection with NE Sandy Blvd.; northeast on NE Sandy Blvd. to its intersection with NE Skidmore St.; east on NE Skidmore St. to its intersection with the boundary of the city of Maywood Park; following the boundary of the city of Maywood Park first southeast, then south, then east, then north to the intersection of the boundary of the city of Maywood Park and NE Fremont Street; east on NE Fremont St. to its intersection with NE 102nd Ave.; south on NE on 102nd Ave. to its intersection with Interstate 84; south and then west on Interstate 84 to its intersection with NE 47th Ave.; south on NE 47th Ave. to its intersection with NE Oregon St.; west on NE Oregon Street to its intersection with NE 44th Ave.; south on NE 44th Ave. until it becomes SE 44th Ave. at Burnside St.; south on SE 44th Ave. to its intersection with SE Stark St.; east on SE Stark St to its intersection with SE 49th Ave.; south on SE 49th Ave. to its intersection with SE Hawthorne Blvd.; west on SE Hawthorne Blvd. to its intersection with Interstate 5; south on Interstate 5 to its intersection with Interstate 405; northwest on Interstate 405 to its intersection with US Highway 26; west on US Highway 26 to

its intersection the Multnomah County/Washington county boundary; northwest on the Multnomah County/Washington county boundary to the east section line of sec. 35, T. 1N, R. 1W; north along the East section line of sec. 35, T. 1N, R. 1W approximately 4,230 feet to the intersection of the boundary of the city of Portland and the southeast corner of tax lot 1N135AA02200; north and then west following the boundary of the city of Portland to its intersection with Washington County/Multnomah County boundary at the northwest corner of sec. 35, T. 1N, R. 1W; north on the Washington County/Multnomah county boundary to its intersection with the outer boundary of Metro; north, west and northeast along the outer boundary of Metro to the point of beginning.

District 6: Beginning at a point at which the Multnomah County/Washington county boundary intersects with US Highway 26; east on US Highway 26 to its intersection with Interstate 405; southeast on Interstate 405 to its intersection with Interstate 5; north on Interstate 5 to its intersection with SE Hawthorne Blvd.; east on SE Hawthorne Blvd. to its intersection with SE 49th Ave.; north on SE 49th Ave. to its intersection with SE Stark St.; west on SE Stark St. to its intersection with ~~NE 44th Ave.;~~ SE 44th Ave.; north on SE 44th Ave. until it becomes NE 44th Ave. at Burnside St.; north on NE 44th Ave. to its intersection with NE Oregon St.; east on NE Oregon St. to its intersection with NE 47th St.; north on NE 47th St. to its intersection with Interstate 84; east and then north on Interstate 84 to its intersection with NE 102nd Ave.; south on NE 102nd Ave. to its intersection with NE Halsey St.; east on NE Halsey St. to its intersection with NE 148th Ave.; south on NE 148th Ave. until it becomes SE 148th Ave.; south on SE 148th Ave. to its intersection with SE Stark St.; west on SE Stark St. to its intersection with a point along the west section line of sec. 01, T.1S, R.2E; south on the west section line of sec. 01, T.1S,

R.2E to its intersection with SE Mill St.; west approximately 132 feet to the intersection of SE Mill St. and SE 142nd Ave.; south on SE 142nd Ave. to its intersection with SE Division St.; west on SE Division St. to its intersection with SE 122nd Ave.; south on SE 122nd Ave. to its intersection with SE Foster Road; west on SE Foster Road to its intersection with SE 110th Dr.; south on SE 110th Dr. until it becomes SE 112th Ave. at the intersection of SE Brookside Dr.; south on SE 112th Ave. until it becomes SE Mt Scott Blvd.; south on SE Mt Scott Blvd. to its intersection with the Multnomah County/Clackamas County boundary; west approximately 5.549 miles along the Multnomah County/Clackamas County boundary to its intersection with the center of the channel of the Willamette River at the west section line of sec. 26, T.1S., R.1 E.; north following the center of the channel of Willamette River approximately 2,719 feet to its intersection above the center of the channel with the Sellwood Bridge; west on the Sellwood Bridge to its intersection with SW Macadam Blvd.; north on SW Macadam Blvd. to its intersection with SW Virginia Ave.; north on SW Virginia Ave. to its intersection with SW Taylors Ferry Road; south on SW Taylors Ferry Road to a point 424 feet east of the intersection of SW Hood Ave. and SW Canby St.; west 424 feet to the intersection of SW Hood Ave. and SW Canby St.; west on SW Canby St. to its intersection with SW Brier Place; north on SW Brier Place to its intersection with Interstate 5; southwest on Interstate 5 to its intersection with the Multnomah County/Washington County boundary; north on the Multnomah County/Washington county boundary back to the point of beginning.

EXHIBIT B

District 1 – n/a

District 2 – n/a

District 3 – Carl Hosticka

District 4 – n/a

District 5 – Rex Burkholder

District 6 – Rod Monroe

Metro Redistricting Plan

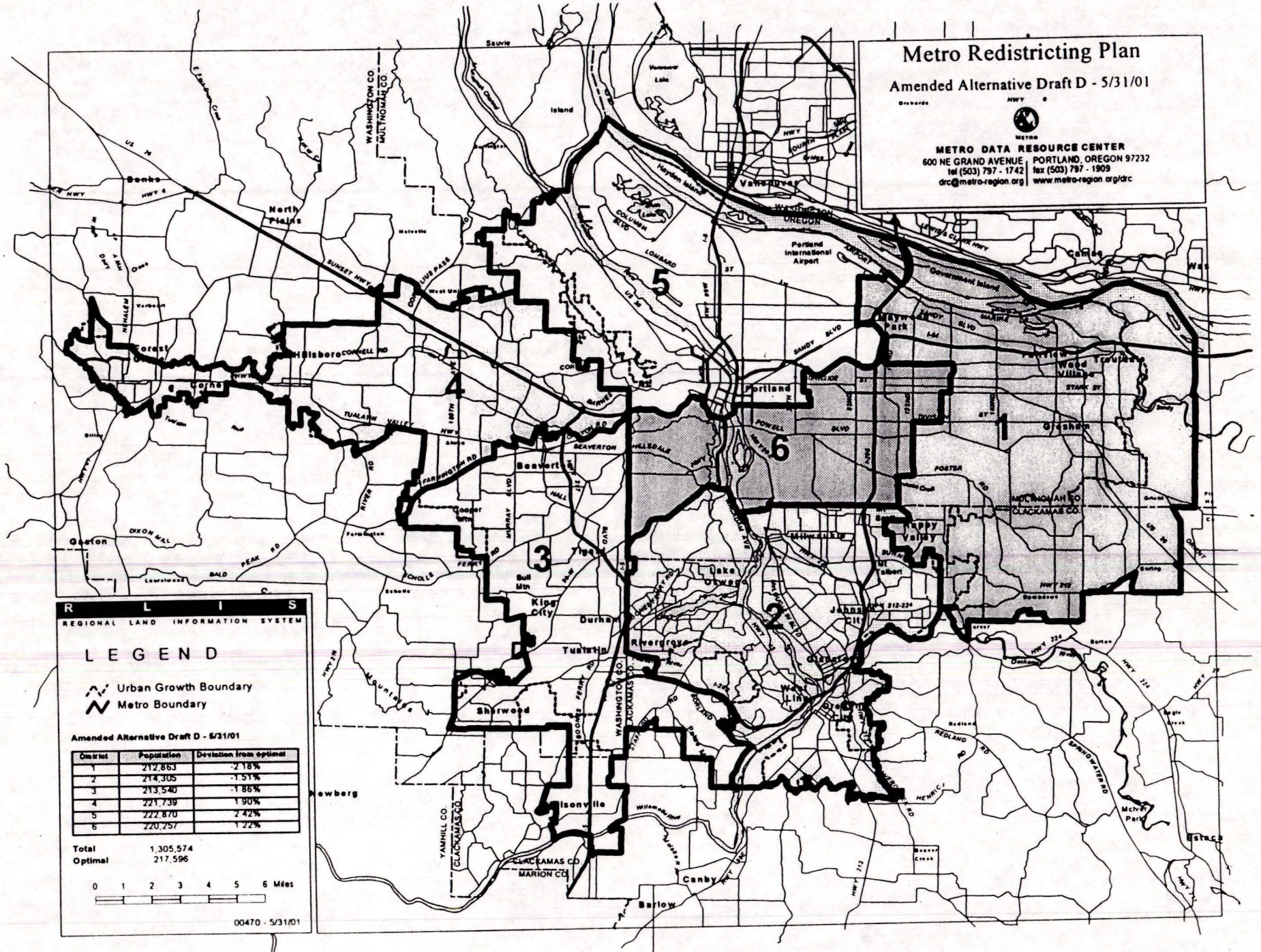
Amended Alternative Draft D - 5/31/01

OREGON

HWY 5



METRO DATA RESOURCE CENTER
 600 NE GRAND AVENUE PORTLAND, OREGON 97232
 tel (503) 797 - 1742 fax (503) 797 - 1909
 drc@metro-region.org www.metro-region.org/drc



R L I S
 REGIONAL LAND INFORMATION SYSTEM

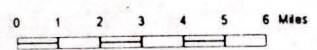
LEGEND

- Urban Growth Boundary
- Metro Boundary

Amended Alternative Draft D - 5/31/01

District	Population	Deviation from optimal
1	212,863	-2.18%
2	214,305	-1.51%
3	213,540	-1.86%
4	221,739	1.90%
5	222,870	2.42%
6	220,257	1.22%

Total 1,305,574
 Optimal 217,596



00470 - 5/31/01

Agenda Item No. 9.4

Ordinance No. 01-910

Amending the FY 2000-01 Budget and Appropriations Schedule by Transferring Appropriations from Contingency to Interfund Transfers in the MERC Pooled Capital Fund; and Declaring an Emergency.

Metro Council Meeting
June 14, 2001
Council Chamber

BEFORE THE METRO COUNCIL

AN ORDINANCE AMENDING THE FY 2000-01)	ORDINANCE NO. 01-910
BUDGET AND APPROPRIATIONS)	
SCHEDULE BY TRANSFERRING)	
APPROPRIATIONS FROM CONTINGENCY)	Introduced by Mike Burton,
TO INTERFUND TRANSFERS IN THE MERC)	Executive Officer
POOLED CAPITAL FUND; AND DECLARING)	
AN EMERGENCY)	

WHEREAS, The Metro Council has reviewed and considered the need to transfer appropriations within the FY 2000-01 Budget; and

WHEREAS, The need for the transfer of appropriation has been justified; and

WHEREAS, Adequate funds exist for other identified needs; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. That the FY 2000-01 Budget and Schedule of Appropriations are hereby amended as shown in the column entitled "Revision" of Exhibit A to this Ordinance for the purpose of transferring \$350,000 from contingency to interfund transfers in the MERC Pooled Capital Fund for support of the Oregon Convention Center Expansion Project.
2. This Ordinance being necessary for the immediate preservation of the public health, safety or welfare of the Metro area in order to meet obligations and comply with Oregon Budget Law, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Metro Council this _____ day of _____, 2001.

David Bragdon, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

Exhibit A
Schedule of Appropriations
FY 2000-01 Budget Amendment
Ordinance No. 01-910

	<u>Current</u> <u>Appropriations</u>	<u>Revision</u>	<u>Amended</u> <u>Appropriations</u>
MERC POOLED CAPITAL FUND			
Operating Expenses (PS & M&S)	\$725,000	\$0	\$725,000
Capital Outlay	2,090,000	0	2,090,000
Transfers	4,000,000	350,000	4,350,000
Contingency	550,000	(350,000)	200,000
Unappropriated Balance	581,787	0	581,787
Total Fund Requirements	\$7,946,787	\$0	\$7,946,787

All Other Appropriations Remain as Previously Adopted

BUDGET COMMITTEE REPORT

CONSIDERATION OF **ORDINANCE NO. 01-910**, FOR THE PURPOSE OF AMENDING THE FY 2000-01 BUDGET AND APPROPRIATIONS SCHEDULE BY TRANSFERING APPROPRIATIONS FROM CONTINGENCY TO INTERFUND TRANSFERS IN THE MERC POOLED CAPITAL FUND; AND DECLARING AN EMERGENCY

Date: May 30, 2001

Presented by: Councilor Atherton

Committee Recommendation: At its May 30, 2001, meeting, the Budget Committee voted 5-0 to recommend Council adoption of Ordinance No. 01-910. Voting in favor: Councilors Atherton, Bragdon, Burkholder, McLain, and Monroe. Voting against: None. Absent: Councilors Hosticka and Park.

Background: Tony Mounts, Financial Planning Manager, presented the staff report. He stated that this amendment is a simple transfer of fund from contingency to interfund transfers in the MERC Pooled Capital Fund, as a result of unanticipated interest earnings within the fund that could be used for the project rather than using budgeted operating funds.

Committee Issues/Discussion: There was none.

Key Public Testimony: There was none.

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 01-910 AMENDING THE FY 2000-01 BUDGET AND APPROPRIATIONS SCHEDULE BY TRANSFERRING APPROPRIATIONS FROM CONTINGENCY TO INTERFUND TRANSFERS IN THE MERC POOLED CAPITAL FUND; AND DECLARING AN EMERGENCY.

