

Metro | Agenda

Meeting: Metro Council
Date: Thursday, March 15, 2012
Time: 2 p.m.
Place: Metro, Council Chamber

CALL TO ORDER AND ROLL CALL

1. INTRODUCTIONS
2. CITIZEN COMMUNICATIONS
3. CONSIDERATION OF THE MINUTES FOR FEB. 23, 2012
4. ORDINANCES – FIRST READING
 - 4.1 **Ordinance No. 12-1272**, For the Purpose of Amending Metro Code Chapter 5.01 to Repeal Provisions Related to Transfer Station Areas.
 - 4.2 **Ordinance No. 12-1273**, For the Purpose of Amending the FY 2011-12 Budget and Appropriations Schedule, Recognizing New Grants, Donations and Other Contributions and Amending the FY 2011-12 through FY 2015-16 Capital Improvement Plan.
5. RESOLUTIONS
 - 5.1 **Resolution No. 12-4332**, For the Purpose of Approving the 2012-2015 Metropolitan Transportation Improvement Program for the Portland Metropolitan Area. **Collette**
 - 5.2 **Resolution No. 12-4333**, For the Purpose of Approving the Air Quality Conformity Determination for the 2012-2015 Metropolitan Transportation Improvement Program. **Collette**
 - 5.3 **Resolution No. 12-4334**, For the Purpose of Authorizing General Obligation Bonds and Refunding General Obligation Bonds. **Hosticka**
6. CHIEF OPERATING OFFICER COMMUNICATION
7. COUNCILOR COMMUNICATION

ADJOURN

Television schedule for March 15, 2012 Metro Council meeting

| | |
|---|---|
| <p>Clackamas, Multnomah and Washington counties, and Vancouver, WA Channel 30 – Community Access Network <i>Web site:</i> www.tvctv.org <i>Ph:</i> 503-629-8534 <i>Date:</i> Thursday, March 15</p> | <p>Portland Channel 30 – Portland Community Media <i>Web site:</i> www.pcmtv.org <i>Ph:</i> 503-288-1515 <i>Date:</i> Sunday, March 18, 7:30 p.m. <i>Date:</i> Monday, March 19, 9 a.m.</p> |
| <p>Gresham Channel 30 - MCTV <i>Web site:</i> www.metroeast.org <i>Ph:</i> 503-491-7636 <i>Date:</i> Monday, March 19, 2 p.m.</p> | <p>Washington County Channel 30– TVC TV <i>Web site:</i> www.tvctv.org <i>Ph:</i> 503-629-8534 <i>Date:</i> Saturday, March 17, 11 p.m. <i>Date:</i> Sunday, March 18, 11 p.m. <i>Date:</i> Tuesday, March 20, 6 a.m. <i>Date:</i> Wednesday, March 21, 4 p.m.</p> |
| <p>Oregon City, Gladstone Channel 28 – Willamette Falls Television <i>Web site:</i> http://www.wftvmedia.org/ <i>Ph:</i> 503-650-0275 Call or visit web site for program times.</p> | <p>West Linn Channel 30 – Willamette Falls Television <i>Web site:</i> http://www.wftvmedia.org/ <i>Ph:</i> 503-650-0275 Call or visit web site for program times.</p> |

PLEASE NOTE: Show times are tentative and in some cases the entire meeting may not be shown due to length. Call or check your community access station web site to confirm program times.

Agenda items may not be considered in the exact order. For questions about the agenda, call the Metro Council Office at 503-797-1540. Public hearings are held on all ordinances second read. Documents for the record must be submitted to the Regional Engagement Coordinator to be included in the decision record. Documents can be submitted by e-mail, fax or mail or in person to the Regional Engagement Coordinator. For additional information about testifying before the Metro Council please go to the Metro web site www.oregonmetro.gov and click on public comment opportunities. For assistance per the American Disabilities Act (ADA), dial TDD 503-797-1804 or 503-797-1540 (Council Office).

Agenda Item No. 3.0

Consideration of the Minutes for Feb. 23, 2012

Metro Council Meeting
Thursday, March 15, 2012
Metro, Council Chamber



METRO COUNCIL MEETING

Meeting Summary

Feb. 23, 2012

Metro, Council Chamber

Councilors Present: Council President Tom Hughes and Councilors Barbara Roberts, Carl Hosticka, Kathryn Harrington, Shirley Craddick, and Carlotta Collette

Councilors Excused: Councilor Rex Burkholder

Council President Tom Hughes convened the regular council meeting at 2:04 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

There were none.

3. SOLVE PRESENTATION

Ms. Melisa McDonald, Ms. Nancy Willmes, Ms. Rachael Pecore, and Mr. Steve Kennett provided a presentation on SOLVE, an action-oriented non-profit that provides annual resources to Oregon counties focused on cleanup, native planting, invasive plant removal and environmental maintenance projects. The presentation included information on the organization's SOLV IT, SOLV Beach and Riverside Cleanup, and Team up for Watershed Health programs. Presenters overviewed the background and mission, 2011 highlights and achievements, public involvement, and Metro contributions (e.g. staff or funding) for each of the three programs. Additional information presented included relocation of the non-profit's headquarters and updated organization name (SOLV to SOLVE).

Council discussion included the non-profit's leadership, reputation as a collaborator, and its high credibility around the region. Councilors highlighted SOLVE's ability to mobilize communities and establish partnerships. Councilors asked how contributing organizations, like Metro, are recognized for their funding contributions. Presenters highlighted multiple means for recognizing contributing organizations, both online such as social media, Opt in, or the new to-be-launched web site; and in person at volunteer trainings or onsite signage.

4. METRO SOUTH HAZARDOUS WASTE REUSE TEAM: GIVING BACK TO THE COMMUNITY

Mr. Enrique Vargas and Mr. Don Stephens of Metro provided a presentation on Metro South transfer station's reuse program. The program began in 1992 at both Metro Central and Metro South transfer stations. Hazardous waste technicians sort material received at the transfer stations – everything from household cleaners to plant food –and redistribute the products to local community groups around the region. In 2011, the reuse program diverted nearly 156,000 pounds of material for a total cost savings of approximately \$122,700. Mr. Vargas and Mr. Stephens' presentation provided examples of materials reused and donated to local organizations and

businesses including household, gardening, art, printing, automotive, and health and safety supplies. Examples of local benefactors include Habitat for Humanity's ReStore, Dignity Village, and local high schools and colleges.

Councilors emphasized the large community benefit provided and requested that staff write a newsfeed article about the program.

5. CONSIDERATION OF THE MINUTES FOR FEB. 16, 2012

| | |
|---------|--|
| Motion: | Councilor Shirley Craddick moved to adopt the council minutes for Feb. 16, 2012. |
|---------|--|

| | |
|-------|---|
| Vote: | Council President Hughes, and Councilors Roberts, Hosticka, Collette, Craddick and Harrington voted in support of the motion. The vote was 6 ayes, the motion passed. |
|-------|---|

6. CHIEF OPERATING OFFICER COMMUNICATION

Ms. Martha Bennett provided updates on the recent Westside Economic Alliance (WEA) and NAIOP meetings.

7. COUNCILOR COMMUNICATION

Councilors provided updates on recent meetings including the Metro Policy Advisory Committee, WEA breakfast, Congressman Merkley's town hall, East Portland Action Plan meeting, and Michelle Reives' tour of North Mississippi street for Lake Oswego business leaders. Highlighted upcoming meetings included the Feb. 23 Tualatin River launch study open house, Feb. 23 Clackamas Cities Association meeting, and Feb. 23 meeting to discuss art for the Sellwood Bridge.

8. ADJOURN

There being no further business, Council President Hughes adjourned the regular meeting at 3 p.m. The Council will reconvene the next regular council meeting on Thursday, March 15 at 2 p.m. at the Metro Council Chamber.

9. EXECUTIVE SESSION HELD PURSUANT WITH ORS 192.660(2)(i) TO REVIEW AND EVALUATE THE EMPLOYMENT-RELATED PERFORMANCE OF THE CHIEF EXECUTIVE OFFICER OF ANY PUBLIC BODY, A PUBLIC OFFICER, EMPLOYEE OR STAFF MEMBER WHO DOES NOT REQUEST AN OPEN HEARING.

Council reconvened in an executive session held pursuant with ORS 192.660(2)(i).



Kelsey Newell, Regional Engagement Coordinator

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF FEB. 23, 2012

| Item | Topic | Doc. Date | Document Description | Doc. Number |
|-------------|--------------|------------------|---|--------------------|
| 3. | Handout | 2/23/12 | SOLVE Metro Council Presentation – Team up for Watershed Health Program | 22312c-01 |
| 3. | Mailer | N/A | SOLV IT flyer | 22312c-02 |
| 3. | Flyer | N/A | SOLV Beach & Riverside Cleanup | 22312c-03 |
| 4. | PowerPoint | 2/23/12 | Metro South Hazardous Waste Reuse Team: Giving Back to the Community | 22312c-04 |
| 5. | Minutes | 2/16/12 | Council minutes for Feb. 16, 2012 | 22312c-05 |

Agenda Item No. 4.1

Ordinance No. 12-1272, For the Purpose of Amending Metro
Code Chapter 5.01 to Repeal Provisions Related to Transfer
Station Areas.

Ordinances – First Read

Metro Council Meeting
Thursday, March 15, 2012
Metro, Council Chamber

BEFORE THE METRO COUNCIL

| | | |
|-----------------------------------|---|---|
| FOR THE PURPOSE OF AMENDING METRO |) | ORDINANCE NO. 12-1272 |
| CODE CHAPTER 5.01 TO REPEAL |) | |
| PROVISIONS RELATED TO TRANSFER |) | Introduced by Martha J. Bennett, Chief |
| STATION SERVICE AREAS |) | Operating Officer with the concurrence of |
| |) | Tom Hughes, Council President |

WHEREAS, on October 25, 2001, the Council adopted Ordinance No. 01-916C, for the purpose of amending Metro Code Chapter 5.01 related to local transfer stations, and revising existing local transfer station franchises to be consistent with the Code amendments, which established a framework based on a geographical service area concept as the way to calculate putrescible waste tonnage caps for local transfer stations; and

WHEREAS, the Metro Council establishes the limits on inbound putrescible waste tonnage when approving an application for a local transfer station; and

WHEREAS, when establishing franchise tonnage limits, the Metro Council does not rely on the code provisions for transfer station service areas and instead has established uniform tonnage limits based on balancing several factors including available disposal tonnage and impacts to ratepayers; and

WHEREAS, the Solid Waste Roadmap project identified the need to conduct a transfer station study that will evaluate alternatives and make recommendations to Council regarding the best approach for allocating wet waste and Metro regulatory oversight at all private transfer stations; and

WHEREAS, the Chief Operating Officer proposes these amendments to Metro Code Chapter 5.01 to align the code provisions with policy; and

WHEREAS, the Metro Council finds that the amendments to Metro Code Chapter 5.01 furthers the goals of the agency; now therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. Metro Code Subsection 5.01.010(ss) is repealed in the form attached hereto as Exhibit A, and the remaining subsections of Section 5.01.010 shall be renumbered accordingly.
2. Metro Code Subsection 5.01.010(x) and 5.01.010(nn) are amended in the form attached hereto as Exhibit B and all other Subsections of Metro Code Section 5.01.010 shall remain unchanged.
3. Metro Code Section 5.01.125 is amended in the form attached hereto as Exhibit C.
4. Metro Code Section 5.01.131 is repealed in the form attached hereto as Exhibit D.
5. Metro Code Section 5.01.132 is amended in the form attached hereto as Exhibit E and all other Subsections of Metro Code Section 5.01.132 shall remain unchanged.

ADOPTED by the Metro Council this [insert date] day of [insert month] 2012.

