

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF PROVIDING) RESOLUTION NO. 12-4322
DIRECTION TO METRO CONCERNING BILLS)
BEFORE THE 2012 OREGON LEGISLATURE) Introduced by Councilor Carl Hosticka
)
)

WHEREAS, Metro has an interest in bills before the 2012 Oregon Legislature; and

WHEREAS, the Metro Council and Metro staff will represent Metro's interest during the upcoming legislative session; and

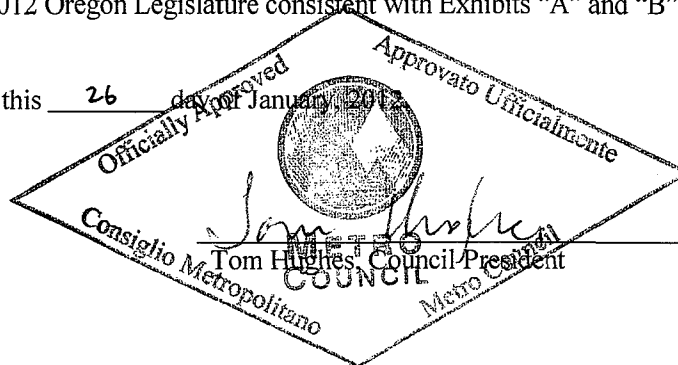
WHEREAS, the Metro Council wishes to establish a united position on important legislative proposals and provide direction to its staff in order to represent the will of the agency; and

WHEREAS, the attached Exhibit "A" of this resolution lists specific expected and potential 2012 issues that are of concern to Metro and the metropolitan region and gives guidance to staff on the Metro Council's position on these issues; and

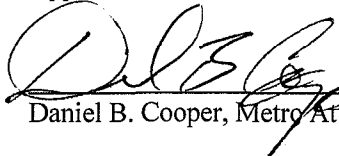
WHEREAS, the attached Exhibit "B" states the Metro Council's principles regarding categories of potential legislation in order to provide guidance to staff in representing Metro; now therefore

BE IT RESOLVED that the Metro Council hereby directs the Metro Chief Operating Officer, the Metro Attorney, and Metro staff to make the agency's position on a variety of legislative proposals clear with the 2012 Oregon Legislature consistent with Exhibits "A" and "B" attached hereto.

ADOPTED by the Metro Council this 26 day of January, 2012



Approved as to Form:


Daniel B. Cooper, Metro Attorney

METRO COUNCIL LEGISLATIVE PRIORITIES
2012 Legislative Session



Legislation to be initiated by Metro:

- **Background checks:** Lift sunset on statutory authorization for Metro to require employees and volunteers with direct unsupervised access to children (primarily at the Oregon Zoo) to enroll in Oregon Child Care Division's Central Background Registry.
- **Disposition of abandoned burial spaces:** Establish process for vacating the ownership of graves when there has been no contact with owners for over 50 years and owners cannot be found.
- **Steve Apotheker tribute:** Pass legislative resolution honoring Steve Apotheker for his service to the region, state and nation in the field of recycling.

Other potential legislation:

- **Guns and public facilities:** Support legislation that increases Metro's authority to regulate the carrying of firearms on Metro properties, and oppose legislation that limits or reduces that authority.
- **Transient lodging tax:** Support legislation requiring internet travel companies to pay transient lodging tax on full consideration paid for lodging.
- **Product stewardship for mercury-containing fluorescent lights:** Support legislation based on producer responsibility intended to minimize risk to people and the environment from mercury-containing fluorescent bulbs.
- **Toxics:** Support legislation intended to protect public, especially children, from products containing toxic chemicals.
- **Impacts of diesel garbage and recycling trucks:** Support efforts to align state law with federal policy to enable Metro to leverage with federal dollars investments to reduce the health and environmental impacts of diesel emissions.

METRO COUNCIL 2012 LEGISLATIVE PRINCIPLES¹

LOCAL AUTHORITY

1. **Pre-emption:** The Legislature should remove existing restrictions on local and regional revenue-raising authority and avoid enacting new limitations or pre-emptions. Within the context of Oregon's land use system, Metro's authority should not be pre-empted.
2. **Funding:** State mandates should be accompanied by funding.