Date: March 28, 2000

Presented by: Bryant Enge

DESCRIPTION

The proposed amendment calls for transferring appropriations between budget classifications in the MERC Pooled Capital Fund. This is being done to transfer resources to the Convention Center Project Capital Fund to support the expansion of the convention center.

EXISTING LAW

ORS 294.450 provides for transfers of appropriations within a fund if such transfers are authorized by official resolution or ordinance of the governing body for the local jurisdiction.

BACKGROUND AND DISCUSSION

The financing of the expansion project at the convention center included a transfer of \$4 million from the MERC Pooled Capital Fund and \$1,040,000 from the MERC Operating Fund. These transfers were included as part of the budget for FY 2000-01. As the fiscal year progressed it was discovered that there were interest earnings within the MERC Pooled Capital Fund that could be used to support the project instead of using operating funds.

The proposed amendment decreases contingency and increases interfund transfers in the MERC Pooled Capital Fund by \$350,000. This amount along with a transfer of \$690,000 from the MERC Operating Fund provide fulfill the need for \$1,040,000 in the expansion project. This keeps the maximum dollars available for operations of the convention center when the expansion project is complete.

BUDGET IMPACT

The proposed amendment decreases contingency and increases interfund transfers in the MERC Pooled Capital Fund by \$350,000. This amendment would reduce the fund contingency from \$550,000 to \$200,000 leaving sufficient appropriations available if other needs arise.

OUTSTANDING QUESTIONS

Through this amendment all questions are resolved regarding this fund.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance No. 01-910

Agenda Item No. 9.5

Ordinance No. 01-911

Amending the FY 2000-01 Budget and Appropriations Schedule by Transferring Appropriations from Operating Expenses to Capital Outlay and from Debt Services to Interfund Transfers in the Convention Center Project Capital Fund; and Declaring an Emergency.

Metro Council Meeting
June 14, 2001
Council Chamber

BEFORE THE METRO COUNCIL

AN ORDINANCE AMENDING THE FY 2000-01)	ORDINANCE NO. 01-911
BUDGET AND APPROPRIATIONS)	
SCHEDULE BY TRANSFERRING)	
APPROPRIATIONS FROM OPERATING)	Introduced by Mike Burton,
EXPENSES TO CAPITAL OUTLAY AND)	Executive Officer
FROM DEBT SERVICES TO INTERFUND)	
TRANSFERS IN THE CONVENTION CENTER)	
PROJECT CAPITAL FUND; AND DECLARING)	
AN EMERGENCY)	

WHEREAS, The Metro Council has reviewed and considered the need to transfer appropriations within the FY 2000-01 Budget; and

WHEREAS, The need for the transfer of appropriation has been justified; and

WHEREAS, Adequate funds exist for other identified needs; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. That the FY 2000-01 Budget and Schedule of Appropriations are hereby amended as shown in the column entitled "Revision" of Exhibit A to this Ordinance for the purpose of transferring funds from operating expenses to capital outlay and from debt service to interfund transfers to align with actual expenditures during FY 2000-01.

2. This Ordinance being necessary for the immediate preservation of the public health, safety or welfare of the Metro area in order to meet obligations and comply with Oregon Budget Law, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Metro Council this _____ day of _____, 2001.

David Bragdon, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

Exhibit A
Schedule of Appropriations
FY 2000-01 Budget Amendment
Ordinance No. 01-911

	Current Appropriations	Revision	Amended Appropriations
Convention Center Project Capital Fund			
Operating Expenses (PS & M&S)	\$2,861,300	(\$2,192,000)	\$669,300
Capital Outlay	40,400,000	2,192,000	42,592,000
Debt Service	2,100,000	(2,100,000)	0
Interfund Transfers	0	2,100,000	2,100,000
Contingency	1,800,000	0	1,800,000
Unappropriated Balance	4,978,700	0	4,978,700
Total Fund Requirements	\$52,140,000	\$0	\$52,140,000

All Other Appropriations Remain as Previously Adopted

BUDGET COMMITTEE REPORT

CONSIDERATION OF **ORDINANCE NO. 01-911**, FOR THE PURPOSE OF AMENDING THE FY 2000-01 BUDGET AND APPROPRIATIONS SCHEDULE BY TRANSFERING APPROPRIATIONS FROM OPERATING EXPENSES TO CAPITAL OUTLAY AND FROM DEBT SERVICES TO INTERFUND TRANSFERS IN THE CONVENTION CENTER PROJECT CAPITAL FUND; AND DECLARING AN EMERGENCY

Date: May 30, 2001

Presented by: Councilor Burkholder

Committee Recommendation: At its May 30, 2001, meeting, the Budget Committee voted 6-0 to recommend Council adoption of Ordinance No. 01-911. Voting in favor: Councilors Atherton, Bragdon, Burkholder, Hosticka, McLain, and Monroe. Voting against: None. Absent: Councilor Park.

Background: Tony Mounts, Financial Planning Manager, presented the staff report. He stated that this amendment accomplishes the following things:

1. Properly identifies budget expenditures within capital outlay
2. Moves appropriations from debt service to interfund transfers for repayment of a Solid Waste interfund loan and the purchase of a security contract for the Oregon Convention Center project
3. Covers indirect costs for support services as part of the project.

Committee Issues/Discussion: There was none.

Key Public Testimony: There was none.

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 01-911 AMENDING THE FY 2000-01 BUDGET AND APPROPRIATIONS SCHEDULE BY TRANSFERRING APPROPRIATIONS FROM OPERATING EXPENSES TO CAPITAL OUTLAY AND FROM DEBT SERVICE TO INTERFUND TRANSFERS IN THE CONVENTION CENTER PROJECT CAPITAL FUND; AND DECLARING AN EMERGENCY.

Date: March 21, 2001

Presented by: Bryant Enge

DESCRIPTION

The proposed amendment calls for transferring appropriations between classifications within the Convention Center Project Capital Fund. This is being done to insure that budgetary appropriations are in the correct classification to match with actual expenditures therefore preventing a violation of Oregon Budget Law if expenditures exceed appropriations.

EXISTING LAW

ORS 294.450 provides for transfers of appropriations within a fund if, such transfers are authorized by official resolution or ordinance of the governing body for the local jurisdiction. MERC has a need for just such transfers in the Convention Center Capital Project Fund.

BACKGROUND

At the time the budget was adopted, the final negotiations regarding the funding of the expansion were not completed. The adopted budget was prepared based upon known information at that time. As the fiscal year has progressed and the project has been funded, the construction work has begun and there is a need to align budgetary appropriations with actual activities and expenditures.

A transfer from debt service to interfund transfers resolves three needs of the department. Those needs are outlined below.

1. Repayment of an Interfund Loan – During FY 1999-00 an interfund loan was made from the Solid Waste Revenue Fund to the Convention Center Capital Project Fund to cover project expenses until the funding was available from the City of Portland and others. The total amount that was available for the interfund loan was \$6.5 million. In making this inter-fund loan, it was agreed that MERC would only draw against the total the actual amount needed during that fiscal year. At the time the budget was adopted for FY 2000-01 it was estimated that the amount that would be borrowed and paid back with interest was \$2.1 million. The actual amount borrowed plus interest was \$993,622 and was paid to the Solid Waste Revenue Fund via an interfund transfer rather than as debt service as was budgeted.
2. Security for the Expansion Project - The expansion project requires 24-hour security to insure the safety of the public and the significant investment in equipment and facilities. MERC Administration has a security staff that provides security services at all facilities. In order to provide increased security for the expansion project additional expenses will be incurred. The project will reimburse MERC Administration through an interfund transfer to the MERC Operating Fund. There are sufficient appropriations in that fund to cover the additional expenses.

3. Transfer for Indirect Charges – At the time of budget adoption the Convention Center Project Fund was not included as one of the funds that pay for services through the cost allocation plan. This was because it was unknown whether the funding for the project would be made available and if the project would proceed. After all of the parties signed the intergovernmental agreement that finalized the funding for the expansion project, it was decided to charge this fund for central services as the services provided to the project will be significant. The total cost to this fund for central services is estimated to be \$135,000. The transfer from debt service to interfund transfers will provide appropriations to cover these costs.

Also, there is a need to transfer appropriations budgeted as materials and services to capital-outlay. The expenditures that were budgeted under materials and services are actually part of the construction of the new asset, the expanded convention center, and as such should be classified as capital outlay. The materials and services classification is combined with personal services classification in the Operating Expenses appropriation. The proposed action by the Council will transfer appropriations between Operating Expenses and Capital Outlay.

BUDGET IMPACT

The proposed amendments move current appropriations within the budget into different classifications. This insures that the actual expenditures match the legal appropriations within this fund. All other appropriations remain as adopted.

OUTSTANDING QUESTIONS

Through this amendment all questions are resolved regarding this fund.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance No. 01-911

Agenda Item No. 9.6

Ordinance No. 01-912

Recognizing and Accepting Intergovernmental Revenue from the City of Portland and Increasing Appropriations in the MERC Pooled Capital Fund for FY 2000-01; and Declaring an Emergency.

Metro Council Meeting
June 14, 2001
Council Chamber

BEFORE THE METRO COUNCIL

AN ORDINANCE RECOGNIZING AND
ACCEPTING INTERGOVERNMENTAL)
REVENUE FROM THE CITY OF PORTLAND)
AND INCREASING APPROPRIATIONS IN)
THE MERC POOLED CAPITAL FUND FOR FY)
2000-01, AND DECLARING AN EMERGENCY)

ORDINANCE NO. 01-912

Introduced by Mike Burton,
Executive Officer

WHEREAS, The Metro Council has reviewed and considered the need to recognize and accept intergovernmental revenue and increase appropriations for the 2000-01 fiscal year; and

WHEREAS, The Council recognizes and accepts the \$2 million in intergovernmental revenue from the City of Portland for capital expenditures at the Portland Center for the Performing Arts; and

WHEREAS, Appropriations must be increased to expend this intergovernmental revenue; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. That the FY 2000-01 Budget and Schedule of Appropriations are hereby amended as shown in the column entitled "Revision" of Exhibit A to this Ordinance for the purpose of increasing appropriations in operating expenditures by \$700,000 and capital outlay by \$1,300,000 in the MERC Pooled Capital Fund.

2. This Ordinance being necessary for the immediate preservation of the public health, safety or welfare of the Metro area in order to meet obligations and comply with Oregon Budget Law, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Metro Council this _____ day of _____, 2001.

David Bragdon, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

Exhibit A
Schedule of Appropriations
FY 2000-01 Budget Amendment
Ordinance No. 01-912

	Current Appropriations *	Revision	Amended Appropriations
MERC POOLED CAPITAL FUND			
Beginning Fund Balance	\$5,706,287	\$0	\$5,706,287
Intergovernmental Revenue	0	2,000,000	2,000,000
Interest Earnings	240,500	0	240,500
Total Fund Resources	\$5,946,787	\$2,000,000	\$7,946,787
Operating Expenses (PS & M&S)	\$25,000	\$700,000	\$725,000
Capital Outlay	790,000	1,300,000	2,090,000
Transfers	4,000,000	0	4,000,000
Contingency	550,000	0	550,000
Unappropriated Balance	581,787	0	581,787
Total Fund Requirements	\$5,946,787	\$2,000,000	\$7,946,787

All Other Appropriations Remain as Previously Adopted

** Resources are not appropriated within the budget process. They are shown here for comparison*

REGIONAL FACILITIES AND OPERATIONS COMMITTEE REPORT

CONSIDERATION OF **ORDINANCE NO. 01-912**, FOR THE PURPOSE OF RECOGNIZING AND ACCEPTING INTERGOVERNMENTAL REVENUE FROM THE CITY OF PORTLAND AND INCREASING APPROPRIATIONS IN THE MERC POOLED CAPITAL FUND FOR FY 2000-01; AND DECLARING AN EMERGENCY

Date: May 31, 2001

Presented by: Councilor Park

Committee Recommendation: At its May 31, 2001, meeting, the Regional Facilities & Operations Committee voted 3-0 to recommend Council adoption of Ordinance No. 01-912. Voting in favor: Councilors Burkholder, Hosticka, and Park. Voting against: None. Absent: None.

Background: Mark Williams, MERC General Manager, presented the staff report. He explained that, as part of the intergovernmental agreement (IGA) regarding the Visitor Development Fund (VDF) signed in December between Metro, The City of Portland, and Multnomah County, the Portland Center for the Performing Arts (PCPA) is to receive revenues for both capital improvements and maintenance. This ordinance recognizes receipt of those revenues and adds the appropriation to the MERC Pooled Capital Fund for FY 2000-01.

Committee Issues/Discussion: Councilor Burkholder asked what type of capital projects have been identified for the use of these funds. Mr. Williams responded that all potential projects are listed in Metro's approved Capital Improvement Plan (CIP). Those projects without adequate funding are identified as such, and all projects are prioritized for completion as funding comes in. One of the primary pending projects is the installation of additional womens' restrooms at Keller Auditorium.

Councilor Burkholder asked if this would be an annual amount coming through the IGA? Mr. Williams stated that the \$2 million of current revenue is a one-time event, but \$600,000 will come in annually, with a consumer price index (CPI) escalator through another IGA with the City of Portland to support PCPA. Of this amount, \$300,000 will be used for capital improvements, and \$300,000 will buy down user fees for non-profit arts groups.