Tom Hughes, Council President

Attest:

Approved as to Form:

Kelsey Newell, Recorder

Alison Kean Campbell, Metro Attorney

BM:bjj
S:\REM\metzlerb\Transfer Station Service Area 2012\Ordinance\Ord No 12-1272.docx

Exhibit A to Ordinance No. 12-1272

METRO CODE – TITLE V SOLID WASTE
CHAPTER 5.01 SOLID WASTE FACILITY REGULATION
Section 5.01.010. Definitions

~~(ss) "Service Area" means the geographic locale around a solid waste facility that is defined by the characteristic that every point within such area is closer in distance to the solid waste facility contained in such area than to any other solid waste facility or disposal site. As used in this definition, "distance" shall be measured over improved roads in public rights of way.~~

Exhibit B to Ordinance No. 12-1272

METRO CODE – TITLE V SOLID WASTE
CHAPTER 5.01 SOLID WASTE FACILITY REGULATION
Section 5.01.010. Definitions

(x) "Local Transfer Station" means a Transfer Station that is subject to limits on the quantity of inbound tonnage as established by the Metro Council serves the demand for disposal of Putrescible Waste that is generated within a single Service Area, and may provide fewer disposal services than are provided by a Regional Transfer Station.

(nn) "Regional Transfer Station" means a Transfer Station that may serve the disposal needs of more than one Service Area and is required to accept solid waste from any person who delivers authorized solid waste to the Regional Transfer Station.

Exhibit C to Ordinance No. 12-1272

METRO CODE – TITLE V SOLID WASTE
CHAPTER 5.01 SOLID WASTE FACILITY REGULATION
Section 5.01.125 Obligations and Limits for Selected Types of Activities

5.01.125 Obligations and Limits for Selected Types of Activities

(a) A holder of a License or Franchise for a Material Recovery facility or Transfer Station issued after July 1, 2000, shall perform Material Recovery from Non-Putrescible Waste accepted at the facility as specified in this section or as otherwise specified in its license or franchise, or shall deliver such Non-Putrescible Waste to a Solid Waste facility authorized by Metro to recover useful materials from Solid Waste.

(b) A licensee or franchisee subject to subsection (a) of this section shall recover at least 25% by weight of Non-Putrescible waste accepted at the facility and waste delivered by public customers. For the purposes of calculating the amount of recovery required by this subsection, recovered waste shall exclude both waste from industrial processes and ash, inert rock, concrete, concrete block, foundry brick, asphalt, dirt, and sand. Failure to maintain the minimum recovery rate specified in this section shall constitute a violation enforceable under Metro Code Sections 5.01.180 and 5.01.200. After December 31, 2008, the requirements of this subsection will not be applicable to licensees or franchisees unless Metro Council determines that this standard should be reinstated to replace the processing residual standard established in 5.01.125(c).

(c) Effective January 1, 2009, a licensee or franchisee subject to subsection (a) of this section shall:

- (1) Process non-putrescible waste accepted at the facility and delivered in drop boxes and self-tipping trucks to recover cardboard, wood, and metals, including aluminum. Processing residual from such a facility shall not contain more than 15 percent, by total combined weight, of cardboard or wood pieces of greater than 12 inches in size in any dimension and metal pieces greater than eight inches in size in any dimension.
- (2) Take quarterly samples of processing residual that are statistically valid and representative of the facility's residual (not less than a 300-pound sample) and provide results of such sampling to Metro in the monthly report due the month following the end of that quarter.
- (3) Based on observation, audits, inspections and reports, Metro inspectors shall conduct or require additional

analysis of waste residual at the facility in accordance with Section 5.01.135(c). Failure to maintain the recovery level specified in subsection (c)(1) of this section shall constitute a violation enforceable under Metro Code. The first two violations of this subsection by a single licensee or franchisee shall not result in the imposition of a civil penalty.

- (4) Failure to meet the reporting requirements in subsection (c)(2) of this section shall constitute a violation enforceable under Metro Code after June 30, 2009.
- (d) A holder of a Franchise for a Local Transfer Station:
 - (1) Shall accept Putrescible Waste originating within the Metro boundary only from persons who are franchised or permitted by a local government unit to collect and haul Putrescible Waste.
 - (2) Shall not accept hazardous waste.
 - (3) Shall be limited in accepting Putrescible Waste during any fiscal year to an amount of Putrescible Waste as established by the Metro Council in approving the Local Transfer Station Franchise application~~equal to the demand for disposal of Putrescible Waste generated within a Service Area as specified in accordance with this chapter.~~
 - (4) The Chief Operating Officer may authorize an increase in a tonnage authorization established pursuant to subsection 5.01.125(d)(3) of this chapter upon the Chief Operating Officer's finding that growth or other conditions affecting demand for disposal of Putrescible Waste cannot be served by said tonnage authorization. Any such increase in tonnage authorized pursuant to this subsection shall be limited to a maximum of five percent (5%) of any tonnage authorization or disposal limit approved by the Council, and shall be valid for a period not exceeding 24 months~~Shall accept Solid Waste from any Waste Hauler who operates to serve a substantial portion of the demand for disposal of Solid Waste within the Service Area of the Local Transfer Station.~~

(e) A holder of a Franchise for a Regional Transfer Station, in accordance with its franchise:

- (1) Shall accept authorized Solid Waste originating within the Metro boundary from any person who delivers authorized waste to the facility, on the days and at

the times established by Metro in approving the Franchise application.

- (2) Shall provide an area for collecting Household Hazardous Waste from residential generators at the Franchised Solid Waste Facility, or at another location more convenient to the population being served by the franchised Solid Waste Facility, on the days and at the times established by Metro in approving the Franchise application.
- (3) Shall provide an area for collecting source-separated recyclable materials without charge at the Franchised Solid Waste Facility, or at another location more convenient to the population being served by the franchised Solid Waste Facility, on the days and at the times established by Metro in approving the Franchise application.

(f) A holder of a license for a reload facility shall deliver all non-putrescible waste received at the facility to a solid waste facility authorized by Metro to recover useful materials from solid waste.

(g) A holder of a license or franchise for a solid waste facility shall not crush, grind or otherwise reduce the size of non-putrescible waste except when such size reduction constitutes a specific step in the facility's material recovery operations, reload operations, or processing residual consolidation or loading operations, and such size reduction is described and approved by Metro in an operating plan.

Exhibit D to Ordinance No. 12-1272

**METRO CODE – TITLE V SOLID WASTE
CHAPTER 5.01 SOLID WASTE FACILITY REGULATION**

~~Section 5.01.131 — Designation and Review of Service Areas and of Demand~~

~~(a) The Chief Operating Officer shall designate Service Areas and shall calculate demand for disposal of Putrescible Waste generated within each Service Area. Demand shall be determined by calculating the approximate tonnage of putrescible waste for each service area.~~

~~(b) By March 15 of each even numbered year, the Chief Operating Officer shall provide a written report to the Metro Council that includes:~~

- ~~(1) A quantitative review of the demand for disposal of Putrescible Waste within all Service Areas;~~
- ~~(2) A review of the performance of the obligations and limits authorized pursuant to Section 5.01.125(c) of this chapter in achieving the policies stated by Council in adopting this chapter; and~~
- ~~(3) A recommendation on any revisions of Service Area boundaries, change in the need for disposal capacity within any Service Area, or changes of obligations or limits imposed on any Local Transfer Station.~~
- ~~(4) The Chief Operating Officer shall consider the relationship between demand and disposal capacity located within each Service Area to insure that all Service Areas are treated equally and equitably concerning the availability of disposal capacity to meet the calculated demand.~~

~~(c) Notwithstanding subsection (b), the Chief Operating Officer may authorize an increase in a tonnage authorization established pursuant to subsection 5.01.125(c)(3) of this chapter upon the Chief Operating Officer's finding that growth or other conditions affecting demand for disposal of Putrescible Waste within the Service Area cannot be served by said tonnage authorization. Any such increase in tonnage authorized pursuant to this subsection shall be limited to a maximum of five percent (5%) of any tonnage authorization or disposal limit approved by the Council, and shall be valid for a period not exceeding 24 months.~~

Exhibit E to Ordinance No. 12-1272

METRO CODE – TITLE V SOLID WASTE
CHAPTER 5.01 SOLID WASTE FACILITY REGULATION
Section 5.01.132 Adoption & Amendment of Administrative Procedures and Performance Standards

5.01.132 Adoption & Amendment of Administrative Procedures and Performance Standards

(a) The Chief Operating Officer may issue administrative procedures and performance standards governing the obligations of Licensees and Franchisees under this chapter, including but not limited to procedures and performance standards for nuisance control, public notification of facility operations, management of unacceptable wastes, facility record keeping and reporting, yard debris composting operations, non-putrescible waste material recovery, non-putrescible waste reloading, transportation of Putrescible Waste, ~~and designation and review of Service Areas and demand pursuant to Section 5.01.131 of this chapter.~~

(b) The Chief Operating Officer may issue administrative procedures and performance standards to implement all provisions of this chapter.

(c) The Chief Operating Officer shall substantially amend the administrative procedures and performance standards issued under subsections (a) or (b) of this section only after providing public notice and the opportunity to comment on the proposed amendment.

(d) The Chief Operating Officer may hold a public hearing on any proposed new administrative procedure and performance standard or on any proposed amendment to any administrative procedure and performance standard, if the Chief Operating Officer determines that there is sufficient public interest in any such proposal.

STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO. 12-1272, FOR THE PURPOSE OF AMENDING METRO CODE CHAPTER 5.01 TO REPEAL PROVISIONS RELATED TO TRANSFER STATION SERVICE AREAS

Date: February 1, 2012

Prepared by: Bill Metzler 503-797-1666
Roy Brower 503-797-1657

The proposed Ordinance will repeal certain provisions in Metro Code Chapter 5.01 related to transfer station service areas. Council will continue to establish wet waste tonnage caps for local transfer stations when approving franchise applications as reflected in both Exhibit B and C to Ordinance No. 12-1272. In addition, the Solid Waste Roadmap project will continue to lead a process for Council to consider options for transfer stations.

BACKGROUND

The putrescible (“wet”) waste disposal system currently consists of two classes of transfer facilities under Metro code: (1) large-scale *regional* transfer stations, of which only one is privately-owned (the other two are the Metro stations); and (2) limited-scale *local* transfer stations, of which there are currently three, all privately-owned. Both classes of privately-owned transfer stations are authorized and regulated by Metro through franchises that are approved by the Council.

One of Metro’s methods for regulating local transfer stations has been to limit tonnage that can be accepted at a local transfer station by establishing a volume cap on wet waste (“tonnage cap”). Tonnage caps have been an effective tool for balancing the benefits of travel time reductions for haulers, the investment in the public transfer stations (Metro’s fiscal and contractual integrity) and the public interest in maintaining reasonable prices for disposal services. Tonnage caps, Metro’s market share, and disposal fees at the public transfer stations have helped to establish a fairly consistent disposal fee across the region at all transfer stations.

In practice, tonnage caps for local transfer stations have been established during the franchise approval process by Council’s consideration of relevant factors at the time. Metro has been able to set tonnage caps that are functional in practice, help minimize vehicle miles travelled, and help foster competition, without directly regulating rates or setting rates at facilities. Limiting the tonnage at each facility serves as a proxy for rate regulation.

