

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF REALLOCATING) RESOLUTION NO. 03-3313
REMAINING MULTNOMAH COUNTY)
LOCAL SHARE PORTION OF METRO OPEN) Introduced by Michael Jordan, Chief Operating
SPACES BOND FUNDS) Officer, with the concurrence of Metro Council
President, David Bragdon,

WHEREAS, funding for Multnomah County Local Share Projects comes from Metro's Open Spaces, Parks and Streams bond measure, approved by the voters of the region in May 1995; and

WHEREAS, Multnomah County (the "County") was allocated \$3,401,545 to complete its local share projects; and

WHEREAS, Metro Regional Parks and Greenspaces Department administers the local share funds and projects for the County pursuant to Resolution No. 96-2285; For the Purpose of Approving a Refinement Plan For Clear Creek Canyon Target Area as Outlined in the Open Space Implementation Work Plan; and

WHEREAS, the intergovernmental agreement transferring parks from the County to Metro and the Multnomah County local share intergovernmental agreement require that Metro must first consult with the Multnomah County Board and determine a local share project to be cost prohibitive, degraded, or otherwise infeasible before making any changes to the County's local share project list or reallocating funds, and then must obtain the approval of said changes by the Metro Council at a public hearing; and

WHEREAS, the Metro Regional Parks and Greenspaces Department has consulted with the Multnomah County Board, has determined the Blue Lake Eastside Wetland Project to be infeasible, and now proposes to reallocate all the local share funds dedicated to said project to the Blue Lake Lakefront Restroom Project, with any funds left over to be transferred to the ongoing Smith and Bybee Lakes local share project; and

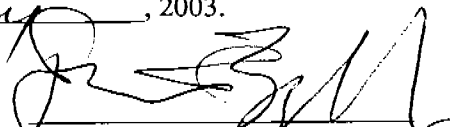
WHEREAS, the Regional Parks and Greenspaces Advisory Committee considered this proposal at its May 2003 meeting and recommends approval; now therefore

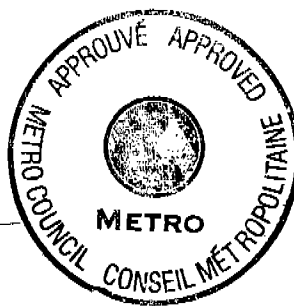
BE IT RESOLVED,

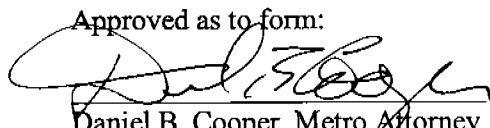
That the Metro Council approves the reallocation of Multnomah County Local Share Project Funds from the Blue Lake Eastside Wetland in the amount of \$188,311 to the Blue Lake Lakefront Restroom Project; and

That any funds remaining after the completion of this project will be transferred to the approved local share project at Smith and Bybee Lakes Wildlife Area.

ADOPTED by the Metro Council this 29th day of May, 2003.


David Bragdon, Council President



Approved as to form:

Daniel B. Cooper, Metro Attorney

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 03-3313 FOR THE PURPOSE OF REALLOCATING REMAINING MULTNOMAH COUNTY LOCAL SHARE PORTION OF METRO OPEN SPACES BOND FUNDS

Date: May 8, 2003

Presented by: Jim Desmond
Heather Nelson Kent

BACKGROUND

Resolution No. 03-3313 requests Metro Council approval to reallocate the remaining Multnomah County local share portion of Metro's Open Spaces, Parks and Streams bond funds to new projects.

In January 1995, Metro Council referred a \$135.6 million bond measure (Resolution No. 95-2074-A) to the qualified voters of the Metro district to appear on the May 16, 1995, ballot. A component of the bond measure included \$25 million to be spent by cities, counties and park districts on land acquisition and capital improvements. Metro, along with 25 other park providers, were eligible for these funds. To be eligible for the funding, projects had to be for natural resource related activities and follow local share guidelines (Attachment 1). As part of the administration of the local share program, Metro requires that any change to a participating agency's project list be approved through a public process.