Key Public Testimony: There was none.

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 01-912 RECOGNIZING AND ACCEPTING INTERGOVERNMENTAL REVENUE FROM THE CITY OF PORTLAND AND INCREASING APPROPRIATIONS IN THE MERC POOLED CAPITAL FUND FOR FY 2000-01, AND DECLARING AN EMERGENCY.

Date: May 15, 2001

Presented by: Bryant Enge

DESCRIPTION

The proposed ordinance recognizes and accepts intergovernmental revenue from the City of Portland for capital maintenance and capital improvements at the Portland Center for the Performing Arts. Along with accepting the revenue, the ordinance authorizes increasing appropriations within the MERC Pooled Capital Fund for FY 2000-01

EXISTING LAW

Oregon Local Budget Law provides for changes to appropriations after budget adoption when intergovernmental revenue is received for a specific purpose and if the additional revenue was not known at the time of budget adoption. The local government must recognize and accept the intergovernmental revenue and may increase appropriations so that the additional funds may be expended during the current fiscal year.

BACKGROUND

At the time the budget was adopted, the final outcome of the election and the financing for the OCC Expansion project was being negotiated with all of the parties. As a part of those negotiations, the City of Portland agreed to sell bonds that would be used for capital expenditures at the Portland Center for the Performing Arts (PCPA). All parties have signed the intergovernmental agreement and the bonds have been sold. The City of Portland will reimburse the PCPA for capital expenditures based upon an approved project list.

Anticipating the sale of these bonds, the City of Portland issued a reimbursement resolution which allows Metro to be reimbursed for all capital expenditures for the PCPA back to May 20, 1999. Recognizing the full revenue and expenditures will allow Metro to recover as much as possible this fiscal year. All unspent funds will be available to fund projects in upcoming years.

BUDGET IMPACT

This ordinance accepts increases intergovernmental revenue by \$2 million in the MERC Pooled Capital Fund. It also increases appropriations in operating expenses and capital outlay to match this amount. All other appropriations are as previously adopted.

OUTSTANDING QUESTIONS

Adoption of this ordinance resolves all outstanding questions regarding this intergovernmental revenue.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance No. 01-912

Resolution No. 01-3077, For the Purpose of Authorizing the Executive Officer to Execute an Intergovernmental Agreement Between Metro and Clean Water Services, a County Service District in Washington County, for Coordination of Planning and Authorizing the Payment of Up to \$11,452 for Healthy Streams Data.

Metro Council Meeting
Thursday, June 14, 2001
Metro Council Chamber

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING)
THE EXECUTIVE OFFICER TO EXECUTE)
AN INTERGOVERNMENTAL)
AGREEMENT BETWEEN METRO AND)
CLEAN WATER SERVICES, A COUNTY)
SERVICE DISTRICT IN WASHINGTON)
COUNTY, FOR COORDINATION OF)
PLANNING AND AUTHORIZING THE)
PAYMENT OF UP TO \$11,452 FOR)
HEALTHY STREAMS DATA)

RESOLUTION NO. 01-3077

Introduced by Mike Burton, Executive Officer

WHEREAS, The Metro Council has directed staff to prepare a fish and wildlife habitat program consistent with State Goal 5; and

WHEREAS, Clean Water Services, formerly the Unified Sewerage Agency, a county service district in Washington County responsible for sanitary sewer service and stormwater management services has embarked on an extensive program to gather data concerning the Tualatin River and its tributaries; and

WHEREAS, The data gathered by Clean Water Services includes more precise information about the location of streams as well as more detailed information about the quantity and quality of resources along the Tualatin River and its tributary streams than some Metro data; and

WHEREAS, Metro, Clean Water Services as well as the cities within the Metro jurisdictional boundary have worked together in the past to coordinate on similar projects, most recently on the implementation of Title 3 of Metro's Urban Growth Management Functional Plan;

WHEREAS, The attached intergovernmental agreement would provide this more detailed information to Metro for inclusion within its fish and wildlife habitat inventory and provide a means of coordinating fish and wildlife habitat planning with Washington County and the cities within Washington County within the Metro jurisdictional boundary; NOW,
THEREFORE,

BE IT RESOLVED,

1. That the Metro Council hereby authorizes the Executive Officer to execute the attached intergovernmental agreement, Exhibit A, between Metro and Clean Water Services.

2. That the Metro Council authorizes the payment of up to \$11,452 to Clean Water Services for data not presently included in Metro's information database. A payment of \$5,726 dollars shall be made in FY 2001-02. The balance shall be provided to Clean Water Services in FY 2002-03.

3. That Metro shall participate in the Healthy Streams project committee proceedings in order to help ensure coordination of Metro, Clean Water and other local government programs within the Tualatin River basin related to State Goal 5. The Metro Council shall determine the Metro representative and convey this information to Clean Water Services and Metro staff.

ADOPTED by the Metro Council this _____ day of _____ 2001.

David Bragdon, Presiding Officer

Approved as to Form:

Daniel B. Cooper, General Counsel

MT/srb
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**HEALTHY STREAMS PLAN INTERGOVERNMENTAL AGREEMENT
BETWEEN CLEAN WATER SERVICES
AND METRO**

This agreement, dated _____, 2001, is between the **CLEAN WATER SERVICES**, a county service district formed under ORS Chapter 451, (District) and **METRO**, a metropolitan service district formed under ORS Chapter 268 (Metro).

A. RECITALS

WHEREAS, ORS 190.003 - 190.110 encourages intergovernmental cooperation and authorizes local government entities to delegate to each other authority to perform their respective functions as necessary; and

WHEREAS, the District, Metro, other local governments, and other parties to this agreement are subject to the Clean Water Act (CWA), the Endangered Species Act (ESA), and Statewide Planning rules; and

WHEREAS, ESA listed species require conservation of the Tualatin Basin, and "taking" of such listed species is prohibited under the ESA; and

WHEREAS, Section 9 of the ESA subjects the District, local governments, public entities and citizens to enforcement actions for unauthorized "takings" of listed species from on-the-ground activities undertaken by or on behalf of these local governments and entities, or by others acting under their authorization or permits; and such vulnerability to ESA enforcement actions has caused local governments and public entities to enter into this agreement with the District in an attempt to reduce the ESA liability risk by participating in the development of a coordinated ESA response plan (the Healthy Streams Plan); and

WHEREAS, the District, local governments, and other parties to this agreement shall cooperate in the preparation by the District of the Healthy Streams Plan for submittal to the National Marine Fisheries Service (NMFS), Department of Environmental Quality (DEQ), US Fish and Wildlife Service (USFWS), and other regulatory agencies as necessary; and

WHEREAS, the Healthy Streams Plan is designed to evaluate and recommend actions to conserve or enhance properly functioning conditions of the streams and their watersheds in the Tualatin Basin as well as address the policy issues program elements identified in the Section 4(d) Limits 8, 10, 11, and 12 (MRCI limits) adopted by NMFS or US Fish and Wildlife Service in response to the listing of threatened species including salmon and steelhead; and

WHEREAS, the decision regarding the form of the Healthy Stream Plan submittal as an ESA Section 4(d) Program, a Section 10 Incidental Take Permit with a Habitat Conservation Plan, a non permit Recovery Plan, or combination thereof, shall be negotiated among the policy makers of the parties to this agreement as the planning process evolves and the regulatory agencies provide clearer direction; and

WHEREAS, the District, local governments, and other parties to this agreement agree to share the expense associated with preparing and implementing the Healthy Streams Plan to the extent described in this agreement; and

WHEREAS, implementation of the Plan shall begin when the recommended policies, regulations, programs, and system improvements are integrated into local government and special district codes, standards, practices, and capital improvement budgets; and

WHEREAS, the District, local governments, and other parties to this agreement need to maintain open communication among staff, elected officials and the public on projects affecting water quality, flood management and aquatic species habitat.

NOW, THEREFORE, it is agreed by and between the District, local governments, and other parties to this agreement as follows:

B. THE PLAN

1. The purposes of this agreement are to:
 - a. Recognize and cooperatively implement the tasks outlined in the Healthy Streams Plan (Plan) model planning process, which was approved by the District's Board of Directors. Exhibit A documents the Healthy Streams Plan's major components, activities, review processes, and expected outcomes.
 - b. Cooperatively and adequately fund the Plan development as outlined in Exhibit B.

C. DISTRICT OBLIGATIONS

The District shall conduct and complete the following activities on behalf of the local governments, and other public entities that are parties to this agreement:

1. District shall cause to be prepared and shall manage the preparation of the Healthy Streams Plan and shall administer professional services contracts and intergovernmental agreements associated with the Healthy Streams Plan.
2. District shall involve representatives of Metro by integrating their comments into the Healthy Streams Plan elements throughout the planning process. District shall follow the Review and Approval Process outlined in Exhibit A, as appropriate to each plan element. District shall regularly report the status of the Healthy Streams Plan development to representatives of Metro.
3. District shall incorporate the Healthy Streams Plan recommended policies, regulations, programs and system improvements into its Design and Construction standards as appropriate, to satisfy the prohibitions against unauthorized "takings" and NMFS, DEQ, USFWS requirements for Plan assurances of implementation.
4. District shall involve the public in the development of the Healthy Streams Plan and shall comply with public involvement laws and procedures for a surface water management utility.
5. District shall make data collected during the planning process available to any of the parties to this agreement or to their successors and assigns, upon written request from the parties for such data.
6. District shall use the funds received from local governments and other parties to this agreement for payment of contracted consultants for the Healthy Streams Plan preparation. Funding and compensation shall comply with all public contracting laws of the State of Oregon relating to the selection of, contracting with, and payment of fees to consultants.

D. METRO OBLIGATIONS

1. Metro shall assign staff and elected officials to coordinate and participate in the Healthy Streams Plan preparation with the District.
2. Metro shall appoint a representative to the Project Committee(s) covering the watersheds within the Watersheds 2000 inventory.
3. Metro will cooperate with the District in involving the public in the development of the Healthy Streams Plan and shall satisfy applicable Federal, State, and local public involvement laws and procedures in the implementation of the Plan.
4. Metro will consider supporting the Healthy Streams Plan if a majority of the parties to this agreement support the Plan and the points of disagreement do not significantly impair the social, economic or ecological integrity of the community.
5. Metro shall pay to the District the amount indicated in Exhibit B in payments of \$5,726 each during the fiscal year 2001-2002 and 2002-2003, for a total not to exceed \$11,452.

E. FUNDING AND COMPENSATION

1. The cost of the Healthy Streams Plan is estimated to be \$2.7 million. This cost shall be shared among the jurisdictions in accordance with the project allocations shown in Exhibit B to this agreement. Payments owed and due by the parties to this agreement are not contingent on payments by other listed jurisdictions. Metro's total proportional share of the Plan cost under this agreement shall not exceed \$11,452.
2. Metro's obligation to the District under this agreement shall not exceed the amount set in Section E.1, unless that amount is modified by an amendment to the Agreement, as provided by Section F.5.
3. In the event that unexpended funds paid to the District pursuant to this agreement remain after completion of the Healthy Streams Plan, Metro shall receive its share of such unexpended funds established by this Agreement.

F. GENERAL TERMS

1. Integration.
This document constitutes the entire agreement between the parties and supersedes all prior or contemporaneous written or oral understandings, representations or communications of every kind. No course of dealing between the parties and no usage of trade will be relevant to supplement any term used in this Agreement. Acceptance or acquiescence in a course of performance rendered under this Agreement will not be relevant to determine the meaning of this Agreement and no waiver by a party of any right under this Agreement will prejudice the waiving party's exercise of the right in the future.
2. Approval Required.
This Agreement and all amendments thereto shall become effective when signed by District's General Manager and by the authorized official of Metro.
3. Term of Agreement.
This Agreement takes effect on the date it is signed by the authorized representatives of the District and Metro and shall remain in effect until completion by both parties of all their respective obligations under this agreement unless the agreement is earlier terminated by mutual agreement of the parties and in accordance with the terms of this agreement.
4. Termination and Amendment.
This Agreement may be terminated or amended by mutual written agreement of both parties.
5. Waiver and Amendment.
No waiver of any portion of this Agreement and no amendment, modification or alteration of this Agreement shall be effective unless made in writing and signed by the authorized representative of each party.
6. Interpretation of Agreement.
This Agreement shall not be construed for or against any party by reason of the authorship or alleged authorship of any provision.

The paragraph headings contained in this Agreement are for ease of reference only and shall not be used in constructing or interpreting this Agreement.
7. Severability/Survivability.
If any of the provisions contained in this Agreement is determined by a court of competent jurisdiction to be illegal, invalid or unenforceable, the enforceability of the remaining provisions of the agreement shall not be affected or impaired by that determination and shall remain in full force and effect. All provisions in the agreement concerning indemnity of either party shall survive any early termination of this Agreement for any cause.
8. Laws and Regulations.
The Parties agree to abide by all applicable laws and regulations in carrying out this Agreement.
9. Indemnification.
Within the limits of the Oregon Tort Claims Act, codified at ORS 30.260 through 30.300, each of the Parties shall indemnify the other and its officers, employees, agents, and representatives from and against all claims, demands, penalties, and causes of action of any kind or character relating to or arising from this Agreement in favor of any person on account of personal injury, death, damage to

property, or violation of law, which arises out of, or results from, the negligent or other legally culpable acts or omissions of the indemnitor, its employees, agents, contractors or representatives.