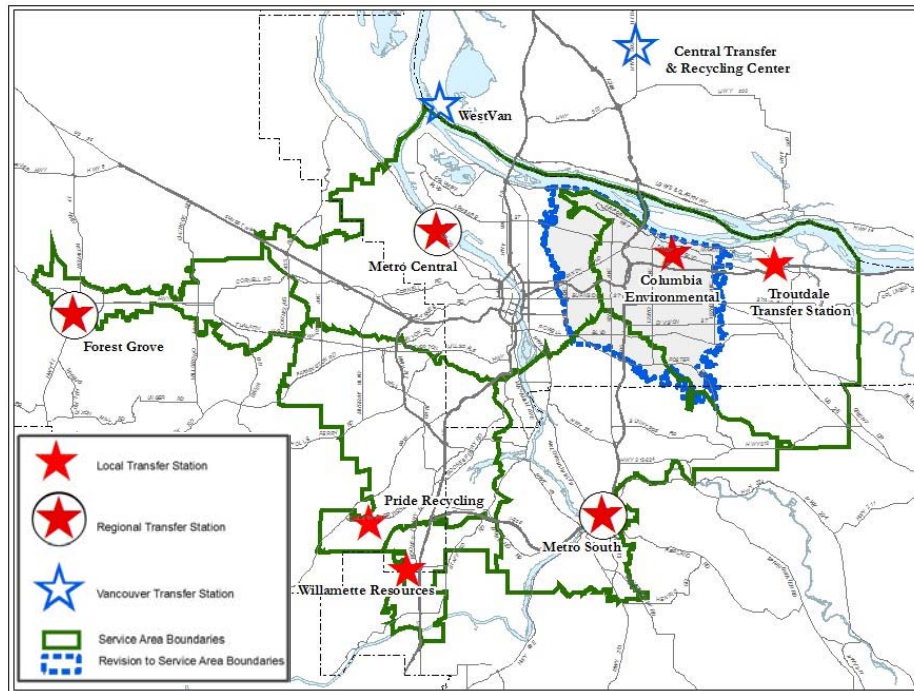
Service Area Model Considered but Not Implemented

In 2001, the Council adopted Ordinance No. 01-916C to establish a new theoretical framework for calculating and establishing local transfer station tonnage caps based on a geographical service area concept. In 2002, service area boundaries were initially established for each local transfer station by (1) calculating the amount of wet waste available for disposal in each service area (“calculating demand”) and (2) limiting the wet waste tons that could be delivered to local transfer stations to the calculated demand within each service area.

It became apparent immediately that implementation of the service area model would disrupt the system already in place, particularly at three local transfer stations which were already operating with established tonnage caps: Pride Recycling located in Sherwood; Troutdale Transfer Station located in Troutdale; and Willamette Resources, Inc. (WRI) located in Wilsonville. The service area model calculations would

substantially alter tonnage caps for all three local transfer stations. In September 2005 the service area boundaries were redrawn as shown in Figure A when Columbia Environmental was approved as a potentially new transfer station. This reduced the model service areas adjacent to existing transfer stations (Metro Central and South, and Troutdale). Any addition or deletion of transfer stations would similarly shift tonnage among facilities.

Figure A -Transfer Station Service Area Map



Findings

The theoretical tonnage shift in 2002 and the subsequent addition of Columbia Environmental, even though it was never constructed, illustrated how the service areas could be disrupted whenever new facilities came on line or were retired. Rather than encouraging competition and improving service, the service area model would have the opposite effect by destabilizing existing facilities which were operating efficiently. Several past Transfer Station Service Area reports have pointed out that the service area code provisions for setting tonnage caps were impractical for an established system and could work against the public interest. Instead, each local transfer station currently has a uniform cap (currently 70,000 tons per year) and is based on balancing several factors including the system-wide available disposal tonnage and impacts to ratepayers. For this reason, we recommend that the Metro Code provisions related to service areas including preparation of the every-other-year report be repealed. This eliminates confusion about how the Council reaches its approvals and also eliminates unnecessary staff work that does not contribute to the Council's consideration of transfer station applications.

Looking forward

Since the transfer station franchises were last renewed in 2008, the total amount of solid waste generated and disposed in the Metro region has declined due to the economic recession, and the greening of the construction industry. For instance, when comparing the total annual disposal tons for the year 2007 and the year 2010, there was an overall decline of about nine percent (9%) in the total annual disposal tons from the Metro region. This contraction has continued through 2011. It is unlikely that regional disposal

tonnage will rebound significantly enough to trigger an increase in the existing caps for local transfer stations in the near term. Nevertheless, staff recommends that a specific code provision to allow up to a five percent (5%) increase in a tonnage cap based on growth or other conditions be retained and moved to another section of the code as reflected in Exhibit C to Ordinance No. 12-1272.

In 2011, the Solid Waste Roadmap project identified the need to conduct a transfer station study that will look at the decades ahead to evaluate a range of alternatives and make recommendations to Council regarding the best approach for allocating wet waste, establishing tonnage caps and exercising regulatory oversight at all private transfer stations in the future. The study is to be concluded in time for consideration of transfer station franchise renewals in 2013.

This staff report recommends that the code provisions for transfer station service areas be repealed, including the requirement to produce a transfer station service area report every other year. Further, due to the decline in disposal tonnage since 2008, staff recommends that the existing tonnage caps for all local transfer stations remain unchanged at 70,000 tons per year for the current franchise period through 2013, pending completion of the Solid Waste Roadmap's transfer station study.

ANALYSIS/INFORMATION

- 1. Known Opposition.** There is no known opposition.
- 2. Legal Antecedents.** Metro Ordinance No. 01-916C, adopted on October 25, 2001, Metro Code Chapter 5.01.
- 3. Anticipated Effects.** Adoption of Ordinance No. 12-1272 will repeal or amend specific sections of the Metro Code Chapter 5.01 provisions related to transfer station service areas.
- 4. Budget Impacts.** There are no negative budget impacts associated with implementation of the proposed legislation.

RECOMMENDED ACTION

The Chief Operating Officer recommends adoption of Ordinance No.12-1272.

BM:bjl
S:\REM\metzlerb\Transfer Station Service Area 2012\Staff Report\Staff Report Ord No 12-1272.docx

Agenda Item No. 4.2

Ordinance No. 12-1273, For the Purpose of Amending the FY 2011-12 Budget and Appropriations Schedule, Recognizing New Grants, Donations and Other Contributions and Amending the FY 2011-12 through FY 2015-16 Capital Improvement Plan.

Ordinances – First Read

Metro Council Meeting
Thursday, March 15, 2012
Metro, Council Chamber

BEFORE THE METRO COUNCIL

AMENDING THE FY 2011-12 BUDGET AND) ORDINANCE NO. 12-1273
APPROPRIATIONS SCHEDULE, RECOGNIZING)
NEW GRANTS, DONATIONS AND OTHER) Introduced by Martha Bennett, Chief
CONTRIBUTIONS AND AMENDING THE FY) Operating Officer, with the concurrence of
2011-12 THROUGH FY 2015-16 CAPITAL) Council President Tom Hughes
IMPROVEMENT PLAN)

WHEREAS, the Metro Council has reviewed and considered the need to increase appropriations within the FY 2011-12 Budget; and

WHEREAS, the need for the increase 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 2011-12 Budget and Schedule of Appropriations are hereby amended as shown in the column entitled "Revision" of Exhibits A and B to this Ordinance for the purpose of recognizing new grants, contributions and donations, and transferring appropriations to provide for a change in operations.
- 2. That the FY 2011-12 through FY 2015-16 Capital Improvement Plan is hereby amended accordingly.
- 3. 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 _____ 2012.

Tom Hughes, Council President

Attest:

Approved as to Form:

Kelsey Newell, Recording Secretary

Alison Kean Campbell, Metro Attorney

Exhibit A
Ordinance No. 12-1273

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|-----------------------------------|--|----------------|-------------------|----------|----------|----------------|-------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| General Fund | | | | | | | |
| Total Resources | | | | | | | |
| <u>Resources</u> | | | | | | | |
| <i>BEGBAL</i> | <i>Beginning Fund Balance</i> | | | | | | |
| 3500 | Beginning Fund Balance | | | | | | |
| | * Undesignated | | 7,392,000 | | 0 | | 7,392,000 |
| | * Prior period adjustment: TOD | | 3,290,434 | | 0 | | 3,290,434 |
| | * Project Carryover | | 842,458 | | 0 | | 842,458 |
| | * Recovery Rate Stabilization Reserve | | 500,000 | | 0 | | 500,000 |
| | * Reserved for Local Gov't Grants (CET) | | 3,173,715 | | 0 | | 3,173,715 |
| | * Reserve for Future Debt Service | | 2,588,707 | | 0 | | 2,588,707 |
| | * Reserved for Community Investment Initiativ | | 1,838,699 | | 0 | | 1,838,699 |
| | * Reserved for Future Planning Needs | | 318,662 | | 0 | | 318,662 |
| | * Reserved for Future Election Costs | | 133,411 | | 0 | | 133,411 |
| | * Reserved for Nature in Neighborhood Grants | | 298,561 | | 0 | | 298,561 |
| | * Reserved for Active Transportation Partnersh | | 84,843 | | 0 | | 84,843 |
| | * Reserve for Future Natural Areas Operations | | 504,460 | | 0 | | 504,460 |
| | * Prior year PERS Reserve | | 4,653,605 | | 0 | | 4,653,605 |
| | <i>Subtotal Beginning Fund Balance</i> | | <i>25,619,555</i> | | <i>0</i> | | <i>25,619,555</i> |
| <u>General Revenues</u> | | | | | | | |
| <i>EXCISE</i> | <i>Excise Tax</i> | | | | | | |
| 4050 | Excise Taxes | | 15,100,765 | | 0 | | 15,100,765 |
| 4055 | Construction Excise Tax | | 1,605,000 | | 0 | | 1,605,000 |
| <i>RPTAX</i> | <i>Real Property Taxes</i> | | | | | | |
| 4010 | Real Property Taxes-Current Yr | | 11,424,309 | | 0 | | 11,424,309 |
| 4015 | Real Property Taxes-Prior Yrs | | 343,000 | | 0 | | 343,000 |
| <i>INTRST</i> | <i>Interest Earnings</i> | | | | | | |
| 4700 | Interest on Investments | | 107,000 | | 0 | | 107,000 |
| | <i>Subtotal General Revenues</i> | | <i>28,580,074</i> | | <i>0</i> | | <i>28,580,074</i> |
| <u>Department Revenues</u> | | | | | | | |
| <i>GRANTS</i> | <i>Grants</i> | | | | | | |
| 4100 | Federal Grants - Direct | | 3,920,144 | | 0 | | 3,920,144 |
| 4105 | Federal Grants - Indirect | | 7,256,984 | | 0 | | 7,256,984 |
| 4110 | State Grants - Direct | | 736,970 | | 0 | | 736,970 |
| 4120 | Local Grants - Direct | | 258,098 | | 0 | | 258,098 |
| <i>LGSHRE</i> | <i>Local Gov't Share Revenues</i> | | | | | | |
| 4135 | Marine Board Fuel Tax | | 90,246 | | 0 | | 90,246 |
| 4139 | Other Local Govt Shared Rev. | | 463,398 | | 0 | | 463,398 |
| <i>GVCNTB</i> | <i>Contributions from Governments</i> | | | | | | |
| 4145 | Government Contributions | | 3,024,060 | | 0 | | 3,024,060 |
| 4150 | Contractor's Business License | | 386,000 | | 0 | | 386,000 |
| <i>CHGSVC</i> | <i>Charges for Service</i> | | | | | | |
| 4165 | Boat Launch Fees | | 156,432 | | 0 | | 156,432 |
| 4180 | Contract & Professional Service | | 803,047 | | 13,625 | | 816,672 |
| 4230 | Product Sales | | 139,968 | | 0 | | 139,968 |
| 4280 | Grave Openings | | 177,450 | | 0 | | 177,450 |
| 4285 | Grave Sales | | 165,876 | | 0 | | 165,876 |
| 4500 | Admission Fees | | 6,210,278 | | 0 | | 6,210,278 |
| 4501 | Conservation Surcharge | | 144,000 | | 0 | | 144,000 |
| 4502 | Admission Fees - Memberships | | 1,184,000 | | 0 | | 1,184,000 |
| 4503 | Admission Fees - Special Concerts | | 1,254,000 | | 0 | | 1,254,000 |

