

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF DECLARING) RESOLUTION NO. 81-218
COUNCIL INTENT ON JOHNSON CREEK)
LOCAL IMPROVEMENT DISTRICT) Introduced by the
) Regional Services Committee

WHEREAS, Metro entered into a series of activities which were intended to lead to a solution to the problems connected with drainage and flooding in the Johnson Creek Basin; and

WHEREAS, The members of the Metro Council and numerous citizens have expressed concerns about the particular institutional mechanisms chosen and its impact on many of the people in the Johnson Creek area; and

WHEREAS, The Metro Council in a number of recent discussions has indicated that it would not proceed with the implementation of the currently adopted ordinance; and

WHEREAS, It is important that Council intent is made quite clear and is understood by the citizens in the region and, particularly, in the Johnson Creek Basin; now, therefore,

BE IT RESOLVED,

1. That the Metro Council will take no action on Ordinance No. 80-91 (adopted June 27, 1980) which established the Johnson Creek Local Improvement District (LID) until after the Oregon Legislature has finished its 1981 regular session.


2. That Metro will abide by the provisions of any new legislation in implementation of the Johnson Creek project whether or not such legislation is adopted to apply retroactively.

3. That Metro will continue to support the U. S. Corps

of Engineers efforts related to Johnson Creek and will as far as possible retain its active role as the sponsoring local agency.

4. That the Metro Council will provide for a supplemental appropriation of \$5,000 during its mid-year budget review in order to enable Metro staff to participate with community groups in their activities concerning the Johnson Creek Basin.

ADOPTED by the Council of the Metropolitan Service District this 22nd day of January, 1981.



Presiding Officer

WM/gl
1458B/188

A G E N D A M A N A G E M E N T S U M M A R Y

TO: Metro Council
FROM: Regional Services Committee
SUBJECT: Declaring Council Intent on Johnson Creek Local
Improvement District

I. RECOMMENDATIONS:

- A. ACTION REQUESTED: Adoption of Resolution.
- B. POLICY IMPACT: The Metro Council has committed itself to finding a solution to the flooding and drainage problems in the Johnson Creek Basin. The Council has also indicated that it would not proceed with the implementation of the current LID ordinance until the legal and institutional issues are resolved. Resolution No. 81-218 makes these intentions clear to the citizens of the region.
- C. BUDGET IMPACT: This Resolution provides for a supplemental budget appropriation of \$5,000 to permit Metro staff to work with community groups in their activities concerning Johnson Creek.

II. ANALYSIS:

- A. BACKGROUND: At recent meetings, Oregon Fair Share made four specific proposals to Metro and requested that Metro respond to each.

Following are the four proposals:

- "1. Putting Metro staff time into the creation of a plan for Johnson Creek which involves financing flood control through an economic development program rather than through taxes, and cooperating with other public agencies in formulating the plan.
- "2. Continuing as local sponsor for Army Corps of Engineers' involvement in the project.
- "3. Supporting new legislation that requires a positive vote to form LID's, replacing the remonstrance process.
- "4. Assuring the public the current LID will not be revived."

Resolution No. 81-218 is Metro response to these proposals.

- B. ALTERNATIVES CONSIDERED: The Regional Services Committee considered the option of recinding Ordinance No. 80-91 which created the Johnson Creek LID. This option is no longer available because of a pending lawsuit filed by the Up The Creek Committee.
- C. CONCLUSION: The attached Resolution clearly indicates that Metro will not take action toward implementing the Johnson Creek LID until after the 1981 session of the Oregon Legislature. It also reaffirms Metro's commitment to solving the Johnson Creek problem and commits \$5,000 to enable staff to work with community groups in this effort. While Metro cannot commit support to any legislative proposals at this time, the Resolution makes clear the Council's intention to abide by any new legislation regarding LIDs. Oregon Fair Share has reviewed this Resolution and indicated their support at the Regional Services Committee meeting on January 13, 1981.

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