10. Dispute Resolution.

If any dispute arising out of this Agreement can not be resolved by the District and Metro staff representatives, the matter will be referred to the staff representatives' respective supervisors for resolution. If the supervisors are unable to resolve the dispute within 30 days of referral, the matter will be referred to USA's General Manager and Metro's Executive Officer, who will attempt to resolve the issue. If the General Manager and Executive Officer are not able to resolve the dispute, the parties will submit the matter to mediation, each party paying its own costs and sharing equally in common costs. In the event the dispute is not resolved in mediation, the parties will submit the matter to arbitration. The decision of the arbitrator shall be final, binding and conclusive upon the parties and subject to appeal only as otherwise provided in Oregon law. The parties shall continue in the performance of their respective obligations notwithstanding the dispute.

11. Choice of Law; Venue. This Agreement and all rights, obligations and disputes arising out of the Agreement shall be governed by Oregon law. The courts in the State of Oregon shall decide all litigation arising out of this Agreement. Venue for all mediation, arbitration, and litigation shall be in Washington County, Oregon.

IN WITNESS WHEREOF, the parties have caused this agreement to be executed the day and year first written above.

**CLEAN WATER SERVICES OF
WASHINGTON COUNTY**

METRO

By: _____
Bill Gaffi, General Manager

By: _____
Mike Burton, Executive Officer

Recorder

APPROVED AS TO FORM:

APPROVED AS TO FORM:

By: _____
District Counsel

By: _____
Daniel B. Cooper, General Counsel

Exhibit A - Healthy Streams Plan Process

Background

Project Purpose and Proposed Product

The purpose of this project is to develop a watershed-based plan that integrates the requirements of the Clean Water Act (CWA) and the Endangered Species Act (ESA) in a manner that promotes overall stream health. The plan will identify and prioritize specific projects, policies, and programmatic changes needed to further improve water quality, manage flooding and floodplains, and provide for aquatic species recovery in the Tualatin River Basin. It will target projects and programs that are ecologically sound, economically viable, socially acceptable, and will produce measurable results. Existing plans, studies, and materials from other regional efforts will be utilized, as appropriate and additional information will be gathered as needed. The goal is to produce a watershed-based plan that is user friendly, adaptable over time and GIS and Internet supported. The Plan must effectively and efficiently serve local jurisdictions, businesses, industries, and citizens across various land use sectors in their efforts to protect water quality and aquatic species.

Reason for Project

In March 1999 the National Marine Fisheries Service (NMFS) listed the Upper Willamette River Winter Steelhead and Spring Chinook as threatened species under the Endangered Species Act (ESA). Local jurisdictions need to review their various programs and identify how their actions may impact fish or fish habitat. Under the ESA, third parties may sue or the NMFS may fine local jurisdictions or individuals that "take"¹ a listed species as a result of their activities.

Several regional, State, and federally mandated initiatives contain elements that either impact or are impacted by ESA, including: integrated water resources management, local land use planning, National Pollution Discharge Elimination System (NPDES) storm water best management practices, Total Maximum Daily Load (TMDL) implementation strategy, Statewide Land Use Planning Goals 5, 6, & 7, Metro 2040 Growth Concept / Title 3 Function Plan compliance, Senate Bill 1010, and the Forestry Practices Act. Clean Water Services has regional responsibility for the water quality improvement requirements under the TMDL and NPDES provisions of the Clean Water Act on behalf of our member cities.

In order to ensure a regionally consistent effort that benefits the urban and urban fringe portions of the Basin, Clean Water Services was encouraged by the local jurisdictions to take a lead coordinating role in developing an ESA response plan. The Clean Water Services Board of Directors directed staff to prepare a process and Intergovernmental Agreements (IGA's) with the County / Cities to address ESA.

Timing for Project

The Healthy Streams Plan began in January 2000 and is anticipated to be complete by November of 2002. The Watersheds 2000 inventory and analysis was conducted between May 2000-June 2001. Task forces and committees addressing impervious cover reduction, landscape management, vegetated corridors, watershed hydrology / hydraulics began in August of 2000 to address non-structural program elements

¹ "Take" is defined in ESA Section 3[19] as to "harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or attempt to engage in any such conduct". "Harass" is defined as an intentional or negligent act that creates the likelihood of injuring wildlife by annoying it to such an extent as to significantly disrupt normal behavior patterns such as breeding, feeding, or sheltering (50CFR 17.3). "Harm" is an act that either kills or injures a listed species. Such an act may include habitat modification or degradation that significantly impairs essential behavioral patterns such as breeding, spawning, rearing, migrating, feeding, or sheltering and results in death or injury to a protected species.

needed for the Plan. Operations and Maintenance reviews for surface water management, roads, wastewater treatment plants and parks will begin in July 2001. Public survey and economic analyses will also begin in July / August 2001.

Project Funding

It is estimated that the project will cost \$2.7 million and shall come from surface water management fees or other funding sources. The inventory element of the plan is currently contracted at \$2.2 million and has been funded up-front by Clean Water Services. The project partners, to partially reimburse the District for activities specific to each jurisdiction have negotiated a cost share proposal (Exhibit B). The Federal Emergency Management District has also provided \$287,250 for the Tualatin River and stream floodplain analysis.

Stakeholders

Clean Water Services internal stakeholders for this project include all departments and divisions. An internal project team consisting of leadership team, planning, legal, public affairs, conveyance, and technical services will review plan elements prior to their release for public review.

External stakeholders for this project include local governments, special service districts, and citizens in all sectors of the Tualatin Basin including urban, agriculture, and forestry. A Project Advisory Committee (PAC) representing key stakeholders will guide the project through the planning process (once the inventory is complete). The members will represent a variety of professional backgrounds. A Parties of Interest (POI) group is proposed to receive regular email and information updates. Existing committees with particular interest in the planning effort (such as planning directors, managers, watershed council, USAAC, water managers, SWCD board, Willamette Restoration Initiative) will be regularly updated at scheduled meetings by PAC members or District staff.

The Healthy Streams PAC will be developed once the technical information is gathered. The PAC will likely be formed by May 2001 for the development of the Healthy Streams Plan.

Plan Elements and Process

The Healthy Streams Plan has six major components:

- Watershed-wide inventory (Watersheds 2000, complete by July 2001)
- Public values analysis
- Economic analysis and funding strategy development
- Programmatic and policy focus areas
- Fish friendly reviews of existing activities, and
- Document preparation and final plan approval

The Plan elements noted above are outlined in the Healthy Streams Planning Process provided at the end of this Exhibit. Detailed scopes of work will be generated for each component of the Plan. These scopes shall be reviewed by representative technical groups of the jurisdictions, as appropriate. The expected outcomes of the work are outlined as follows:

Watersheds 2000 Inventory

The Watersheds 2000 inventory follows the District's typical watershed planning strategy on a large scale. The information gathered is processed through Project Committees assigned to different regions of the watershed. The Project Committees' public values are integrated with the technical data to develop a list of capital improvement projects for each subwatershed within the overall study area. While the Project Committees will rank project priorities in each subwatershed, the Basin-wide ranking of projects

will be performed by the Healthy Streams Project Advisory Committee, later in the Healthy Streams planning process. The following is a list of key components of the inventory effort.

- Ecological inventory and condition ranking of all stream reaches using the Rapid Stream Assessment Technique modified for Tualatin Basin conditions. This information will be used to identify capital improvements for enhancing stream conditions, based on the anticipated benefit to water quality, flood management and/or aquatic species. The Cities and County may use the technical information gathered in the inventory as part of their land use planning Goal 5 efforts, as appropriate.
- Hydrology modeling (updated or built if not previously modeled) along all main stream and tributary reaches. The project will use the HEC-HMS event-based model with Basin-specific rainfall distribution information. The models will be used to determine where there may be critical low flow or flooding conditions along the stream system.
- Hydraulic modeling (updated or built if not previously modeled) along all main stream reaches and the Tualatin River where Federal Emergency Management District (FEMA) floodplains have been identified. The project will use the FEMA approved HEC-RAS model with flows derived from the HEC-HMS or Corps flows as appropriate. The models will be used to properly size infrastructure crossing the stream, provide flood management guidance, identify critical velocity areas, and help determine fish passage through structures. The model information will be used to map any changes to the floodplain boundaries in a separate work project not subject to this agreement.
- Ground surveyed 2-ft contour topographic mapping of the stream corridors using year 2000 aerial mapping (Ground Positioning System (GPS) controlled) for base maps. This information is necessary to build the hydraulic model and will be further utilized during the design of enhancement and sanitary sewer projects that are in the floodplain. The mapping will serve as the base in which all inventory information will be linked.
- Identification of stream/ floodplain enhancement needs, aquatic species migration barriers, flood management structures, and storm water pipe retrofit opportunities in non-pretreated areas. The information will provide further understanding of the extent of enhancement needed, as well as assist with setting priorities and defining the scale of efforts to be undertaken for Clean Water Act and Endangered Species Act response.

The data will be collected in a manner that is consistent with accepted protocols and practices, and integrates work of others when possible. The identification of proposed capital improvement projects will be guided by both the technical findings and the public values expressed by Project Committees set for the study areas. The technical and public value information will be made accessible to the public via a web site. A majority of the raw and summarized data will be delivered in electronic format. However, a brief plan summary will also be developed, documenting the inventory process, issues, findings and capital project recommendations.

Public Values Analysis

Public values and expectations regarding ESA and CWA response strategies will be evaluated to determine the level of public acceptance of various resource management strategies. The process will begin with education of the public on the issues, followed by a detailed statistically valid survey that will include a determination of the public willingness to pay for resource protection and capital improvements to the stream system as well as their acceptance of modified policies and regulations. A summary of findings document will be provided.

Economic Analysis and Funding Strategy

Economic analysis of several of the ESA and CWA management options will be conducted utilizing the willingness to pay and other appropriate economic modeling. The analysis will help to determine the cost

effectiveness of the management options, which will be used by the Healthy Streams PAC to assess basin-wide priorities for capital project implementation and regulatory limits. The analysis may include the cost-benefit analysis of trading resource protection and enhancement strategies in different areas of the watershed based on resource conditions (if adequate funding for the scope is available). The funding strategy analysis will help determine the most appropriate mechanisms for cost sharing and paying for the improvements that are determined to be necessary for the ESA and CWA. A technical memorandum of the findings will be provided.

Programmatic and Policy Focus Areas

Four areas of focus on programmatic changes include effective impervious cover reduction strategies, landscape management, vegetated corridors, and hydrology / hydraulics standards. Multidisciplinary task forces will be established to review existing standards and identify potential improvements. Existing staff and committees from the local jurisdictions will review and advise the Healthy Streams PAC on the recommendations, appropriate to their expertise and responsibility. The PAC will review and revise the policies and standards for consistency with ESA and CWA requirements before forwarding them in accordance with the process outlined in the Plan Review Process and flow chart in this Exhibit. The recommended standards adjustments will be integrated into the Healthy Streams Plan for the state and federal regulatory agencies to review and approve.

Fish Friendly Reviews

Fish friendly reviews of existing activities will be conducted jointly by the District, local governments, and special districts. Recommendations will be made regarding activity practice changes that reduce the potential impact on fish and water quality. A report of the findings and recommendations for each jurisdiction will be distributed to the appropriate existing committees for review prior to delivery to the Healthy Streams PAC.

Document Preparation and Final Plan Approval

Depending on the policy decision regarding the form of the Healthy Streams Plan package (as a 4(d) rule, and HCP, or other plan type) appropriate documentation will be prepared to complete the submittal. The major components of the package to NMFS will include the science from the inventory, the public values, the economic analysis, funding strategy, policy / programmatic changes and modifications in existing activities. If documentation requirements go beyond the \$100,000 estimated in Exhibit B, an amendment to the agreement will be negotiated.

Project Advisory Committee

A Project Advisory Committee (PAC) will advise the planning effort. The following is a list of proposed representative categories for the Healthy Streams Plan Project Advisory Committee:

- County*
- City of Beaverton*
- City of Hillsboro*
- City of Portland
- West County City (Banks, Forest Grove, Cornelius, North Plains)*
- South County City (Durham, King City, Tigard, Tualatin, Sherwood)*
- Clean Water Services
- Business / Industry / Homebuilder Representative
- Rural Representative (Agriculture / Forestry)
- NMFS / USFWS
- Environmental Representative
- DEQ
- Metro
- Tualatin Valley Water District
- Tualatin Hills Parks and Recreation District
- County Transportation Representative
- Citizen Representative

*The representative city for the west and south county shall be selected by the Natural Resources Coordinating Committee. The five county/city positions shall contain individuals that represent the City Technical Committee, Planning Directors, Natural Resources Coordinating Committee, Washington County Managers, and/or Washington County Finance Committee. Cities / County may select and submit several individual nominations that participate in the existing committees noted above.