Exhibit A
Ordinance No. 12-1273

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|------------------------|---|----------------|----------------------|----------|-----------------|----------------|----------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| General Fund | | | | | | | |
| Total Resources | | | | | | | |
| 4510 | Rentals | | 716,126 | | 0 | | 716,126 |
| 4550 | Food Service Revenue | | 5,381,070 | | 0 | | 5,381,070 |
| 4560 | Retail Sales | | 2,258,304 | | 0 | | 2,258,304 |
| 4580 | Utility Services | | 2,028 | | 0 | | 2,028 |
| 4610 | Contract Revenue | | 914,793 | | 0 | | 914,793 |
| 4620 | Parking Fees | | 924,000 | | 0 | | 924,000 |
| 4630 | Tuition and Lectures | | 1,208,887 | | 0 | | 1,208,887 |
| 4635 | Exhibit Shows | | 702,500 | | 0 | | 702,500 |
| 4640 | Railroad Rides | | 960,000 | | 0 | | 960,000 |
| 4645 | Reimbursed Services | | 224,000 | | 0 | | 224,000 |
| 4650 | Miscellaneous Charges for Service | | 14,867 | | 0 | | 14,867 |
| 4760 | Sponsorships | | 60,140 | | 0 | | 60,140 |
| <i>DONAT</i> | <i>Contributions from Private Sources</i> | | | | | | |
| 4750 | Donations and Bequests | | 1,065,100 | | 0 | | 1,065,100 |
| <i>MISCRV</i> | <i>Miscellaneous Revenue</i> | | | | | | |
| 4170 | Fines and Forfeits | | 25,000 | | 0 | | 25,000 |
| 4890 | Miscellaneous Revenue | | 113,689 | | 0 | | 113,689 |
| <i>EQTREV</i> | <i>Fund Equity Transfers</i> | | | | | | |
| 4970 | Transfer of Resources | | | | | | |
| | * from MERC Operating Fund | | 1,958,805 | | (7,656) | | 1,951,149 |
| | * from MERC Pooled Capital Fund | | 25,000 | | 1,205 | | 26,205 |
| | * from Natural Areas Fund | | 47,000 | | 6,783 | | 53,783 |
| | * from Risk Management Fund | | 657,347 | | 250 | | 657,597 |
| | * from Solid Waste Revenue Fund | | 1,112,000 | | 11,239 | | 1,123,239 |
| <i>INDTRV</i> | <i>Interfund Reimbursements</i> | | | | | | |
| 4975 | Transfer for Indirect Costs | | | | | | |
| | * from MERC Operating Fund | | 2,164,856 | | 0 | | 2,164,856 |
| | * from Zoo Bond Fund | | 148,940 | | 0 | | 148,940 |
| | * from Natural Areas Fund | | 1,241,830 | | 0 | | 1,241,830 |
| | * from Solid Waste Revenue Fund | | 4,085,082 | | 0 | | 4,085,082 |
| <i>INTSRV</i> | <i>Internal Service Transfers</i> | | | | | | |
| 4980 | Transfer for Direct Costs | | | | | | |
| | * from Zoo Bond Fund | | 188,236 | | 0 | | 188,236 |
| | * from MERC Operating Fund | | 77,884 | | 27,770 | | 105,654 |
| | * from Natural Areas Fund | | 477,107 | | 0 | | 477,107 |
| | * from Smith & Bybee Lakes Fund | | 112,251 | | 0 | | 112,251 |
| | * from Solid Waste Revenue Fund | | 2,048,786 | | 27,770 | | 2,076,556 |
| | <i>Subtotal Department Revenues</i> | | <i>55,286,579</i> | | <i>80,986</i> | | <i>55,367,565</i> |
| TOTAL RESOURCES | | | \$109,486,208 | | \$80,986 | | \$109,567,194 |

**Exhibit A
Ordinance No. 12-1273**

| ACCT | DESCRIPTION | Current | | Revision | | Amended | |
|---------------------------------------|---|--------------|--------------------|-------------|-----------------|--------------|--------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| General Fund | | | | | | | |
| Communications | | | | | | | |
| <i>Personal Services</i> | | | | | | | |
| <i>SALWGE Salaries & Wages</i> | | | | | | | |
| 5010 | Reg Employees-Full Time-Exempt | | | | | | |
| | Administrative Specialist IV | 1.00 | 57,953 | - | 0 | 1.00 | 57,953 |
| | Associate Public Affairs Specialist | 5.00 | 302,168 | - | 9,400 | 5.00 | 311,568 |
| | Associate Visual Communications Designe | 1.00 | 60,837 | - | 0 | 1.00 | 60,837 |
| | Director | 1.00 | 132,300 | - | 0 | 1.00 | 132,300 |
| | Manager II | 3.00 | 277,195 | - | 0 | 3.00 | 277,195 |
| | Program Supervisor II | 1.00 | 81,624 | - | 0 | 1.00 | 81,624 |
| | Senior Management Analyst | 1.00 | 60,836 | - | 0 | 1.00 | 60,836 |
| | Senior Public Affairs Specialist | 8.00 | 589,280 | - | 0 | 8.00 | 589,280 |
| | Senior Visual Communications Designer | 1.00 | 61,129 | - | 0 | 1.00 | 61,129 |
| 5089 | Salary Adjustments | | | | | | |
| | Merit/COLA Adjustment (non-rep) | | 4,911 | | 0 | | 4,911 |
| | Step Increases (AFSCME) | | 11,816 | | 0 | | 11,816 |
| | COLA (represented employees) | | 10,743 | | 0 | | 10,743 |
| | Other Adjustments (AFSCME) | | 6,932 | | 0 | | 6,932 |
| <i>FRINGE Fringe Benefits</i> | | | | | | | |
| 5100 | Fringe Benefits | | | | | | |
| | Base Fringe (variable & fixed) | | 682,534 | | 4,225 | | 686,759 |
| Total Personal Services | | 22.00 | \$2,340,258 | 0.00 | \$13,625 | 22.00 | \$2,353,883 |
| Total Materials & Services | | | \$159,319 | | \$0 | | \$159,319 |
| Total Capital Outlay | | | \$0 | | \$0 | | \$0 |
| TOTAL REQUIREMENTS | | 22.00 | \$2,499,577 | 0.00 | \$13,625 | 22.00 | \$2,513,202 |

**Exhibit A
Ordinance No. 12-1273**

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|---------------------------------------|------------------------------------|----------------|--------------------|-------------|------------------|----------------|--------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| General Fund | | | | | | | |
| Council Office | | | | | | | |
| <i>Personal Services</i> | | | | | | | |
| SALWGE | Salaries & Wages | | | | | | |
| 5000 | Elected Official Salaries | | | | | | |
| | Council President | 1.00 | 114,468 | - | 0 | 1.00 | 114,468 |
| | Councilor | 6.00 | 228,936 | - | 0 | 6.00 | 228,936 |
| 5010 | Reg Employees-Full Time-Exempt | | | | | | |
| | Chief Operating Officer | 1.00 | 179,466 | - | 0 | 1.00 | 179,466 |
| | Council Policy Analyst | 4.00 | 219,364 | - | 0 | 4.00 | 219,364 |
| | Director | 1.00 | 123,771 | - | 0 | 1.00 | 123,771 |
| | Deputy Chief Operating Officer | 1.00 | 160,322 | - | 0 | 1.00 | 160,322 |
| | Policy Advisor I | 3.00 | 286,746 | - | 0 | 3.00 | 286,746 |
| | Policy Advisor II | 2.00 | 272,198 | 0.38 | 63,625 | 2.38 | 335,823 |
| | Program Analyst II | 4.00 | 218,881 | - | 0 | 4.00 | 218,881 |
| | Program Analyst IV | 1.00 | 68,294 | 1.00 | 72,812 | 2.00 | 141,106 |
| 5030 | Temporary Employees | | 137,300 | | 0 | | 137,300 |
| 5080 | Overtime | | 5,000 | | 0 | | 5,000 |
| 5089 | Salary Adjustments | | | | 0 | | 0 |
| | Elected Officials Adjustment | | 0 | | 0 | | 0 |
| | Merit/COLA Adjustment (non-rep) | | 15,290 | | 728 | | 16,018 |
| FRINGE | Fringe Benefits | | | | | | |
| 5100 | Fringe Benefits | | | | | | |
| | Base Fringe (variable & fixed) | | 790,882 | | 50,119 | | 841,001 |
| Total Personal Services | | 24.00 | \$2,820,918 | 1.38 | \$187,284 | 25.38 | \$3,008,202 |
| <i>Materials & Services</i> | | | | | | | |
| GOODS | Goods | | | | | | |
| | 5201 Office Supplies | | 121,808 | | 0 | | 121,808 |
| | 5205 Operating Supplies | | 2,663 | | 0 | | 2,663 |
| | 5210 Subscriptions and Dues | | 1,739 | | 0 | | 1,739 |
| SVCS | Services | | | | | | |
| | 5240 Contracted Professional Svcs | | 642,000 | | 17,151 | | 659,151 |
| | 5251 Utility Services | | 6,668 | | 0 | | 6,668 |
| | 5260 Maintenance & Repair Services | | 1,102 | | 0 | | 1,102 |
| | 5265 Rentals | | 856 | | 0 | | 856 |
| | 5280 Other Purchased Services | | 19,658 | | 0 | | 19,658 |
| OTHEXP | Other Expenditures | | | | | | |
| | 5450 Travel | | 39,975 | | 0 | | 39,975 |
| | 5455 Staff Development | | 11,662 | | 0 | | 11,662 |
| | 5470 Council Costs | | 21,000 | | 0 | | 21,000 |
| | 5490 Miscellaneous Expenditures | | 4,501 | | 0 | | 4,501 |
| Total Materials & Services | | | \$873,632 | | \$17,151 | | \$890,783 |
| TOTAL REQUIREMENTS | | 24.00 | \$3,694,550 | 1.38 | \$204,435 | 25.38 | \$3,898,985 |

**Exhibit A
Ordinance No. 12-1273**

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|---------------------------------------|-------------------------------------|----------------|--------------------|---------------|--------------------|----------------|--------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| General Fund | | | | | | | |
| Human Resources | | | | | | | |
| <i>Personal Services</i> | | | | | | | |
| SALWGE | <i>Salaries & Wages</i> | | | | | | |
| 5010 | Reg Employees-Full Time-Exempt | | | | | | |
| | Director | 1.00 | 138,155 | - | 0 | 1.00 | 138,155 |
| | Manager I | 1.00 | 81,691 | - | 0 | 1.00 | 81,691 |
| | Manager II | 1.00 | 88,144 | - | 0 | 1.00 | 88,144 |
| | Program Analyst I | 1.00 | 49,436 | - | 0 | 1.00 | 49,436 |
| | Program Analyst III | 3.00 | 193,988 | - | 0 | 3.00 | 193,988 |
| | Program Analyst IV | 3.00 | 218,105 | - | 0 | 3.00 | 218,105 |
| | Program Analyst V | 4.00 | 298,417 | (1.00) | (72,812) | 3.00 | 225,605 |
| 5015 | Reg Empl-Full Time-Non-Exempt | | | | | | |
| | Administrative Assistant III | 3.00 | 135,948 | - | 0 | 3.00 | 135,948 |
| | Payroll Specialist | 1.00 | 43,112 | - | 0 | 1.00 | 43,112 |
| | Payroll Technician II | 1.00 | 37,315 | - | 0 | 1.00 | 37,315 |
| 5080 | Overtime | | 1,000 | | 0 | | 1,000 |
| 5089 | Salary Adjustments | | | | 0 | | |
| | Merit/COLA Adjustment (non-rep) | | 12,039 | | (728) | | 11,311 |
| | Step Increases (AFSCME) | | 885 | | 0 | | 885 |
| | COLA (represented employees) | | 804 | | 0 | | 804 |
| | Other Adjustments (AFSCME) | | 770 | | 0 | | 770 |
| FRINGE | <i>Fringe Benefits</i> | | | | | | |
| 5100 | Fringe Benefits | | | | | | |
| | Base Fringe (variable & fixed) | | 580,887 | | (30,434) | | 550,453 |
| Total Personal Services | | 19.00 | \$1,880,696 | (1.00) | (\$103,974) | 18.00 | \$1,776,722 |
| <i>Materials & Services</i> | | | | | | | |
| GOODS | <i>Goods</i> | | | | | | |
| | 5201 Office Supplies | | 13,493 | | 0 | | 13,493 |
| | 5205 Operating Supplies | | 9,330 | | 0 | | 9,330 |
| | 5210 Subscriptions and Dues | | 10,018 | | 0 | | 10,018 |
| | 5215 Maintenance & Repairs Supplies | | 674 | | 0 | | 674 |
| SVCS | <i>Services</i> | | | | | | |
| | 5240 Contracted Professional Svcs | | 190,448 | | 0 | | 190,448 |
| | 5260 Maintenance & Repair Services | | 4,794 | | 0 | | 4,794 |
| | 5280 Other Purchased Services | | 81,860 | | 0 | | 81,860 |
| OTHEXP | <i>Other Expenditures</i> | | | | | | |
| | 5440 Program Purchases | | 92,151 | | (17,151) | | 75,000 |
| | 5450 Travel | | 7,691 | | 0 | | 7,691 |
| | 5455 Staff Development | | 13,776 | | 0 | | 13,776 |
| Total Materials & Services | | | \$424,235 | | (\$17,151) | | \$407,084 |
| TOTAL REQUIREMENTS | | 19.00 | \$2,304,931 | (1.00) | (\$121,125) | 18.00 | \$2,183,806 |