LAND USE:

3. **Efficiency:** Land within UGBs should be used efficiently before UGBs are expanded.²
4. **Need:** The UGB should not be expanded in the absence of demonstrated need.³
5. **Transportation:** Land use and transportation planning should be coordinated so land uses do not undermine the transportation system and transportation investments do not lead to inappropriate land uses.⁴
6. **Annexation:** As cities are the preferred governing structure for providing public services to urban areas, Metro supports reforms that will facilitate, or reduce barriers to, orderly annexation and incorporation.
7. **Rules/Statutes:** Administrative rules should not be adopted into statute.
8. **Successful Communities:** Metro supports legislation that facilitates the achievement of the region's six desired outcomes for successful communities: vibrant, walkable communities; economic competitiveness and prosperity; safe and reliable transportation choices; leadership in minimizing contributions to global warming; clean air, clean water and healthy ecosystems; and equitable distribution of the burdens and benefits of growth and change.⁵
9. **Non-Regulatory Tools:** State efforts at regulatory streamlining should include funding to support development of non-regulatory tools for achieving desired land use outcomes.⁶
10. **Fiscal Responsibility:** Funding to support urban development should be generated at least in part by fees on those who directly benefit from that development.

SOLID WASTE:

11. **Product stewardship:** Metro supports efforts to minimize the health, safety, environmental, economic and social risks throughout all lifecycle stages of a product and its packaging, and believes that the producer of the product has the greatest ability, and therefore the greatest responsibility, to minimize those adverse impacts.

TRANSPORTATION:

12. **Transportation Funding:** Metro supports an increase in overall transportation funding, investments in a balanced multimodal transportation system, and flexibility in the system to provide for local solutions to transportation problems.

PARKS AND NATURAL AREAS:

13. **Parks and Natural Areas:** Metro supports measures to increase local and regional authority to raise revenues to support parks and natural areas and to increase the level of state funding distributed to local governments for acquisition, capital improvements, and park operations.

SUSTAINABILITY:

14. Climate Change: Metro supports efforts to combat and adapt to climate change and to meet the state's goals for reducing greenhouse gas emissions.

¹ Footnotes refer to applicable policy statements in Metro's Regional Framework Plan (RFP).

² RFP Policy 1.1 (Compact Urban Form).

³ RFP Policy 1.9 (Urban Growth Boundary).

⁴ RFP Policy 1.3.13 (Housing Choices and Opportunities; Transportation Goal 1 (Foster Vibrant Communities and Efficient Urban Form)).

⁵ RFP Chapter 1 (Land Use).

⁶ Policy 1.1 (Compact Urban Form); Policy 1.2 (Centers, Corridors, Station Communities and Main Streets).

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 12-4322, FOR THE PURPOSE OF PROVIDING DIRECTION TO METRO CONCERNING BILLS BEFORE THE 2012 OREGON LEGISLATURE

Date: January 17, 2012

Prepared by: Randy Tucker

BACKGROUND

The Metro Council has taken formal positions on legislation since its inception. The first such action taken by the Council was in Resolution No. 79-23 in which it took a position on SB 66, which dealt with economic development. Since that time, Metro has taken formal and informal positions on legislation (state and federal) that it feels impacts the agency and the region.

The agenda and principles described in Exhibits A and B were developed by Randy Tucker (Legislative Affairs Manager) in consultation with the Metro Council. The specific legislative issues described in Exhibit A resulted from consultation with legislative liaisons and other staff in Metro departments. These issues were discussed with the Metro Council in work sessions that occurred between November 2011 and January 2012.

Where applicable, the principles in Exhibit B also reflect existing Metro policy as embodied in the Regional Framework Plan.

As issues arise and develop during the 2012 legislative session, the Council will have the opportunity to take positions on specific pieces of legislation and to modify its agenda as it sees fit.

ANALYSIS/INFORMATION

1. **Known Opposition:** none
2. **Legal Antecedents:** none applicable
3. **Anticipated Effects:** Provide direction to Metro staff with respect to issues before the 2012 Oregon Legislature
4. **Budget Impacts:** None

RECOMMENDED ACTION

Staff recommends approval of Resolution No. 12-4322.