Prospective Project Advisory Committee members will have:

- Diverse professional backgrounds from others in the group
- Serve as representatives in other forums
- Ability to work productively in group setting, addressing difficult topics, making decisions
- Commitment and time to attend all meetings

Clean Water Services will prepare PAC application materials to distribute to key stakeholders and committee members. Except for city/county nominations, preliminary selection of committee members will be made by Clean Water Services Advisory Committee, with a recommendation forwarded to the District's Board of Directors.

Role of Other Established Boards / Groups / Committees in the Watershed

Individual groups and committees that transcend across jurisdictional boundaries and professional disciplines will review the effort undertaken by Clean Water Services on this project in a variety of forums. It would be incredibly time consuming and difficult to request approval of all the elements of the Plan from all the interested parties. Therefore, the Project Advisory Committee will consist of professionals that also participate in the:

- City Technical Committee
- Washington County Planning Directors
- Water Managers Group
- Coordinating Committee
- Washington County Managers
- Park Providers

- Citizen Participation Organizations
- Neighborhood Action Committees
- Stream Friends Groups
- Tualatin River Watershed Council
- City Councils and District Boards
- Washington County Finance Committee
- ESA Coordinators
- Metro Committees (Goal 5TAC, WRPAC, MTAC)
- Others

PAC representatives, printed updates and District staff presentations will update the Boards, Groups, and Committees on the Plan elements. The established committees noted above would make recommendations on elements of the Plan that directly affect their operations (see the Healthy Streams Plan Review and Approval Process at the end of this Exhibit). The decision making regarding the various Plan elements will be made by the bodies with statutory responsibilities in the subject area. The final draft Plan (which would contain the previously approved elements) will be reviewed and approved by the PAC, the District's Advisory Committee, and local Governing bodies before being forwarded to the District's Board of Directors for approval to submit to state and federal regulatory agencies.

Project Review and Approval

The review and approval process for the various plan elements will be flexible depending on the policy implications of the various recommendations. The review process table and flow chart provided are a general outline of expected reviews.

Healthy Streams Plan - Review and Approval Process

Element	Recommendations By	Recommendations Reviewed** By	Element Approved By	Plan Approved By
Watersheds 2000 Inventory / Planning	Technical Consultants, Stakeholders	Project Committees in Each Study Area, CWS AC, PAC	CWS Board	National Marine Fisheries Service US Fish and Wildlife Service Environmental Protection Agency Oregon DEQ
Public Values Analysis	Technical Consultants, Stakeholders	TB PAC, Interagency Committees*	Project Advisory Committee	
Economics, Funding Strategy Analysis	Technical Consultants, Public via survey	Finance committee, Interagency Committees, Project Advisory Committee, CWS AC	CWS Board, Governing Boards / Councils	
Fish Friendly Reviews	USA / Technical Consultant	Field Operations, Transportation, Facilities and Parks Committees	PAC / Boards / Councils	
Programmatic and Policy Focus Areas		PAC, Natural Resources Coordinating Committee, CWS Advisory Committee		
Effective Impervious Cover Reduction	Multidisciplinary Task Force	Planning Directors, City Technical Committee (Engineers)	CWS Board, Governing Boards / Councils	
Landscape Management	Multidisciplinary Task Force	Field Operations, Transportation, Facilities, Parks, Planning Director Committees	Project Advisory Committee	
Vegetated Corridors	Multidisciplinary Task Force	Planning Directors, City Technical Committee (Engineers)	CWS Board, Governing Boards / Councils	
Hydrology / Hydraulics	Multidisciplinary Task Force	City Technical Committee	CWS Board, Governing Boards / Councils	
Healthy Streams Plan Documentation	Tech Consultants, Other Elements	all	CWS Board, Governing Boards / Councils	

* Any group that requests a review may do so, and submit comments.

** A majority rule standing will determine the advance of the recommendation to the next level of review. Because of the large number of reviewers, no plan element will be "perfect" or fully supported by all committees or groups. To keep the process moving forward, the Agency and PAC shall determine when sufficient agreement is achieved at the existing committee level to advance the element for further review and approval.

All work conducted by Clean Water Services organized task forces and technical consultants will be made available to the public for review and comment. Forums and open houses will be conducted throughout the planning process to gather input and to keep stakeholders aware of the process.

Healthy Streams Plan- Planning Process

	1	2	3	4	5	6	7	8	9	10
MAJOR PROCESS STEP	Decision to Start Preliminary Approval to Proceed	Project Scoping (Internal / External)	Contracts Negotiation	Intensive Data Gathering	Gather Remaining Information Complete Analysis	Develop Vision & Goals Identify Issues	Develop Criteria Evaluate Options	Prioritize & Assign Management Actions	Prepare Healthy Streams Plan	Implement Plan, Monitor & Update
Project Management Technical Analysis	<p>1. Upper Williams Steadhead and Spring Chickadee are listed March 1999.</p> <p>2. Prepare a Project Concept Sheet and MMP for Div Mgr, GM, and LT to review & approve. Formulate an Internal Project Team (SWMPT).</p> <p>3. Review project concept per comments.</p> <p>4. Update the Board in workshop on proposed process.</p> <p>5. Prepare comments on 4(d) rule. Have review and concurrence from SWMPT. Send to cities/county as FYI/ concurrence. Submit to NMFS.</p>	<p>2000</p> <p>1. Prepare a detailed scope of work for a consultant contract for public involvement, technical, and economic analysis. Internally have IS prepare web link.</p> <p>2. Prepare language for IGA's or MO's and cost shares with City/ County.</p> <p>3. Review NPDES BMP's internally for "fish friendly status" prior to submission of draft permit.</p> <p>2001</p> <p>4. Update the LT on project status, issues.</p> <p>5. Develop a 12-14 member Project Advisory Committee (PAC) of key stakeholders (citizen and technical) to help guide the project. Prepare info sharing agreement letter for PAC members.</p>	<p>2000</p> <p>1. Conduct consultant selection process. Experts will include natural resource planning, fish biology, water resource eng, economics/finance, public inv, legal, GIS, & web site mgmt.</p> <p>2. Update Board at workshop, secure Board approval of consultant contract and IGA's / MOA's in formal meeting.</p> <p>3. Produce master insert for project kickoff, open house, web site info, and feedback form.</p> <p>2001</p> <p>4. Finalize scope and IGA's/MOA's based on comments.</p> <p>5. Secure signed IGA's/MOA's and funding from allo-bounty partners.</p> <p>6. Have Board approve PAC representation and give final approval to proceed with the process.</p>	<p>1. Review existing watershed plans and update to consistent field analysis and modeling.</p> <p>2. Complete watershed plans for basins lacking information. Use consistent methods.</p> <p>3. Document findings in summary report and in map / graphic format. Display on web site following review and PC approval per proposed public process.</p> <p>4. Present findings to LT/Board and City/Ag, Forestry Councils.</p> <p>5. Review TMDL implementation strategy and planning for "fish friendly status".</p>	<p>1. Review all plans and programs (NPDES, SWM, CSMS, TMDL, BMPs, WVRM, WRL Watershed Plans, etc). Integrate elements.</p> <p>2. Integrate technical analysis from Watershed 2000 data gathering effort to avoid with other Plan elements.</p> <p>3. Conduct an internal Fish Friendly audit to determine potential impacts within existing programs. Have cities, Co, parks, ag and forestry conduct internal audits.</p> <p>4. Conduct citizen survey on social, economic, and environmental values. Develop a willingness to pay economic model.</p> <p>5. Document findings in summary report and in map / graphic format. Have findings peer and internally reviewed by SWMPT. Display on web site following review and PAC mtg.</p> <p>6. Present findings to LT/Board and City/Ag, Forestry Councils. Secure approval for its R to implement fish friendly actions with low cost, immediate benefit based on audits.</p>	<p>1. Identify basin-wide vision and goals (using previous plans, WRL). Further define issues that recognize subregional and multi-sector variation.</p> <p>2. Identify existing programs/projects opportunities & constraints. Determine how each major program could be modified to support goals.</p> <p>3. Identify changes that need to or should be made to comply with ESA, 4(d), Metro Goal 5 and other initiatives.</p> <p>4. Identify potential additional projects, program elements, behavioral changes needed to achieve goals.</p> <p>5. Identify the range of actions from "avoid take" to "fish recovery".</p> <p>6. Based on fish-friendly audit and approved actions, submit draft list of programs for NMFS review as part of a 4(d) limitations package.</p>	<p>1. Develop ecological, social, and economic value efforts to assess the adequacy of existing / proposed options to meet goals.</p> <p>2. Conduct short and long term cost / benefit analysis of options for improvement.</p> <p>3. Identify environmental, economic, and social impacts of proposed options.</p> <p>4. Determine alternative methods of achieving favored options that may be more cost effective / beneficial, if any.</p> <p>5. Identify and implement early action projects with low cost, high benefit.</p> <p>6. Have findings technically peer reviewed and internally reviewed by SWMPT.</p>	<p>1. Prioritize management actions based on efforts. Rank site specific projects and basin-wide programs. Cross rank by watershed, overall basin, and jurisdiction.</p> <p>2. Conduct a "gut check" of the prioritization.</p> <p>3. Develop a long term funding strategy for actions (base, bonuses, etc).</p> <p>4. Determine responsible parties for each action, cost sharing opportunities.</p> <p>5. Prepare draft IGA's or other commitments for plan implementation by stakeholders. Develop a long term communication and coordination framework.</p> <p>6. Have findings technically peer reviewed and internally reviewed by SWMPT. Present outcome of prioritization to LT/Board, City, Ag, Forestry Councils.</p>	<p>1. Write and graphically depict plan that includes watershed assessment, criteria, mgmt actions, funding, responsible parties, & activity coordination.</p> <p>2. Distribute to all for comment via web site and email. Gather comments (esp from NMFS and PAC) and modify draft accordingly.</p> <p>3. Secure commitment to implement the plan from stakeholders.</p> <p>4. Secure commitment to fund and implement the plan from stakeholders.</p> <p>5. Finalize Plan.</p> <p>6. Have the appropriate stakeholder Boards and Councils adopt the Plan.</p>	<p>1. Integrate actions into capital programs and other funding strategies.</p> <p>2. Monitor the Plan activities, report progress to NMFS, and update accordingly as conditions change.</p> <p>3. Conduct yearly Forums to track progress of management actions.</p> <p>4. Conduct fish surveys & water quality trending analysis, and serial imaging to determine changes over time. Publish results in a "State of the Basin report" every 5 years.</p> <p>5. Implement an adaptive management strategy to address any problems that arise during implementation.</p>
Timeline	Jan-Feb 2000	March 2000 / 2001	April 2000 / 2001	May 2000 - October 2001	June-Oct 2001	Jan-Feb 2002	March - April	May-July	September	Ongoing
Public Involvement Communications	<p>1. Following LT and Board, submit mpp to city staff and councils. Make presentation to councils and city managers. Secure verbal commitment of their participation.</p> <p>2. Update the watershed council, USAAC on the mpp. Meet with Ag and Forestry key representatives to determine interest and PAC membership.</p> <p>3. Develop a Parties of Interest (POI) small list for regular project updates. Circulate the mpp to POI's via email.</p>	<p>1. Prepare a link to USA web page dedicated to ESA Planning. Publish its presence.</p> <p>2. Reconvene former watershed project committees, update them on status of actions, determine their level of participation in new process.</p>	<p>1. Put master inserts into bills. Put information into ag and forestry news media.</p> <p>2. Hold a PAC meeting to begin project, review scope and IGA's/MOA's, and sign information sharing agreement.</p> <p>3. Hold open house / Forum for basin in Hillsboro. Gather issues and information from watershed citizens. Early April for watershed officials, Late April for citizens.</p>	<p>1. Follow public involvement process outlined in Watershed 2000 project.</p>	<p>1. Hold a PAC meeting to review findings of technical analysis and fish friendly audits. Identify issues to resolve.</p> <p>2. Work with cities to conduct at least 2 open houses to present findings.</p> <p>3. Present findings and open house comments to POI's via email, watershed council and USAAC via meeting, and on USA web site.</p>	<p>1. Hold a PAC meeting to review and comment on vision, goals, list of opportunities and constraints, and options. Collect potential criteria for prioritization.</p> <p>2. Provide results of meeting to POI's and on web site.</p>	<p>1. Hold PAC meeting to review efforts and evaluate findings and options against the efforts.</p> <p>2. Provide results of meeting to POI's and on web site.</p>	<p>1. Hold two PAC meetings to review proposed prioritization, funding, responsibilities. Obtain agreement on the proposal.</p> <p>2. Work with cities, ag and forestry to conduct at least 2 open houses to present proposal.</p> <p>3. Present prioritization outcome and open house comments to POI's via email, watershed council and USAAC via meeting, and on USA web site.</p>	<p>1. Hold PAC meeting to give final approval of Plan and close out project.</p> <p>2. Provide draft and final plan to POI's, watershed council, USAAC and on web site. Request support and approval by USAAC to take Plan to Board for approval.</p> <p>3. Submit plan to State and NMFS for approval.</p>	
At a Glance										
Board / Commissioners	4	5	2	2	2	2	2	2	5---	2
Governing Boards, Councils	4	5	2	2	2	2	2	2	5---	2
Watershed Council & USAAC	3	2	2	3	3	2	3	3	4	4
Interagency groups*	3	2	2	3	4,5	2	3	3	4	4
Parties of Interest (POI's)**	2	2	2	2	2	2	2	2	2	2
SWMPT	6	6	6	6	6	6	6	6	6	6
Project Advisory Committee	1	2	2	3	3	3,4	4	4,5	4,5	4,5

* Interagency groups include planning directors, city committees, water managers, coordinating committee, wash co managers, parks providers, TB PAC

** Parties of Interest include CPO's, NAC's, friends groups, misc interested citizens, and all committee/group members of all listed groups in mpp

*** Each governing body will have authority over portions of the plan appropriate to their jurisdiction

Codes: 1) no involvement 2) receive written info / updates 3) sounding board 4) develop formal group recommendation 5) take formal action to accept or approve 6) staff work

Exhibit B - Project Costs

Table 1 shows the total estimated costs associated with the development of the Healthy Streams Plan.
 Table 2 outlines the cost sharing.