**Exhibit A
Ordinance No. 12-1273**

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|---------------------------------------|------------------------------------|----------------|--------------------|---------------|-------------------|----------------|--------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| General Fund | | | | | | | |
| Office of Metro Attorney | | | | | | | |
| <i>Personal Services</i> | | | | | | | |
| <i>SALWGE</i> | <i>Salaries & Wages</i> | | | | | | |
| 5010 | Reg Employees-Full Time-Exempt | | | | | | |
| | Deputy Metro Attorney | 1.00 | 132,355 | (0.38) | (63,625) | 0.62 | 68,730 |
| | Legal Counsel II | 6.00 | 658,427 | - | 0 | 6.00 | 658,427 |
| | Metro Attorney | 1.00 | 169,662 | - | 0 | 1.00 | 169,662 |
| 5015 | Reg Empl-Full Time-Non-Exempt | | | | | | |
| | Administrative Assistant III | 1.00 | 53,768 | - | 0 | 1.00 | 53,768 |
| | Legal Secretary | 3.00 | 147,846 | - | 0 | 3.00 | 147,846 |
| | Paralegal II | 2.00 | 119,434 | - | 0 | 2.00 | 119,434 |
| 5020 | Reg Emp-Part Time-Exempt | | | | | | |
| | Legal Counsel II | 1.50 | 147,483 | - | 0 | 1.50 | 147,483 |
| 5025 | Reg Employees-Part Time-Non-Exempt | | | | | | |
| 5080 | Overtime | | 7,500 | | 0 | | 7,500 |
| 5089 | Salary Adjustments | | | | 0 | | |
| | Merit/COLA Adjustment (non-rep) | | 14,290 | | 0 | | 14,290 |
| <i>FRINGE</i> | <i>Fringe Benefits</i> | | | | | | |
| 5100 | Fringe Benefits | | | | | | |
| | Base Fringe (variable & fixed) | | 552,944 | | (19,685) | | 533,259 |
| Total Personal Services | | 15.50 | \$2,003,709 | (0.38) | (\$83,310) | 15.12 | \$1,920,399 |
| <i>Materials & Services</i> | | | | | | | |
| <i>GOODS</i> | <i>Goods</i> | | | | | | |
| 5201 | Office Supplies | | 13,753 | | 0 | | 13,753 |
| 5205 | Operating Supplies | | 4,921 | | 0 | | 4,921 |
| 5210 | Subscriptions and Dues | | 27,551 | | 0 | | 27,551 |
| <i>SVCS</i> | <i>Services</i> | | | | | | |
| 5240 | Contracted Professional Svcs | | 427 | | 0 | | 427 |
| 5280 | Other Purchased Services | | 8,109 | | 0 | | 8,109 |
| <i>OTHEXP</i> | <i>Other Expenditures</i> | | | | | | |
| 5450 | Travel | | 534 | | 0 | | 534 |
| 5455 | Staff Development | | 6,634 | | 0 | | 6,634 |
| 5490 | Miscellaneous Expenditures | | 2,247 | | 0 | | 2,247 |
| Total Materials & Services | | | \$64,176 | | \$0 | | \$64,176 |
| TOTAL REQUIREMENTS | | 15.50 | \$2,067,885 | (0.38) | (\$83,310) | 15.12 | \$1,984,575 |

Exhibit A
Ordinance No. 12-1273

| ACCT | DESCRIPTION | Current | | Revision | | Amended | |
|---|-------------------------------------|--------------|--------------------|-------------|-----------------|--------------|--------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| General Fund | | | | | | | |
| Parks & Environmental Services | | | | | | | |
| Total Personal Services | | 38.25 | \$3,915,513 | 0.00 | \$0 | 38.25 | \$3,915,513 |
| Materials & Services | | | | | | | |
| <i>GOODS Goods</i> | | | | | | | |
| | 5201 Office Supplies | | 103,556 | | 0 | | 103,556 |
| | 5205 Operating Supplies | | 124,638 | | 0 | | 124,638 |
| | 5210 Subscriptions and Dues | | 5,594 | | 0 | | 5,594 |
| | 5214 Fuels and Lubricants | | 79,444 | | 0 | | 79,444 |
| | 5215 Maintenance & Repairs Supplies | | 196,767 | | 0 | | 196,767 |
| | 5225 Retail | | 9,316 | | 0 | | 9,316 |
| <i>SVCS Services</i> | | | | | | | |
| | 5240 Contracted Professional Svcs | | 430,923 | | 20,000 | | 450,923 |
| | 5250 Contracted Property Services | | 212,031 | | 50,000 | | 262,031 |
| | 5251 Utility Services | | 434,323 | | 0 | | 434,323 |
| | 5255 Cleaning Services | | 169,886 | | 0 | | 169,886 |
| | 5260 Maintenance & Repair Services | | 361,388 | | 0 | | 361,388 |
| | 5265 Rentals | | 52,755 | | 0 | | 52,755 |
| | 5280 Other Purchased Services | | 44,847 | | 0 | | 44,847 |
| <i>CAPMNT Capital Maintenance</i> | | | | | | | |
| | 5262 Capital Maintenance - Non-CIP | | 11,000 | | 0 | | 11,000 |
| <i>IGEXP Intergov't Expenditures</i> | | | | | | | |
| | 5300 Payments to Other Agencies | | 138,747 | | 0 | | 138,747 |
| | 5310 Taxes (Non-Payroll) | | 259,248 | | 0 | | 259,248 |
| <i>OTHEXP Other Expenditures</i> | | | | | | | |
| | 5450 Travel | | 5,290 | | 0 | | 5,290 |
| | 5455 Staff Development | | 30,918 | | 0 | | 30,918 |
| Total Materials & Services | | | \$2,670,671 | | \$70,000 | | \$2,740,671 |
| TOTAL REQUIREMENTS | | 38.25 | \$6,586,184 | 0.00 | \$70,000 | 38.25 | \$6,656,184 |

Exhibit A
Ordinance No. 12-1273

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|--|--|----------------|----------------------|---------------|------------------|----------------|----------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| General Fund | | | | | | | |
| General Expenses | | | | | | | |
| <i>Interfund Transfers</i> | | | | | | | |
| <i>INDTEX</i> | <i>Interfund Reimbursements</i> | | | | | | |
| 5800 | Transfer for Indirect Costs | | | | | | |
| | * to Risk Mgmt Fund-Liability | | 344,916 | | 0 | | 344,916 |
| | * to Risk Mgmt Fund-Worker Comp | | 382,344 | | 0 | | 382,344 |
| <i>EQTCHG</i> | <i>Fund Equity Transfers</i> | | | | | | |
| 5810 | Transfer of Resources | | | | | | |
| | * to General Revenue Bond Fund-Zoo | | 404,408 | | 0 | | 404,408 |
| | * to Gen'l Asset Mgmt Fund-General Acct | | 10,000 | | 0 | | 10,000 |
| | * to Gen'l Revenue Bond Fund-Debt Serv Acct | | 1,500,920 | | 0 | | 1,500,920 |
| | * to MERC Fund (Tourism Opp. & Compt. Accour | | 480,000 | | 0 | | 480,000 |
| | * to Renewal & Replacement Fund-General R&R | | 647,978 | | 0 | | 647,978 |
| | * to Renewal & Replacement Fund-IT Renewal & | | 255,000 | | 0 | | 255,000 |
| | * to General Asset Management Fund | | 197,915 | | 0 | | 197,915 |
| | * to Renewal & Replacement Fund-Regional Cent | | 322,540 | | 0 | | 322,540 |
| | * to Renewal & Replacement Fund-Parks R&R | | 323,000 | | 0 | | 323,000 |
| | * to Solid Waste Revenue Fund | | 148,458 | | 0 | | 148,458 |
| Total Interfund Transfers | | | \$5,017,479 | | \$0 | | \$5,017,479 |
| <i>Contingency & Unappropriated Balance</i> | | | | | | | |
| <i>CONT</i> | <i>Contingency</i> | | | | | | |
| 5999 | Contingency | | | | | | |
| | * Contingency | | 2,978,646 | | (70,000) | | 2,908,646 |
| | * Opportunity Account | | 153,496 | | 0 | | 153,496 |
| | * Reserved for Streetcar LID (RRSR) | | 500,000 | | 0 | | 500,000 |
| <i>UNAPP</i> | <i>Unappropriated Fund Balance</i> | | | | | | |
| 5990 | Unappropriated Fund Balance | | | | | | |
| | * Stabilization Reserve | | 2,364,296 | | 55,540 | | 2,419,836 |
| | * PERS Reserve | | 6,238,195 | | 11,821 | | 6,250,016 |
| | * Recovery Rate Stabilization reserve | | 1,396,943 | | 0 | | 1,396,943 |
| | * Reserved for Community Investment Initiativ | | 812,000 | | 0 | | 812,000 |
| | * Reserved for Future Natural Areas Operation: | | 204,460 | | 0 | | 204,460 |
| | * Reserved for Local Gov't Grants (CET) | | 1,165,574 | | 0 | | 1,165,574 |
| | * Reserved for Future Planning Needs | | 14,993 | | 0 | | 14,993 |
| | * Reserve for Future Debt Service | | 2,526,028 | | 0 | | 2,526,028 |
| Total Contingency & Unappropriated Balance | | | \$18,354,631 | | (\$2,639) | | \$18,351,992 |
| TOTAL REQUIREMENTS | | 455.81 | \$109,486,208 | (0.00) | \$80,986 | 455.81 | \$109,567,194 |

Exhibit A
Ordinance No. 12-1273

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|--|---|----------------|---------------------|----------|-------------------|----------------|---------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| Metro Exposition Recreation Commission Fund | | | | | | | |
| MERC Fund | | | | | | | |
| Total Personal Services | | 185.85 | \$17,791,493 | - | \$0 | 185.85 | \$17,791,493 |
| Total Materials & Services | | | \$20,967,170 | | \$0 | | \$20,967,170 |
| Total Capital Outlay | | | \$3,116,366 | | \$0 | | \$3,116,366 |
| <i>Interfund Transfers</i> | | | | | | | |
| <i>INDTEX</i> | <i>Interfund Reimbursements</i> | | | | | | |
| 5800 | Transfer for Indirect Costs | | | | | | |
| | * to General Fund-Support Services | | 1,953,643 | | 0 | | 1,953,643 |
| | * to General Fund | | 211,213 | | 0 | | 211,213 |
| | * to Risk Management Fund - Liability | | 461,938 | | 0 | | 461,938 |
| | * to Risk Management Fund - Workers Comp. | | 279,827 | | 0 | | 279,827 |
| <i>INTCHG</i> | <i>Internal Service Transfers</i> | | | | | | |
| 5820 | Transfer for Direct Costs | | | | | | |
| | * to General Fund-Support Services | | 77,884 | | 27,770 | | 105,654 |
| <i>EQTCHG</i> | <i>Fund Equity Transfers</i> | | | | | | |
| 5810 | Transfer of Resources | | | | | | |
| | * to Renewal & Replacement Fund | | 10,824 | | 0 | | 10,824 |
| | * to General Fund-PERS Reserve | | 1,958,805 | | (7,656) | | 1,951,149 |
| | * to General Revenue Bond Fund | | 1,188,632 | | 0 | | 1,188,632 |
| Total Interfund Transfers | | | \$6,142,766 | - | \$20,114 | | \$6,162,880 |
| <i>Contingency and Ending Balance</i> | | | | | | | |
| <i>CONT</i> | <i>Contingency</i> | | | | | | |
| 5999 | Contingency | | | | | | |
| | * General Contingency | | 2,299,335 | | (20,114) | | 2,279,221 |
| | * New Capital/Business Strategy Reserve | | 4,802,541 | | 0 | | 4,802,541 |
| <i>UNAPP</i> | <i>Unappropriated Fund Balance</i> | | | | | | |
| 5990 | Unappropriated Fund Balance | | | | | | |
| | * Stabilization Reserve | | 620,500 | | 0 | | 620,500 |
| | * Ending Balance | | 546,241 | | 0 | | 546,241 |
| | * Renewal & Replacement | | 12,578,195 | | 0 | | 12,578,195 |
| Total Contingency and Ending Balance | | | \$20,846,812 | | (\$20,114) | | \$20,826,698 |
| TOTAL REQUIREMENTS | | 185.85 | \$68,864,607 | - | \$0 | 185.85 | \$68,864,607 |