The intergovernmental agreement transferring ownership and management responsibilities of Multnomah County parks to Metro included an authorization by the County for Metro to administer the county's local share funds. Multnomah County was allocated \$3,401,545 to carry out its local share program. The county's original local share project list was developed in 1994 and amended by Metro Council in 1999 and 2002. The Metro Council is required to provide an opportunity for public testimony and formally approve any changes to the Multnomah County local share program priorities.

In 2002 Metro completed the Blue Lake Economic Feasibility Study. This plan proposes a number of improvements to Blue Lake Park. The reallocation of local share funds at Blue Lake would implement some of the plan's recommendations. This resolution authorizes the reallocation of local share funds for use at the Blue Lake Eastside Wetland in the amount of \$188,311 to the Blue Lake Lakefront Restroom. Any remaining funds will be used to complete the approved local share project at Smith and Bybee Lakes.

Council President David Bragdon sent Multnomah County Chair Diane Linn a letter advising the Board of Metro's proposal to reallocate these Multnomah County local share funds. According to the agreement transferring parks from Multnomah County to Metro, Metro is responsible for administering the local share projects. Metro may, after consultation with the County Board, determine that projects are cost prohibitive, degraded, or otherwise infeasible and substitute other eligible projects as necessary. The county has made no comment regarding this proposal.

ANALYSIS/INFORMATION

1. Known Opposition

None

2. Legal Antecedents

Oregon Regulatory Statute (ORS 190.010) authorizes Metro to enter into intergovernmental agreements. Metro Code Chapter 2.02 establishes procedures for Metro to enter into intergovernmental agreements.

Metro Council Resolution No. 96-2285 authorized the Phase II intergovernmental agreement (IGA) between Multnomah County and Metro transferring ownership and full responsibility for all Multnomah County parks, natural areas, golf courses, and the Expo Center to Metro. The IGA also authorized Metro to administer Multnomah County's portion of the local share funds from the Open Spaces, Parks and Streams bond measure.

Resolution No. 99-2763 and Resolution No. 02-3147 establishes the current allocation of funds for Multnomah County local greenspace projects.

3. Budget Impact

The proposed reallocation will not affect the department's budget.

RECOMMENDED ACTION

The Chief Operating Officer recommends adoption of Resolution No. 03-3313.

GREENSPACES GENERAL OBLIGATION BOND MEASURE LOCAL SHARE GUIDELINES

Local governments will be entitled to receive a portion of the regional greenspaces bond measure funds based on the allocation formula in the Metropolitan Greenspaces Master Plan adopted in July 1992.

Projects eligible for local share funding must meet the following criteria:

1. Eligible agency is a park provider as of July 1, 1991.
2. Funds must be expended on greenspaces related activities only including:

Acquisition

- Fee simple (or easement) to purchase regionally significant greenspaces and/or trail corridors identified in the Metropolitan Greenspaces Master Plan, and/or locally determined significant greenspaces and/or trail corridors.
- Costs associated with the acquisition of property.

Capital Improvements

- Restoration or enhancement of natural areas.
 - Trail construction.
 - Access facilities such as roads that are an integral part of the greenspace, parking, boat ramps, trail heads, Americans with Disabilities Act (ADA) requirements.
 - Public use facilities such as rest rooms, picnic tables, shelters, viewing blinds, water systems, camp sites, fishing piers, and associated appurtenances including signs, fences, security lighting and barbecues.
 - Environmental education facilities such as nature centers and interpretive displays.
3. The park provider will enter into an Intergovernmental Agreement (IGA) to be approved by the Metro Council and the governing board of the park provider. The IGA shall require signage and the project site in an appropriate location(s) to acknowledge Metro, the park provider and other project partners; funds from the bond measure shall not be used to replace local funds on the project; and funds from the bond measure should leverage other sources of revenue when possible.
 4. A list of local share projects with estimated costs, approved by the governing board of each jurisdiction shall be delivered to Metro no later than November 1, 1994 to be eligible for local share funding.
 5. Greenspace sites subject to local share funding will be maintained for its intended recreational, natural area or trail activities.