Table 1: Healthy Streams Plan Costs

Watershed Inventory (Watersheds 2000) Costs (Contracted)	\$ 2,207,900
<i>Survey and aerial mapping</i>	\$ 702,200
<i>Ecological inventory</i>	\$ 443,500
<i>Water resources modeling</i>	\$ 925,500
<i>Public involvement, notice</i>	\$ 96,700
<i>Map production / GIS support</i>	\$ 30,000
<i>Web site support</i>	\$ 10,000
Public Values Analysis	\$ 85,000
Funding Strategy Development	\$ 110,000
Programmatic and Policy Focus Areas	\$ 110,000
Fish Friendly Reviews of Existing Activities	\$ 105,000
Document Preparation	\$ 100,000
Total Costs	\$ 2,717,900

Table 2: Jurisdictional Cost Share

Jurisdiction	Cost Share*
Clean Water Services	\$ 1,553,035
County	\$ 258,595
Banks	\$ 6,061
Beaverton	\$ 129,133
Corneilus	\$ 28,922
Durham	\$ 2,990
Forest Grove	\$ 66,931
Hillsboro	\$ 203,706
King City	\$ 524
North Plains	\$ 9,556
Sherwood	\$ 43,903
Tigard	\$ 29,376
Tualatin	\$ 61,686
THPRD	\$ 24,781
FEMA	\$ 287,250
Metro	\$ 11,452
Total Costs	\$ 2,717,900

*City / County cost shares are based on per jurisdiction miles of hydraulic analysis, number of Rapid Stream Assessments, number of culverts inventoried, jurisdiction specific fish friendly audits, and plan documentation. Clean Water Services is fully funding typical watershed planning related activities (hydrology, public involvement, etc), one half of all the hydraulics, RSAT's, culverts, audits, and plan documentation noted above, and all of the remaining healthy streams plan elements. Detailed information regarding the cost breakdown is available as requested.

Staff Report

CONSIDERATION OF RESOLUTION 01-3077, FOR THE PURPOSE OF
AUTHORIZING THE EXECUTIVE OFFICER TO EXECUTE AN
INTERGOVERNMENTAL AGREEMENT BETWEEN METRO AND CLEAN WATER
SERVICES, A COUNTY SERVICE DISTRICT IN WASHINGTON COUNTY, FOR
COORDINATION OF PLANNING AND AUTHORIZING THE PAYMENT OF UP TO
\$11,452 FOR HEALTHY STREAMS DATA

Date: May 25, 2001

Presented by: Andy Cotugno

DESCRIPTION

Approval of this resolution would result in the execution of an intergovernmental agreement with Clean Water Services, formerly the Unified Sewerage Agency of Washington County. Signing this agreement and authorizing payment to Clean Water Services would provide Metro with more detailed information about the location, quality and quantity of natural resources within and along the Tualatin River and its tributaries. Metro would be obligated to pay Clean Water Services a total amount not to exceed \$11, 452. The payment of this total would be made over two fiscal years, FY 2001-02 and FY 2002-03. Metro would participate in a program committee that would coordinate the gathering and use of this information with Washington County and the cities of Washington County within the Metro jurisdictional boundary.

Existing Law

This intergovernmental agreement is subject to contract law and State law does authorize such agreements between governments (ORS 190.010) as follows:

190.010 Authority of local governments to make intergovernmental agreement. A unit of local government may enter into a written agreement with any other unit or units of local government for the performance of any or all functions and activities that a party to the agreement, its officers or agencies, have authority to perform. The agreement may provide for the performance of a function or activity:

- (1) By a consolidated department;
- (2) By jointly providing for administrative officers;
- (3) By means of facilities or equipment jointly constructed, owned, leased or operated;
- (4) By one of the parties for any other party;
- (5) By an intergovernmental entity created by the agreement and governed by a board or commission appointed by, responsible to and acting on behalf of the units of local government that are parties to the agreement; or
- (6) By a combination of the methods described in this section.

The State's Goal 5 does, in OAR 660-23-060 state that "...involvement of ...public agencies should occur at the earliest possible opportunity whenever a Goal 5 task is undertaken...."

ORS 197.015 also states that:

(5) 'Comprehensive plan' means a generalized, coordinated land use map and policy statement... . A plan is 'coordinated' when the needs of all levels of governments, semipublic and private agencies and the citizens of Oregon have been considered and accommodated as much as possible.

To the extent that coordination is needed, this effort would help address this need for coordination.

Background

Clean Water Services has initiated a multi-year, \$2.7 million project to gather field data about riparian corridor conditions within and along the Tualatin River and its tributaries within the urban area. A request has been made (see Attachment 1) that Metro participate both financially as well as with the program committee. For some aspects, the information being gathered may be the best available information about riparian conditions in these areas. At a minimum, this information should be reviewed for possible inclusion in the Metro regional Goal 5 fish and wildlife habitat program.

Budget Impact

A separate budget amendment proposal is being made recommending the addition of \$5,726 to the Metro FY 2001-02 budget. If this separate budget amendment were approved by the Metro Council, this would address the financial implications of this resolution for FY 2001-02. This intergovernmental agreement, if approved by Metro Council, would also obligate Metro for the payment of an additional \$5,726 in FY 2002-03.

Outstanding Questions

None.

Executive Officer's Recommendation

Approval of this resolution would allow access to extensive field data for the Tualatin River basin, roughly 30-40 percent of the Metro Urban Growth Boundary. It would also provide an opportunity for increased coordination of natural resource planning with Washington County, Clean Water Services and the cities within Washington County that are also within the Metro jurisdictional boundary. The Executive Officer recommends approval of Resolution No. 01-3077.

MT/srb

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UNIFIED SEWERAGE AGENCY OF WASHINGTON COUNTY

May 23, 2001

Andy Cotugno, Director
Growth Management Services / Planning
Metro
600 NE Grand Ave
Portland, OR 97232-2736

Dear Mr. Cotugno,

Unified Sewerage Agency (to become Clean Water Services June 5th) would like to invite Metro to participate in our Healthy Streams Plan Intergovernmental Agreement (IGA). The Healthy Streams Plan is a collaborative effort among the local jurisdictions and service districts within the Tualatin Basin, to address the Clean Water Act and the Endangered Species Act.

A large portion of the funding for this Plan was to conduct an inventory of the urbanized and urbanizing watersheds of the Basin. The Watersheds 2000 inventory gathered field information on the ecology, hydrology, and topography of the major streams. The teams of scientists, engineers, and surveyors documented the riparian corridor conditions, location, and extent within the study area. New centerlines of streams and topography within the FEMA studied areas have been added to update the RLIS information. In addition, the ecologists updated the RLIS stream information where they had access to check for stream presence or absence. While the information gathered was not specifically for Goal 5 planning, we did coordinate with the local jurisdictions to ensure the information gathered would be useful for that planning process.

Metro's contribution to the effort is suggested at \$11,452.00, which represents one rapid stream assessment station per watershed studied at a cost of \$347.03 each. Because Metro overlaps many of the jurisdictions in the watershed, we felt this was a fair contribution to the effort. Clean Water Services will make the inventory, including all the RSAT's, topography, hydrology, hydraulics, and culvert information available to you once it is complete. We expect to release the information by late summer. Elements of the base mapping will be delivered to you as soon as our quality control review is complete.

We look forward to working with you on this exciting project. If you have any questions, please do not hesitate to contact me at 503-846-8621.

Respectfully,

Craig Dye
Planning Division Manger
Clean Water Services



Serving the economic communities of the Sunset Corridor and the Tualatin Valley

June 13, 2001

The Honorable David Bragdon
Presiding Officer
Metro Council
600 NE Grand Avenue
Portland, OR 97232-2736

Dear David:

After reviewing the alternatives that were proposed for redistricting the Metro council positions the Alliance supported Alternative D. Since many of Metro's policy decisions must be implemented by local jurisdictions it is critical, in our opinion, that the integrity of each city and county be kept intact as much as possible. Also, with the working relationship between Metro and the region's cities and counties it is important to have council positions that represent the entirety of a city and a portion of one county versus spread across several. Representation is clearer, more defined for jurisdictions and the citizens within them.

The Alliance has reviewed the amendments made to the Alternative D redistricting map and has no opposition to the amendments made to District 2 and 3. Given that several cities in the area have preliminary plans for future annexation the amended D Alternative may be more compatible with future city boundaries than the original D map.

We appreciate the work the special Reapportionment Task Force has done and your willingness to seek our advice on this issue.

Sincerely,

A handwritten signature in cursive script, appearing to read "Betty Atteberry".

Betty Atteberry
Executive Director

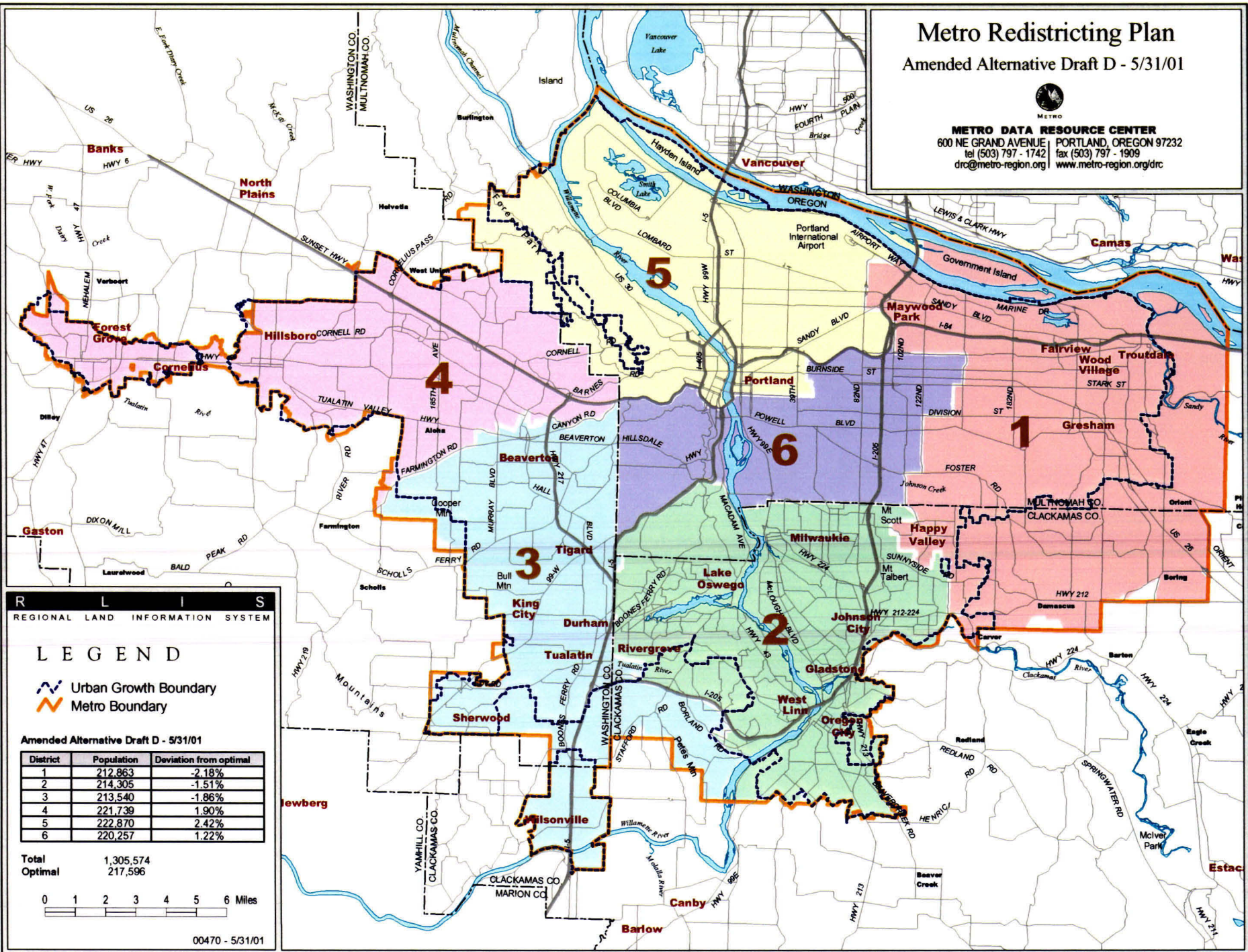
cc: Metro Councilors

Metro Redistricting Plan

Amended Alternative Draft D - 5/31/01



METRO DATA RESOURCE CENTER
 600 NE GRAND AVENUE | PORTLAND, OREGON 97232
 tel (503) 797 - 1742 fax (503) 797 - 1909
 drc@metro-region.org | www.metro-region.org/drc



R L I S
 REGIONAL LAND INFORMATION SYSTEM

LEGEND

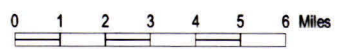
- Urban Growth Boundary
- Metro Boundary

Amended Alternative Draft D - 5/31/01

District	Population	Deviation from optimal
1	212,863	-2.18%
2	214,305	-1.51%
3	213,540	-1.86%
4	221,739	1.90%
5	222,870	2.42%
6	220,257	1.22%

Total
 Optimal

1,305,574
 217,596



00470 - 5/31/01

061401C-02

2001 Metro Reapportionment Effort 6/14/01 Public Involvement Process Outline

Goal: Involve the public in a productive decision-making process for the reapportionment of the Metro Council districts, based on the voter-approved Measure 26-10, revising Metro's Charter.