Exhibit A
Ordinance No. 12-1273

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|--|--|----------------|---------------------|-------------|------------------|----------------|---------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| Natural Areas Fund | | | | | | | |
| <i>Personal Services</i> | | | | | | | |
| <i>SALWGE Salaries & Wages</i> | | | | | | | |
| 5010 | Reg Employees-Full Time-Exempt | | | | | | |
| | Associate Regional Planner | 1.00 | 63,899 | - | 0 | 1.00 | 63,899 |
| | Manager I | 0.30 | 27,082 | - | 0 | 0.30 | 27,082 |
| | Manager II | 0.30 | 29,301 | - | 0 | 0.30 | 29,301 |
| | Program Director | 1.00 | 111,889 | - | 0 | 1.00 | 111,889 |
| | Property Management Specialist | 0.20 | 14,778 | - | 0 | 0.20 | 14,778 |
| | Real Estate Negotiator | 4.00 | 311,326 | - | 0 | 4.00 | 311,326 |
| | Program Supervisor II | 0.50 | 36,067 | 0.05 | 0 | 0.55 | 36,067 |
| | Senior GIS Specialist | 1.00 | 89,745 | - | 0 | 1.00 | 89,745 |
| | Senior Management Analyst | 1.00 | 73,892 | - | 0 | 1.00 | 73,892 |
| | Senior Public Affairs Specialist | 0.80 | 53,675 | - | 0 | 0.80 | 53,675 |
| | Senior Natural Resource Scientist | 1.00 | 73,892 | - | 0 | 1.00 | 73,892 |
| 5015 | Reg Empl-Full Time-Non-Exempt | | | | | | |
| | Natural Resource Technician | 2.00 | 89,346 | - | 0 | 2.00 | 89,346 |
| | Property Management Technician | 1.00 | 45,340 | - | 0 | 1.00 | 45,340 |
| 5020 | Reg Employees-Part Time-Exempt | | | | | | |
| | Senior Regional Planner | 0.80 | 65,141 | | | 0.80 | 65,141 |
| 5089 | Salary Adjustment | | | | | | |
| | Merit/COLA Adjustment (non-rep) | | 2,044 | | 0 | | 2,044 |
| | Step Increases (AFSCME) | | 8,710 | | 0 | | 8,710 |
| | COLA (represented employees) | | 9,254 | | 0 | | 9,254 |
| | Other Adjustments (AFSCME) | | 4,236 | | 0 | | 4,236 |
| <i>FRINGE Fringe Benefits</i> | | | | | | | |
| 5100 | Fringe Benefits | | | | | 0 | |
| | Base Fringe (variable & fixed) | | 465,516 | | 0 | | 465,516 |
| Total Personal Services | | 14.90 | \$1,575,133 | 0.05 | \$0 | 14.95 | \$1,575,133 |
| Total Materials & Services | | | \$12,150,000 | | \$0 | | \$12,150,000 |
| Total Capital Outlay | | | \$20,939,000 | | \$0 | | \$20,939,000 |
| <i>Interfund Transfers</i> | | | | | | | |
| <i>INDTEX Interfund Reimbursements</i> | | | | | | | |
| 5800 | Transfer for Indirect Costs | | | | | | |
| | * to General Fund-Bldg | | 76,761 | | 0 | | 76,761 |
| | * to General Fund-Support Services | | 1,089,453 | | 0 | | 1,089,453 |
| | * to General Fund | | 75,616 | | 0 | | 75,616 |
| | * to Risk Mgmt-Liability | | 3,678 | | 0 | | 3,678 |
| | * to Risk Mgmt-Worker Comp | | 3,607 | | 0 | | 3,607 |
| <i>INTCHG Internal Service Transfers</i> | | | | | | | |
| 5820 | Transfer for Direct Costs | | | | | | |
| | * to General Fund-Planning | | 86,123 | | 0 | | 86,123 |
| | * to General Fund-Regional Parks | | 338,553 | | 0 | | 338,553 |
| | * to General Fund-General Gov't | | 14,569 | | 0 | | 14,569 |
| | * to General Fund-Support Services | | 37,862 | | 0 | | 37,862 |
| <i>EQTCHG Fund Equity Transfers</i> | | | | | | | |
| 5810 | Transfer of Resources | | | | | | |
| | * to General Fund (Pension Obligation) | | 47,000 | | 6,783 | | 53,783 |
| Total Interfund Transfers | | | \$1,773,222 | | \$6,783 | | \$1,780,005 |
| <i>Contingency and Ending Balance</i> | | | | | | | |
| <i>CONT Contingency</i> | | | | | | | |
| 5999 | Contingency | | | | | | |
| | * General contingency | | 1,340,396 | | (6,783) | | 1,333,613 |
| Total Contingency and Ending Balance | | | \$1,340,396 | | (\$6,783) | | \$1,333,613 |
| TOTAL REQUIREMENTS | | 14.90 | \$37,777,751 | 0.05 | \$0 | 14.95 | \$37,777,751 |

Exhibit A
Ordinance No. 12-1273

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|--|--|----------------|--------------------|-------------|------------------|----------------|--------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| Oregon Zoo Infrastructure and Animal Welfare Fund | | | | | | | |
| Oregon Zoo Bond Fund | | | | | | | |
| Total Personal Services | | 5.33 | \$628,075 | 0.00 | \$0 | 5.33 | \$628,075 |
| Total Materials & Services | | | \$0 | | \$0 | | \$0 |
| Total Capital Outlay | | | \$6,432,825 | | \$0 | | \$6,432,825 |
| TOTAL REQUIREMENTS | | 5.33 | \$7,060,900 | 0.00 | \$0 | 5.33 | \$7,060,900 |
| <i>Interfund Transfers</i> | | | | | | | |
| <i>INDTEX Interfund Reimbursements</i> | | | | | | | |
| 5800 | Transfer for Indirect Costs | | | | | | |
| | * to General Fund-Bldg | | 4,313 | | 0 | | 4,313 |
| | * to General Fund-Support Services | | 144,627 | | 0 | | 144,627 |
| | * to Risk Mgmt-Liability | | 960 | | 0 | | 960 |
| | * to Risk Mgmt-Worker Comp | | 1,073 | | 0 | | 1,073 |
| <i>INTCHG Internal Service Transfers</i> | | | | | | | |
| 5820 | Transfer for Direct Costs | | | | | | |
| | * to General Fund-Communication | | 188,236 | | 0 | | 188,236 |
| <i>EQTCHG Fund Equity Transfers</i> | | | | | | | |
| 5810 | Transfer of Resources | | | | | | |
| | * to General Fund (Pension Obligation) | | 25,000 | | 1,205 | | 26,205 |
| Total Interfund Transfers | | | \$364,209 | | \$1,205 | | \$365,414 |
| <i>Contingency and Ending Balance</i> | | | | | | | |
| <i>CONT Contingency</i> | | | | | | | |
| 5999 | Contingency | | | | | | |
| | * General contingency | | 2,252,513 | | (1,205) | | 2,251,308 |
| <i>UNAPP Unappropriated Fund Balance</i> | | | | | | | |
| 5990 | Unappropriated Fund Balance | | | | | | |
| | * PERS Reserve | | 0 | | 0 | | 0 |
| | * Unappropriated Balance | | 0 | | 0 | | 0 |
| Total Contingency and Ending Balance | | | \$2,252,513 | | (\$1,205) | | \$2,251,308 |
| TOTAL REQUIREMENTS | | 5.33 | \$9,677,622 | 0.00 | \$0 | 5.33 | \$9,677,622 |

**Exhibit A
Ordinance No. 12-1273**

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|--|-------------------------------|-----------------------|--------------------|-----------------|---------------|-----------------------|--------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| Rehabilitation & Enhancement Fund | | | | | | | |
| Resources | | | | | | | |
| NORTH PORTLAND ENHANCEMENT ACCOUNT | | | | | | | |
| <i>BEGBAL</i> | <i>Beginning Fund Balance</i> | | | | | | |
| | * Prior year ending balance | | 1,656,241 | | 0 | | 1,656,241 |
| <i>INTRST</i> | <i>Interest Earnings</i> | | | | | | |
| 4700 | Interest on Investments | | 8,281 | | 0 | | 8,281 |
| METRO CENTRAL ENHANCEMENT ACCOUNT | | | | | | | |
| <i>BEGBAL</i> | <i>Beginning Fund Balance</i> | | | | | | |
| | * Prior year ending balance | | 241,390 | | 0 | | 241,390 |
| <i>CHGSVC</i> | <i>Charges for Service</i> | | | | | | |
| 4325 | Rehabilitation & Enhance Fee | | 0 | | 116,614 | | 116,614 |
| <i>INTRST</i> | <i>Interest Earnings</i> | | | | | | |
| 4700 | Interest on Investments | | 1,207 | | 0 | | 1,207 |
| <i>EQTREV</i> | <i>Fund Equity Transfers</i> | | | | | | |
| 4970 | Transfer of Resources | | | | | | |
| | * from SW Revenue Fund | | 116,614 | | (116,614) | | 0 |
| FOREST GROVE ACCOUNT | | | | | | | |
| <i>CHGSVC</i> | <i>Charges for Service</i> | | | | | | |
| 4335 | Host Fees | | 0 | | 87,746 | | 87,746 |
| <i>EQTREV</i> | <i>Fund Equity Transfers</i> | | | | | | |
| 4970 | Transfer of Resources | | | | | | |
| | * from SW Revenue Fund | | 87,746 | | (87,746) | | 0 |
| OREGON CITY ACCOUNT | | | | | | | |
| <i>CHGSVC</i> | <i>Charges for Service</i> | | | | | | |
| 4335 | Host Fees | | 0 | | 144,507 | | 144,507 |
| <i>EQTREV</i> | <i>Fund Equity Transfers</i> | | | | | | |
| 4970 | Transfer of Resources | | | | | | |
| | * from SW Revenue Fund | | 144,507 | | (144,507) | | 0 |
| TOTAL RESOURCES | | | \$2,255,986 | | \$0 | | \$2,255,986 |

Exhibit A
Ordinance No. 12-1273

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|--|------------------------------------|----------------|--------------------|-------------|----------------|----------------|--------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| Risk Management Fund | | | | | | | |
| Expenditures | | | | | | | |
| Total Materials & Services | | | \$2,815,266 | | \$0 | | \$2,815,266 |
| <i>Interfund Transfers</i> | | | | | | | |
| <i>EQTCHG</i> | <i>Fund Equity Transfers</i> | | | | | | |
| 5810 | Transfer of Resources | | | | | | |
| | * to MERC Fund | | 114,822 | | 0 | | 114,822 |
| | * to Natural Areas Fund | | 13,176 | | 0 | | 13,176 |
| | * to Oregon Zoo Bond Fund | | 3,735 | | 0 | | 3,735 |
| | * to Solid Waste Revenue Fund | | 85,880 | | 0 | | 85,880 |
| | * to General Fund | | 657,347 | | 250 | | 657,597 |
| Total Interfund Transfers | | | \$874,960 | | \$250 | | \$875,210 |
| <i>Contingency and Ending Balance</i> | | | | | | | |
| <i>CONT</i> | <i>Contingency</i> | | | | | | |
| 5999 | Contingency | | | | | | |
| | * General contingency | | 382,930 | | (250) | | 382,680 |
| <i>UNAPP</i> | <i>Unappropriated Fund Balance</i> | | | | | | |
| 5990 | Unappropriated Fund Balance | | | | | | |
| | * Undesignated | | 660,904 | | 0 | | 660,904 |
| | * Health & Welfare | | 102,180 | | 0 | | 102,180 |
| Total Contingency and Ending Balance | | | \$1,146,014 | | (\$250) | | \$1,145,764 |
| TOTAL REQUIREMENTS | | 0.00 | \$4,836,240 | 0.00 | \$0 | 0.00 | \$4,836,240 |

**Exhibit A
Ordinance No. 12-1273**

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|---------------------------------|---|----------------|---------------------|----------|--------------------|----------------|---------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| Solid Waste Revenue Fund | | | | | | | |
| Resources | | | | | | | |
| <i>Resources</i> | | | | | | | |
| BEGBAL | Beginning Fund Balance | | | | | | |
| | * St. Johns Landfill Closure Account | | 5,115,105 | | 0 | | 5,115,105 |
| | * Renewal and Replacement | | 8,749,561 | | 0 | | 8,749,561 |
| | * Rate Stabilization Reserve Account | | 6,086,773 | | 0 | | 6,086,773 |
| | * General Account - Working Capital | | 7,759,668 | | 0 | | 7,759,668 |
| | * General Account - Capital Reserve | | 5,866,000 | | 0 | | 5,866,000 |
| | * General Account (EIL Reserve - GASB 49) | | 5,225,000 | | 0 | | 5,225,000 |
| | * Prior year PERS Reserve | | 1,112,000 | | 0 | | 1,112,000 |
| GRANTS | Grants | | | | | | |
| 4105 | Federal Grants - Indirect | | 317,660 | | 0 | | 317,660 |
| CHGSVC | Charges for Service | | | | | | |
| 4180 | Contract & Professional Service | | 10,000 | | 0 | | 10,000 |
| 4210 | Documents and Publications | | 950 | | 0 | | 950 |
| 4230 | Product Sales | | 989,750 | | 0 | | 989,750 |
| 4300 | Disposal Fees | | 27,416,784 | | 0 | | 27,416,784 |
| 4305 | Regional System Fee | | 19,579,416 | | 0 | | 19,579,416 |
| 4325 | Rehabilitation & Enhance Fee | | 116,614 | | (116,614) | | 0 |
| 4330 | Transaction Fee | | 2,972,225 | | 0 | | 2,972,225 |
| 4335 | Host Fees | | 232,253 | | (232,253) | | 0 |
| 4340 | Tire Disposal Fee | | 4,000 | | 0 | | 4,000 |
| 4342 | Organics Fee | | 883,912 | | 0 | | 883,912 |
| 4345 | Yard Debris Disposal Fee | | 366,479 | | 0 | | 366,479 |
| 4350 | Orphan Site Account Fee | | 61,391 | | 0 | | 61,391 |
| 4355 | DEQ Promotion Fee | | 524,188 | | 0 | | 524,188 |
| 4360 | Refrigeration Unit Disposal Fee | | 30,000 | | 0 | | 30,000 |
| 4365 | H2W Disposal Fee | | 236,500 | | 0 | | 236,500 |
| 4369 | Paintcare Revenue | | 1,110,000 | | 0 | | 1,110,000 |
| 4370 | Conditionally Exempt Gen. Fees | | 100,000 | | 0 | | 100,000 |
| 4410 | Franchise Fees | | 15,000 | | 0 | | 15,000 |
| 4420 | Natural Gas Recovery Revenue | | 35,000 | | 0 | | 35,000 |
| INTRST | Interest Earnings | | | | | | |
| 4700 | Interest on Investments | | 196,526 | | 0 | | 196,526 |
| MISCRV | Miscellaneous Revenue | | | | | | |
| 4170 | Fines and Forfeits | | 5,000 | | 0 | | 5,000 |
| 4890 | Miscellaneous Revenue | | 28,000 | | 0 | | 28,000 |
| EQTREV | Fund Equity Transfers | | | | | | |
| 4970 | Transfer of Resources | | | | | | |
| | * from General Fund | | 148,458 | | 0 | | 148,458 |
| | * from Risk Management Fund | | 85,880 | | 0 | | 85,880 |
| INTSRV | Internal Service Transfers | | | | | | |
| 4980 | Transfer for Direct Costs | | | | 0 | | |
| | * from Rehab. & Enhancement Fund | | 33,287 | | 0 | | 33,287 |
| TOTAL RESOURCES | | | \$95,413,380 | | (\$348,867) | | \$95,064,513 |

**Exhibit A
Ordinance No. 12-1273**

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|---|--------------------------------|----------------|---------------------|----------|--------------------|----------------|---------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| Solid Waste Revenue Fund | | | | | | | |
| Operating Account - Parks & Environmental Services | | | | | | | |
| Total Personal Services | | 59.05 | \$5,889,666 | - | \$0 | 59.05 | \$5,889,666 |
| Materials & Services | | | | | | | |
| <i>GOODS</i> | <i>Goods</i> | | | | | | |
| 5201 | Office Supplies | | 20,997 | | 0 | | 20,997 |
| 5205 | Operating Supplies | | 634,121 | | 0 | | 634,121 |
| 5210 | Subscriptions and Dues | | 4,542 | | 0 | | 4,542 |
| 5214 | Fuels and Lubricants | | 25,785 | | 0 | | 25,785 |
| 5213 | Fuels - Waste Transport | | 2,899,300 | | 0 | | 2,899,300 |
| 5215 | Maintenance & Repairs Supplies | | 180,206 | | 0 | | 180,206 |
| 5225 | Retail | | 115,000 | | 0 | | 115,000 |
| <i>SVCS</i> | <i>Services</i> | | | | | | |
| 5240 | Contracted Professional Svcs | | 1,251,368 | | 0 | | 1,251,368 |
| 5251 | Utility Services | | 215,371 | | 0 | | 215,371 |
| 5255 | Cleaning Services | | 20,520 | | 0 | | 20,520 |
| 5260 | Maintenance & Repair Services | | 399,693 | | 0 | | 399,693 |
| 5265 | Rentals | | 139,971 | | 0 | | 139,971 |
| 5280 | Other Purchased Services | | 319,717 | | 0 | | 319,717 |
| 5293 | Disposal - Landfill | | 10,012,322 | | 0 | | 10,012,322 |
| 5294 | Special Waste Disposal | | 1,237,370 | | 0 | | 1,237,370 |
| 5295 | Waste Transport | | 8,090,236 | | 0 | | 8,090,236 |
| 5296 | Transfer Station Operations | | 7,878,174 | | 0 | | 7,878,174 |
| 5297 | Organics Processing | | 0 | | 3,600,000 | | 3,600,000 |
| <i>IGEXP</i> | <i>Intergov't Expenditures</i> | | | | | | |
| 5300 | Payments to Other Agencies | | 450,626 | | 0 | | 450,626 |
| 5310 | Taxes (Non-Payroll) | | 300 | | 0 | | 300 |
| <i>OTHEXP</i> | <i>Other Expenditures</i> | | | | | | |
| 5450 | Travel | | 22,000 | | 0 | | 22,000 |
| 5455 | Staff Development | | 47,162 | | 0 | | 47,162 |
| Total Materials & Services | | | \$33,964,781 | | \$3,600,000 | | \$37,564,781 |
| TOTAL REQUIREMENTS | | 59.05 | \$39,854,447 | - | \$3,600,000 | 59.05 | \$43,454,447 |

**Exhibit A
Ordinance No. 12-1273**

| ACCT | DESCRIPTION | Current Budget | | Revision | | Amended Budget | |
|--|---|----------------|---------------------|-------------|----------------------|----------------|---------------------|
| | | FTE | Amount | FTE | Amount | FTE | Amount |
| Solid Waste Revenue Fund | | | | | | | |
| General Expenses | | | | | | | |
| <i>Interfund Transfers</i> | | | | | | | |
| <i>INDTEX</i> | <i>Interfund Reimbursements</i> | | | | | | |
| 5800 | Transfer for Indirect Costs | | | | | | |
| | * to General Fund-Bldg | | 231,822 | | 0 | | 231,822 |
| | * to General Fund-Support Services | | 3,424,840 | | 0 | | 3,424,840 |
| | * to General Fund | | 428,419 | | 0 | | 428,419 |
| | * to Risk Mgmt Fund-Liability | | 122,539 | | 0 | | 122,539 |
| | * to Risk Mgmt Fund-Worker Comp | | 155,616 | | 0 | | 155,616 |
| <i>INTCHG</i> | <i>Internal Service Transfers</i> | | | | | | |
| 5820 | Transfer for Direct Costs | | | | | | |
| | * to General Fund-Planning | | 409,710 | | 0 | | 409,710 |
| | * to General Fund-Regional Parks | | 3,647 | | 0 | | 3,647 |
| | * to General Fund-General Gov't | | 410,582 | | 27,770 | | 438,352 |
| | * to General Fund-Support Services | | 75,724 | | 0 | | 75,724 |
| | * to General Fund-SUS Education/Climate Chang | | 34,253 | | 0 | | 34,253 |
| | * to General Fund-PES Finance | | 350,982 | | 0 | | 350,982 |
| | * to General Fund-PES Administration | | 487,581 | | 0 | | 487,581 |
| | * to General Fund-SUS Administration | | 276,307 | | 0 | | 276,307 |
| | * to Risk Management Fund | | 62,686 | | 0 | | 62,686 |
| <i>EQTCHG</i> | <i>Fund Equity Transfers</i> | | | | | | |
| 5810 | Transfer of Resources | | | | | | |
| | * to General Renewal & Replacement Fund | | 173,163 | | 0 | | 173,163 |
| | * to General Fund (General) | | 1,112,000 | | 11,239 | | 1,123,239 |
| | * to Rehab. & Enhancement Fund | | 348,867 | | (348,867) | | 0 |
| Total Interfund Transfers | | | \$8,108,738 | | (\$309,858) | | \$7,798,880 |
| <i>Contingency and Ending Balance</i> | | | | | | | |
| <i>CONT</i> | <i>Contingency</i> | | | | | | |
| 5999 | Contingency | | | | | | |
| | * Operating Account (Operating Contingency) | | 2,000,000 | | (1,039,009) | | 960,991 |
| | * Landfill Closure Account | | 3,966,181 | | 0 | | 3,966,181 |
| | * Renewal & Replacement Account | | 8,622,564 | | (2,600,000) | | 6,022,564 |
| <i>UNAPP</i> | <i>Unappropriated Fund Balance</i> | | | | | | |
| 5990 | Unappropriated Fund Balance | | | | | | |
| | * General Account (Working Capital) | | 5,759,668 | | 0 | | 5,759,668 |
| | * General Account (EIL Reserve - GASB 49) | | 5,225,000 | | 0 | | 5,225,000 |
| | * General Account (Rate Stabilization) | | 2,416,781 | | 0 | | 2,416,781 |
| | * General Account (Capital Reserve) | | 5,440,000 | | 0 | | 5,440,000 |
| Total Contingency and Ending Balance | | | \$33,430,194 | | (\$3,639,009) | | \$29,791,185 |
| TOTAL REQUIREMENTS | | 93.55 | \$95,413,380 | 0.00 | (\$348,867) | 93.55 | \$95,064,513 |