Audience: any interested member of the public, including but not limited to elected officials, agency staff, representatives of neighborhood associations, citizen participation groups, committees for citizen involvement and other public or private organizations.

Tools:

Citizen Review Committee meetings (March 27, April 10 and 17) and recommendations to Reapportionment Task Force

Noticed Reapportionment Task Force public meetings on March 22, April 10, April 17

Four Reapportionment Task Force public hearings held around the region

Wednesday, May 2, 2001, 5:30 PM

**Tualatin Valley Fire & Rescue – East Division Fire Station
624 7th Street, 2nd Floor, Oregon City**

Thursday, May 3, 2001, 3:30 PM

**City of Gresham Council Chamber
1333 NW Eastman Pkwy, Gresham**

Tuesday, May 8, 2001, 5:30 PM

**Beaverton City Hall First Floor Conference Room
4755 SW Griffith Drive, Beaverton**

Thursday, May 10, 2001, 2:00 PM

**Metro Council Chamber
600 NE Grand, Portland**

Postings on Metro Website, including a highlight on the home page

Printed display ads and notices in targeted community newspapers and Oregonian for public hearings

Letters of notification to public agencies and advisory committees within the region

Printed and electronic notices to neighborhood associations, citizen participation organizations and other appropriate civic groups

Presentations and staff support to public groups such as the League of Women Voters, Southwest Neighborhood Inc and MCCI

E-mail newsletter inclusions to virtual community lists, such as the Coalition for a Livable Future and others

Production of fact sheets and other support materials to assist in the process

Press release and press advisory to the local and regional media regarding the public involvement opportunities and decision making process

Council public hearings on May 31, 2001 and June 14, 2001 prior to final decision.

Councilor Park

From: <EGrant@SCHWABE.com>
To: <barker@metro.dst.or.us>
Date: 6/14/01 11:24AM
Subject: Re: Amended Map D - Reapportionment

Please forward this message on to the metro council and key staff. If happy valley goes into rod park's district then it should be the entire HV urban growth management area under the new agreement with the county that includes area east of 205 freeway and north of hwy 212. This area forms a natural community that one day may be all inside happy valley city limits. As to Damascus area in the Metroscope study, I have the following comments. Planning for new complete community needs to accomodate room for happy valley to grow to the east in pleasant valley to itself become a complete community. I am very concerned by claim made to me by Mike Hammons that councilor Atherton is helping in Hammons plan to keep happy valley from annexing any further to the east in the future. The concept of the law is that no new city will be allowed to form in way that would adversely affect existing cities, but that is what Hammons intends to do. Happy Valley also is adamant that true infrastructure concurrency be required and funded for urban services at adequate levels including sunrise freeway before ugb is moved east into damascus and beyond. Use of land to east needs to be pimarily job producing and not primarily large lot residential use that mike hammons is promoting and claiming that councilor Atherton supports. Mr. Hammons told me his committee wants majority of damascus to be 2.5 acre residential zoning. I told him happy valley will fight that due to advers effects this would cause to the city and that metro will not allow it. I would appreciate some feedback on these issues.

NOTICE: This communication may contain privileged or other confidential information. If you are not the intended recipient or believe that you may have received this communication in error, please reply to the sender indicating that fact and delete the copy you received. In addition, you should not print, copy, retransmit, disseminate, or otherwise use the information. Thank you.

Exhibit A (Second Amended)
Metro Council Reapportionment Plan

The following is a description of the Metro Council districts as adopted by this Ordinance. The boundary of each district is described beginning at a point approximately in the northwestern portion of the district, and moving generally clockwise fashion around the district. The phrase "outer boundary of Metro" refers to the Metro boundary as a whole. Unless otherwise specified, references to streets refer to the centerline of the street and references to rivers refer to the center channel of the river. References to political and jurisdictional boundaries contained herein refer to those boundaries as they existed as of the date of the adoption of this plan.

District 1: Beginning at a point in the center of the channel of the Columbia River north of Government Island where such channel intersects with Interstate 205; east following the outer boundary of Metro to the outer boundary's most easterly point; generally south following the eastern outer boundary of Metro; generally west following the southern outer boundary Metro to a point in the channel of the Clackamas River that is 570 feet south of the intersection of Oregon Highway 212/224 and SE 142nd Ave.; north 570 feet to the intersection of Oregon Highway 212/224 and SE 142nd Ave.; north on SE 142nd Ave. to a point approximately 1,069 feet north of its intersection with Sunnyside Road; north following the west section line of sec. 01, T. 2 S, R. 2E to the northwest corner sec. 01, T. 2 S, R. 2E; north on the west section line of sec. 36, T. 1 S, R 2E to the point at which it intersects with SE 143rd Place; north on SE 143rd Place to its intersection with SE Aldridge Road; west on SE Aldridge Road to its intersection with the boundary of the City of Happy Valley at the west section line of sec. 36, T. 1 S, R 2E; generally northwest following the boundary of the City of Happy Valley to the most northwesterly point of

~~the boundary of the City of Happy Valley approximately 390 feet from the terminus of SE Johnson Creek Blvd.;~~ east to the southwest corner of sec. 27, T. 1S, R. 2E; generally north, then east following the boundary of the City of Happy Valley to the point at which the boundary of the City of Happy Valley intersects with SE Mt. Scott Blvd. at a point approximately 230 feet north of the intersection of SE Mt. Scott Blvd. and SE Idleman Road; generally north on SE Mt Scott Blvd. until it becomes SE 112th Ave.; north on SE 112th Ave. until it becomes SE 110th Drive at the intersection of SE Brookside Drive; north on SE 110th Drive to its intersection with SE Foster Road; east on SE Foster Road to its intersection with SE 122nd Ave.; north on SE 122nd Ave. to its intersection with SE Division St.; east on SE Division St to its intersection with SE 142nd St.; north on SE 142nd St. to its intersection with SE Mill St.; east approximately 132 feet to the point at which SE Mill St. intersects a point along the west line of sec. 01, T. 1 S, R. 2 E.; north following the west line of sec. 01, T. 1 S, R. 2 E to its intersection with SE Stark St.; east on SE Stark St. to its intersection with SE 148th Ave.; north on SE 148th Ave. until it becomes NE 148th Ave.; north on NE 148th Ave. to its intersection with NE Halsey St.; west on NE Halsey St. to its intersection with NE 102nd Ave.; north on NE 102nd Ave. to its intersection with NE Fremont St.; west on NE Fremont St. to its intersection with the boundary of the City of Maywood Park; following the boundary of the City of Maywood Park initially south, and then west, and then north until such City of Maywood Park boundary intersects with NE Skidmore St.; west along NE Skidmore St. to its intersection with NE Sandy Blvd.; southwest on NE Sandy Blvd. to its intersection with NE 82nd Ave.; north on NE 82nd Ave. to its intersection with NE Killingsworth St.; east on NE Killingsworth St. to its intersection with NE 82nd Ave.; north on NE 82nd Ave. to its intersection with the north section line of sec.16, T. 1N., R. 2E.; east on the north section line of sec.16, T. 1N., R. 2E. to its intersection with NE Airport Way; east on

NE Airport Way to its intersection with Interstate 205; North on Interstate 205 to the point of beginning.

District 2: Beginning at a point at the intersection of SW Brier Place and SW Custer St. in the City of Portland; south on SW Brier Place to its intersection with SW Canby St.; east on SW Canby St to its intersection with SW Hood Ave.; east 424 feet to SW Taylors Ferry Road; north on SW Taylors Ferry Road to its intersection with SW Virginia Ave.; south on SW Virginia Ave. to its intersection with SW Macadam Blvd.; south on SW Macadam Blvd. to its intersection with the Sellwood Bridge; east on the Sellwood Bridge to a point above the center of the channel of the Willamette River; south following the center of the channel of Willamette River approximately 2,719 feet to its intersection with the Multnomah County/Clackamas County boundary at the west section line of sec. 26, T. 1S., R. 1E.; east following the Multnomah County/Clackamas County boundary approximately 5.549 miles to the point at which the boundary intersects with SE Mt. Scott Blvd.; south on SE Mt. Scott Blvd. to its intersection with the boundary of the City of Happy Valley at a point that is 230 feet north of the intersection of SE Mt. Scott Blvd. and SE Idleman Road; ~~west following the boundary of the City of Happy Valley to the most Northwesterly point of the boundary of the City of Happy Valley; generally west, then south following the boundary of the City of Happy Valley to the southwest corner of~~ sec. 27, T. 1S, R. 2E; generally southeast following the boundary of the City of Happy Valley to the point at which the boundary of the City of Happy Valley intersects with west section line of sec. 36, T. 1S, R. 2E at SE Aldridge Road; east on SE Aldridge Road to the point at which it intersects with SE 143rd Place; south on SE 143rd Place to the point at which it intersects with west section line of sec. 36, T. 1S, R. 2E; south on the west section line of sec. 36, T. 1S, R. 2E

to the northwest corner of sec. 01, T. 2S, R. 2E; south following the west section line of sec. 01, T. 2S, R. 2E to the beginning of SE 142nd Ave. at a point that is approximately 1,069 feet north of the intersection of SE 142nd Ave. and Sunnyside Road; south on SE 142nd Ave. to its intersection with Oregon Highway 212/224; south to the outer boundary of Metro at a point that is in the center channel of the Clackamas River 570 feet south of the intersection of Oregon Highway 212/224 and SE 142nd Ave.; generally southwest following the meandering of the Clackamas River to a point at which the Clackamas River intersects with the west section line of sec. 21, T. 2S., R. 2E; generally south following the outer boundary of Metro approximately 4.889 miles to a point that is approximately 709 feet south of the intersection of South Beaver Creek Road and South Old Acres Lane; generally west following the outer boundary of Metro approximately 9.792-5.624 miles to the point at which the outer boundary of Metro intersects with the Clackamas County/Washington County boundary Willamette River on the north section line of sec. 15, T. 3S, R. 1E; ; north ~~on the~~ following the Clackamas-Willamette River County/Washington County boundary approximately 1.525 miles to its intersection with the boundary of the city of ~~Tualatin~~ West Linn; northwest following the boundary of the city of West Linn to its intersection with the SW Borland Road; southeast on SW Borland Road to its intersection with SW Dollar St.; first north, then east on SW Dollar St. to its intersection with Ostman Road; north on Ostman Road to its intersection with Blankenship Drive; east on Blankenship Drive to its intersection with 19th St.; generally north on 19th St. to its intersection with SW Johnson Road; north on SW Johnson Road to its intersection with SW Woodbine Road; northeast on SW Woodbine Road to its intersection with Interstate 205; west on Interstate 205 to its intersection with the east lot line of tax lot 21E30A01300; north on the east lot line of of tax lot 21E30A01300 to its intersection with the boundary of the City of Tualatin at SW Borland

Road; following the boundary of the city of Tualatin first east and then north until the boundary of the city of Tualatin intersects with the Tualatin River; west following the Tualatin River to the point at which the Tualatin River intersects with the Clackamas County/Washington County boundary; north along the Clackamas/Washington County boundary to its intersection with the boundary of the city of Lake Oswego; north on the boundary of the City of Lake Oswego to the intersection of the boundary and the southwest corner of sec. 07, T. 2S, R. 1E; following the boundary of the city of Lake Oswego first approximately 1 mile east, then approximately 1 mile north, then approximately 1 mile west until such boundary of the City of Lake Oswego intersects with the Clackamas County/Washington County boundary at the southwest corner of sec. 06, T. 2S, R. 1E; following the boundary of the city of Lake Oswego north approximately 1 mile to a point at which to its intersection with the boundary of the city of Lake Oswego intersects with the north section on the west section line line of sec. 06, T. 2S., R. 1E; first north, then east, then north following the boundary of the city of Lake Oswego to its intersection with the north section line of sec. 06, T. 2S, R. 1E; west along the north section line of sec. 06, T. 2S., R. 1E until such section line intersects with Interstate 5; north on Interstate 5 to its intersection with SW Brier Place; south on SW Brier Place approximately 225 feet to the point of beginning.

District 3: Beginning at the intersection of SW Farmington Road and the outer boundary of Metro at a point that is approximately 1,684 feet from the southwest corner of sec. 26, T. 1 S., R. 2 W; northeast on SW Farmington Road to its intersection with SW 160th Ave.; north on SW 160th Ave. until it becomes SW Millikan Blvd.; north on SW Millikan Blvd. to its intersection with SW Tualatin Valley Highway; east on SW Tualatin Valley Highway to its intersection with SW Murray Blvd.; north on SW Murray Blvd. to its intersection with SW Millikan Way; east on

SW Millikan Way, following the boundary of the city of Beaverton to the point at which SW Millikan Way intersects with SW Hocken Ave.; ~~north following on SW Hocken Ave.~~ approximately 1,800 feet; north following the boundary of the City of Beaverton from a point 1,800 feet north of the intersection of SW Hocken Ave. and Millikan Way to a point at which the boundary of the city of Beaverton ~~until such boundary intersects~~ with SW Jenkins Road; southeast on SW Jenkins Road to its intersection with SW Cedar Hills Blvd.; northeast on SW Cedar Hills Blvd. to its intersection with SW Walker Road; southeast on SW Walker Road to its intersection with the boundary of the city of Beaverton; first generally south and then generally northeast following the boundary of the city of Beaverton to a point on SW Walker Road located approximately 877 feet west of the intersection of SW Walker Road and Oregon Highway 217; east on SW Walker Road to its intersection with SW Canyon Road; east on SW Canyon Road to its intersection with US Highway 26; east on US Highway 26 to its intersection with the Multnomah County/Washington County boundary; south along the Multnomah County/Washington County boundary to its intersection with the north section line of sec. 06, T. 2 S., R. 1 E.; east along the north section line sec. 06, T. 2 S., R. 1 E. to its intersection with the boundary of the City of Lake Oswego; first south, then west and south following the boundary of the city of Lake Oswego ~~approximately 1 mile to a point at which the boundary of the city of Lake Oswego intersects with~~ the Washington County/Clackamas County boundary on the south-west section line of sec. 06, T. 2 S., R. 1 E.; east following the boundary of the city of Lake Oswego ~~first approximately 1 mile, then south approximately 1 mile, then west approximately 1 mile until such boundary of the city of Lake Oswego intersects with the~~ south on the Clackamas County/Washington County boundary at the southwest corner of sec. 07, T. 2S, R. 1E; south along the Clackamas County/Washington County boundary south following the boundary of the

City of Lake Oswego to its intersection with the west section line of sec. 19, T. 2S, R. 1E; south on the west section line of sec. 19, T. 2S, R. 1E to the point at which it intersects with the boundary of the City of Tualatin at a point that is coincident ~~its intersection~~ with the Tualatin River; east following the boundary of the city of Tualatin and the Tualatin River to a point at which the boundary and river intersect the east section line of sec. 19, T. 2 S, R 1 E at its intersection with the boundary of the City of Tualatin; first south and then west following the boundary of the city of Tualatin to the point at which the boundary of the city of Tualatin intersects the Clackamas County/Washington County boundary; south along the Washington County/Clackamas County boundary to its intersection with the outer boundary of Metro; it intersects the east lot line of tax lot 213E0A01300 at SW Borland Road; south on the east lot line of tax lot 213E0A01300 to its intersection with Interstate 205; east on Interstate 205 to its intersection with SW Woodbine Road; southwest on SW Woodbine Road to its intersection with SW Johnson Road; generally south on SW Johnson St. to its intersection with 19th St.; generally south on 19th St. to its intersection with Blankenship Drive; west on Blankenship Drive to its intersection with Ostman Road; south on Ostman Road to its intersection with SW Dollar St.; first west, then south on SW Dollar St. to its intersection with SW Borland Road; northwest on SW Borland Road to its intersection with the the boundary of the city of West Linn; southeast following the boundary of the city of West Linn approximately 1.525 miles to its intersection with the Willamette River; south following the Willamette River to the point at which it intersects with the outer boundary of Metro on the north section line of sec. 15, T. 3S, R. 1E; northwest, south, west and north along the outer boundary of Metro to the point of beginning.

District 4: Beginning at the intersection of the east line of sec. 23, T.1N, R.4W and the Bonneville Power Administration right-of-way, follow the outer boundary of Metro east to its intersection with the Washington County/Multnomah County boundary; southeast along the Washington County/Multnomah County boundary to its intersection with the boundary of the city of Portland and the northwest corner sec. 35, T. 1N, R. 1W; generally east following the boundary of the city of Portland to its intersection with the Washington County/Multnomah County boundary at the east section line of sec. 35, T. 1N, R. 1W; south on the Washington County/Multnomah county boundary to its intersection with US Highway 26; west on US Highway 26 to its intersection with SW Canyon Road; west along SW Canyon Road to its intersection with SW Walker Road; northwest on SW Walker Road to its intersection with the boundary of the city of Beaverton at a point on SW Walker Road located approximately 877 feet west of the intersection of SW Walker Road and Oregon Highway 217; first generally southwest and then north following the boundary of the city of Beaverton to its intersection with SW Walker Road; northwest on SW Walker Road to its intersection with SW Cedar Hills Blvd.; southwest on SW Cedar Hills Blvd. to its intersection with SW Jenkins Road; northwest on SW Jenkins Road to its intersection with the boundary of the city of Beaverton; south following the boundary of the city of Beaverton approximately 1,500 feet to a point on SW Hocken Ave. approximately 1,800 feet north of the intersection of SW Hocken Ave. and SW Millikan Way; south approximately 1,800 feet to the intersection of SW Millikan Way and SW Hocken Ave.; west on SW Millikan Way to its intersection with SW Murray Blvd.; south on SW Murray Blvd. to its intersection with SW Tualatin Valley Highway; west on SW Tualatin Valley Highway to its intersection with SW Millikan Blvd.; south on SW Millikan Blvd. until it becomes SW 160th Ave.; south on SW 160th Ave. to its intersection with SW Farmington Road; southwest on SW

Farmington Road to its intersection with the outer boundary of Metro; north, west and north along the outer boundary of Metro to the point of beginning.

District 5: Beginning at the confluence of the Columbia River and the Willamette River; east following the northern outer boundary of Metro along the north channel of the Columbia River to the point at which the outer boundary of Metro intersects with Interstate 205; south on Interstate 205 to its intersection with NE Airport Way; west on NE Airport Way to its intersection with the north section line of sec . 16, T. 1 N., R. 2 E.; west on the north line of sec.16, T. 1 N., R. 2 E. to its intersection with NE 82nd Ave.; south on NE 82nd Ave. to its intersection with NE Killingsworth St.; west on NE Killingsworth St. to its intersection with NE 82nd Ave.; south on NE 82nd Ave. to its intersection with NE Sandy Blvd.; northeast on NE Sandy Blvd. to its intersection with NE Skidmore St.; east on NE Skidmore St. to its intersection with the boundary of the city of Maywood Park; following the boundary of the city of Maywood Park first southeast, then south, then east, then north to the intersection of the boundary of the city of Maywood Park and NE Fremont Street; east on NE Fremont St. to its intersection with NE 102nd Ave.; south on NE on 102nd Ave. to its intersection with the Union Pacific railroad right of way~~Interstate 84~~; south and then west on the Union Pacific railroad right of way~~Interstate 84~~ to its intersection with NE 47th Ave.; south on NE 47th Ave. to its intersection with NE Oregon St.; west on NE Oregon Street to its intersection with NE 44th Ave.; south on NE 44th Ave. until it becomes SE 44th Ave. at Burnside St.; south on SE 44th Ave. to its intersection with SE Stark St.; east on SE Stark St to its intersection with SE 49th Ave.; south on SE 49th Ave. to its intersection with SE Hawthorne Blvd.; west on SE Hawthorne Blvd. to its intersection with Interstate 5; south on Interstate 5 to its intersection with Interstate 405; northwest on Interstate

405 to its intersection with US Highway 26; west on US Highway 26 to its intersection the Multnomah County/Washington county boundary; northwest on the Multnomah County/Washington county boundary to the east section line of sec. 35, T. 1N, R. 1W; north along the East section line of sec. 35, T. 1N, R. 1W approximately 4,230 feet to the intersection of the boundary of the city of Portland and the southeast corner of tax lot 1N135AA02200; north and then west following the boundary of the city of Portland to its intersection with Washington County/Multnomah County boundary at the northwest corner of sec. 35, T. 1N, R. 1W; north on the Washington County/Multnomah county boundary to its intersection with the outer boundary of Metro; north, west and northeast along the outer boundary of Metro to the point of beginning.

District 6: Beginning at a point at which the Multnomah County/Washington county boundary intersects with US Highway 26; east on US Highway 26 to its intersection with Interstate 405; southeast on Interstate 405 to its intersection with Interstate 5; north on Interstate 5 to its intersection with SE Hawthorne Blvd.; east on SE Hawthorne Blvd. to its intersection with SE 49th Ave.; north on SE 49th Ave. to its intersection with SE Stark St.; west on SE Stark St. to its intersection with ~~NE 44th Ave.;~~ SE 44th Ave.; north on SE 44th Ave. until it becomes NE 44th Ave. at Burnside St.; north on NE 44th Ave. to its intersection with NE Oregon St.; east on NE Oregon St. to its intersection with NE 47th St.; north on NE 47th St. to its intersection with the Union Pacific railroad right of way~~Interstate 84~~; east and then north on the Union Pacific railroad right of way~~Interstate 84~~ to its intersection with NE 102nd Ave.; south on NE 102nd Ave. to its intersection with NE Halsey St.; east on NE Halsey St. to its intersection with NE 148th Ave.; south on NE 148th Ave. until it becomes SE 148th Ave.; south on SE 148th Ave. to its intersection with SE Stark St.; west on SE Stark St. to its intersection with a point along the west section line

of sec. 01, T.1S, R.2E; south on the west section line of sec. 01, T.1S, R.2E to its intersection with SE Mill St.; west approximately 132 feet to the intersection of SE Mill St. and SE 142nd Ave.; south on SE 142nd Ave. to its intersection with SE Division St.; west on SE Division St. to its intersection with SE 122nd Ave.; south on SE 122nd Ave. to its intersection with SE Foster Road; west on SE Foster Road to its intersection with SE 110th Dr.; south on SE 110th Dr. until it becomes SE 112th Ave. at the intersection of SE Brookside Dr.; south on SE 112th Ave. until it becomes SE Mt Scott Blvd.; south on SE Mt Scott Blvd. to its intersection with the Multnomah County/Clackamas County boundary; west approximately 5.549 miles along the Multnomah County/Clackamas County boundary to its intersection with the center of the channel of the Willamette River at the west section line of sec. 26, T.1S., R.1 E.; north following the center of the channel of Willamette River approximately 2,719 feet to its intersection above the center of the channel with the Sellwood Bridge; west on the Sellwood Bridge to its intersection with SW Macadam Blvd.; north on SW Macadam Blvd. to its intersection with SW Virginia Ave.; north on SW Virginia Ave. to its intersection with SW Taylors Ferry Road; south on SW Taylors Ferry Road to a point 424 feet east of the intersection of SW Hood Ave. and SW Canby St.; west 424 feet to the intersection of SW Hood Ave. and SW Canby St.; west on SW Canby St. to its intersection with SW Brier Place; north on SW Brier Place to its intersection with Interstate 5; southwest on Interstate 5 to its intersection with the Multnomah County/Washington County boundary; north on the Multnomah County/Washington county boundary back to the point of beginning.

NATURAL RESOURCES COMMITTEE REPORT

CONSIDERATION OF RESOLUTION NO. 01-3077, FOR THE PURPOSE OF AUTHORIZING THE EXECUTIVE OFFICER TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN METRO AND CLEAN WATER SERVICES, A COUNTY SERVICES DISTRICT IN WASHINGTON COUNTY, FOR COORDINATION OF PLANNING AND AUTHORIZING THE PAYMENT OF UP TO \$11,452 FOR HEALTHY STREAMS DATA

Date: June 11, 2001

Presented by: Councilor McLain

Committee Action: At its June 6, 2001 meeting, the Natural Resources Committee voted 3-0 to recommend Council adoption of Resolution 01-3077. Voting in favor: Councilors Atherton, McLain and Hosticka.

Background

- **Situation:** Andy Cotugno, director of the Community Planning department gave the staff presentation. This item is before the committee because it is a multi-year agreement. Clean Water Services (formerly United Sewerage Agency) is undertaking a \$2.7 million project known as the Healthy Streams Plan. The project is being undertaken in response at least, to the federal listing of endangered fish in our region. Its geographic scope involves the riparian corridor conditions within and along the Tualatin River, and its tributaries within the urban area. The IGA calls for Metro to be a dues-paying member of the Healthy Streams Plan, and for data that has been gathered in Washington County, in furtherance of the plan, to be shared with Metro. Metro will consider inclusion of this data into its Goal 5 fish and wildlife habitat program.
- **Existing Law:** Metro's authority to enter into intergovernmental agreements is a matter of state law—ORS 190.010.
- **Budget Impact:** Resolution 01-3077 authorizes expenditures of up to \$11,452; \$5,726 for the 01-02 budget year, and \$5,726 for fiscal year 02-03. A separate resolution is being prepared for consideration of a budget amendment for the 01-02 IGA amount.

Committee Issues/Discussion: Several committee members stated that they felt this resolution presented a good opportunity for cooperation, and would produce high quality data for Metro while assisting Clean Water Services in the production of their plan.