Exhibit B
Ordinance 12-1273
Schedule of Appropriations

| | <u>Current</u> <u>Appropriation</u> | <u>Revision</u> | <u>Revised</u> <u>Appropriation</u> |
|--|--|-----------------|--|
| GENERAL FUND | | | |
| Communications | 2,499,577 | 13,625 | 2,513,202 |
| Council Office | 3,694,550 | 204,435 | 3,898,985 |
| Finance & Regulatory Services | 3,877,640 | 0 | 3,877,640 |
| Human Resources | 2,304,931 | (121,125) | 2,183,806 |
| Information Services | 3,626,474 | 0 | 3,626,474 |
| Metro Auditor | 686,452 | 0 | 686,452 |
| Office of Metro Attorney | 2,067,885 | (83,310) | 1,984,575 |
| Oregon Zoo | 28,541,635 | 0 | 28,541,635 |
| Parks & Environmental Services | 6,586,184 | 70,000 | 6,656,184 |
| Planning and Development | 16,561,877 | 0 | 16,561,877 |
| Research Center | 4,489,582 | 0 | 4,489,582 |
| Sustainability Center | 5,022,941 | 0 | 5,022,941 |
| Former ORS 197.352 Claims & Judgments | 100 | 0 | 100 |
| Special Appropriations | 4,566,055 | 0 | 4,566,055 |
| Non-Departmental | | | |
| Debt Service | 1,588,215 | 0 | 1,588,215 |
| Interfund Transfers | 5,017,479 | 0 | 5,017,479 |
| Contingency | 3,632,142 | (70,000) | 3,562,142 |
| Unappropriated Balance | 14,722,489 | 67,361 | 14,789,850 |
| Total Fund Requirements | \$109,486,208 | \$80,986 | \$109,567,194 |
| MERC FUND | | | |
| MERC | 41,875,029 | 0 | 41,875,029 |
| Non-Departmental | | | |
| Interfund Transfers | 6,142,766 | 20,114 | 6,162,880 |
| Contingency | 7,101,876 | (20,114) | 7,081,762 |
| Unappropriated Balance | 13,744,936 | 0 | 13,744,936 |
| Total Fund Requirements | \$68,864,607 | \$0 | \$68,864,607 |
| NATURAL AREAS FUND | | | |
| Sustainability Center | 34,664,133 | 0 | 34,664,133 |
| Non-Departmental | | | |
| Interfund Transfers | 1,773,222 | 6,783 | 1,780,005 |
| Contingency | 1,340,396 | (6,783) | 1,333,613 |
| Total Fund Requirements | \$37,777,751 | \$0 | \$37,777,751 |
| OREGON ZOO INFRASTRUCTURE AND ANIMAL WELFARE FUND | | | |
| Oregon Zoo | 7,060,900 | 0 | 7,060,900 |
| Non-Departmental | | | |
| Interfund Transfers | 364,209 | 1,205 | 365,414 |
| Contingency | 2,252,513 | (1,205) | 2,251,308 |
| Total Fund Requirements | \$9,677,622 | \$0 | \$9,677,622 |

Exhibit B
Ordinance 12-1273
Schedule of Appropriations

| | <u>Current</u> <u>Appropriation</u> | <u>Revision</u> | <u>Revised</u> <u>Appropriation</u> |
|---------------------------------|--|--------------------|--|
| RISK MANAGEMENT FUND | | | |
| Finance & Regulatory Services | 2,815,266 | 0 | 2,815,266 |
| Non-Departmental | | | |
| Interfund Transfers | 874,960 | 250 | 875,210 |
| Contingency | 382,930 | (250) | 382,680 |
| Unappropriated Balance | 763,084 | 0 | 763,084 |
| Total Fund Requirements | \$4,836,240 | \$0 | \$4,836,240 |
| SOLID WASTE REVENUE FUND | | | |
| Operating Account | | | |
| Finance & Regulatory Services | 2,113,476 | 0 | 2,113,476 |
| Sustainability Center | 8,102,025 | 0 | 8,102,025 |
| Parks & Environmental Services | 39,854,447 | 3,600,000 | 43,454,447 |
| Subtotal | 50,069,948 | 3,600,000 | 53,669,948 |
| Landfill Closure Account | | | |
| Parks & Environmental Services | 1,209,500 | 0 | 1,209,500 |
| Subtotal | 1,209,500 | 0 | 1,209,500 |
| Renewal and Replacement Account | | | |
| Parks & Environmental Services | 865,000 | 0 | 865,000 |
| Subtotal | 865,000 | 0 | 865,000 |
| General Account | | | |
| Parks & Environmental Services | 1,730,000 | 0 | 1,730,000 |
| Subtotal | 1,730,000 | 0 | 1,730,000 |
| General Expenses | | | |
| Interfund Transfers | 8,108,738 | (309,858) | 7,798,880 |
| Contingency | 14,588,745 | (3,639,009) | 10,949,736 |
| Subtotal | 22,697,483 | (3,948,867) | 18,748,616 |
| Unappropriated Balance | 18,841,449 | 0 | 18,841,449 |
| Total Fund Requirements | \$95,413,380 | (\$348,867) | \$95,064,513 |

All other appropriations remain as previously adopted

STAFF REPORT

FOR THE PURPOSE OF AMENDING THE FY 2011-12 BUDGET AND APPROPRIATIONS SCHEDULE, RECOGNIZING NEW GRANTS, DONATIONS AND OTHER CONTRIBUTIONS AND AMENDING THE FY 2011-12 THROUGH FY FY 2015-16 CAPITAL IMPROVEMENT PLAN

Date: March 2, 2012

Prepared by: Kathy Rutkowski 503-797-1630

BACKGROUND

Following the second quarter financial review, several additional items have been identified that necessitate amendment to the budget. Each action is discussed separately below.

Implementation of GASB Statement 54

With the recent implementation of GASB Statement 54, Metro staff determined that community enhancement fees should be received directly into the Rehabilitation and Enhancement Fund, a Special Revenue Fund type, under the new and more specific requirements of this standard. Currently the fees are collected and reported in the Solid Waste Fund and subsequently transferred to the Rehabilitation and Enhancement Fund. This treats the fees as transfers rather than as direct revenues. Making this change will permit Metro to report the Rehabilitation and Enhancement Fund in accordance with generally accepted accounting principles.

This action eliminates approximately \$350,000 in Rehabilitation and Enhancement Fees and Host Fees from the Solid Waste Revenue Fund and instead records them as direct revenue to the Rehabilitation and Enhancement Fund. It also eliminates the associated transfer from the Solid Waste Revenue Fund to the Rehabilitation and Enhancement Fund shown as an expenditure in the Solid Waste Revenue Fund and as a revenue in the Rehabilitation and Enhancement Fund.

Diversity Program Coordinator

The 2011-12 budget includes a new 1.0 FTE Diversity Program Coordinator position in Human Resources, to support Metro's diversity goals. When the new Chief Operating Officer began last fall, she decided to move this position into the Office of the Chief Operating Officer. This amendment moves all personnel services and materials and services associated with the diversity position from Human Resources into the Office of the COO.

Former Metro Attorney

The longtime Metro Attorney stepped down from that position in mid-February, but will remain at Metro until November 2012 as a Policy Advisor II in the Office of the Chief Operating Officer. His advisory work will include the Oregon Convention Center enhanced marketing plan (room block), Metro's Solid Waste Roadmap and a potential parks funding levy. With his resignation from the position the current Deputy Metro Attorney has been appointed as Metro Attorney leaving the Deputy position vacant.

This amendment moves sufficient salary and fringe appropriation from the Office of the Metro Attorney to the Office of the Chief Operating Officer to cover the remaining 4 ½ months of personnel expense. It also reduces the vacant Deputy Metro Attorney by 0.38 FTE to reflect the transfer of the position. The costs of the Policy Advisor II are estimated to be borne equally by the funds that are receiving his services in the form of direct transfers.

Consolidation of PERS Reserve in the General Fund

For several years, savings from PERS rate reductions were set aside in a separate PERS reserve anticipating rate increases beginning July 1, 2011. During the FY 2011-12 budget, the Council approved a proposal to use the PERS Reserve to pay all or a portion of the pension debt service obligation for a period of 5 years. This relieves departments of the PERS Bond Recovery charge in whole or part through FY 2016-17. As part of the proposal, all PERS reserves accumulated in other funds were consolidated in the General Fund. The FY 2011-12 included estimates of the accumulated balances through June 30, 2011. Actual balances recorded at year-end varied slightly. This action seeks to amend the transfers to the actual balances, increasing or decreasing as necessary. All adjustments were made to or from the contingency in each fund.

| | Budget | Actual | Difference |
|-------------------------|--------------------|--------------------|-------------------|
| Zoo Bond Fund | 25,000 | 26,205 | 1,205 |
| Natural Areas Fund | 47,000 | 53,783 | 6,783 |
| Solid Waste Fund | 1,112,000 | 1,123,239 | 11,239 |
| MERC Fund - Expo Center | 176,464 | 174,890 | (1,574) |
| MERC Fund - OCC | 1,004,018 | 1,001,253 | (2,765) |
| MERC Fund - PCPA | 603,584 | 602,698 | (886) |
| MERC Fund - Admin | 174,739 | 172,308 | (2,431) |
| Risk Management Fund | 30,000 | 30,250 | 250 |
| Total transfers | \$3,172,805 | \$3,184,626 | \$11,821 |

OMSI Payment

Communications will receive \$13,625 in funding during FY 2011-12 for staff work conducted for OMSI on a National Science Foundation (NSF) grant project. Under the grant, OMSI and partners, including Metro, are developing a bilingual (English and Spanish) exhibit exploring the science of sustainability and the impacts of everyday choices. The project will launch in summer 2012 in OMSI's Earth Hall, and events will last through 2014. This action recognizes the dedicated funding and provides additional personal services appropriation for staff work conducted on this project.

Oxbow Park Remediation

As a result of the recent erosion damage at Oxbow Park, Parks and Environmental Services has and will continue to incur during the fiscal year significant additional expenses. The accelerating bank erosion in the campground required staff to remove a restroom and shower facility and a large section of the access road. These expenses were not anticipated in the current fiscal year budget. Currently, the campground is closed, but it is planned to reopen it for the summer camping season. In order to reopen the campground, additional expenditures are necessary for temporary safety and interpretive signage, fencing and other access controls for public safety, and other miscellaneous expenses. Staff also needs to contract for technical expertise including geotechnical engineering and hydrology to determine how best to protect public safety and plan for the future of the campground at the park. This action requests \$70,000 from the General Fund contingency for these expenses.

The expenses are projected as follows:

| ACTIVITY | EXPENSE |
|--|----------------|
| Emergency Actions (Demolition, signage, consulting) | \$34,000 |
| <i>Changes for 2012 Camping Season</i> | |
| Camping and Facility Changes (for Summer 2012) | 8,000 |
| Signage and Public Information | 6,500 |
| Safety and Access Control | 6,500 |
| Geotechnical and other scientific consulting (Phase I) | 15,000 |
| Total | \$70,000 |

FTE Correction in Natural Areas Bond Fund

In the FY 2011-12 budget, one Program Supervisor II position was reduced from 1.0 FTE to .75 FTE. Due to internal reorganizations and work assignments, staff is requesting to add .05 FTE to increase the position to .80 FTE. The additional hours are necessary for the position's work on the Natural Areas Bond Capital Grants and other bond program related work. No increase in appropriation authority is needed. The position is currently allocated between the General Fund and the Natural Areas Bond Fund. The .05 FTE will be added to the portion of the position that is currently allocated to the Natural Areas Bond Fund.

Residential Organics Program

On October 31, 2011, the City of Portland started a food waste collection program for residents of the City. This residential organics program was not anticipated in the FY 2011-12 adopted budget and is expected to increase the volume of organic materials handled at Metro's two transfer stations this fiscal year by approximately 64,000 more tons than projected for the budget. Previously, most of this yard debris material was hauled directly to processing facilities around the region for composting. Now that food is mixed with the yard waste, these facilities can no longer accept the material. Currently all of it is coming to Metro's transfer stations.

As a result, Metro has collected additional revenues and incurred additional costs to pay for the transportation and handling of this additional material. This budget amendment transfers current appropriation authority from the Solid Waste Fund contingency account to the operating account in order to cover an estimated \$3,600,000 in additional costs. A tip fee is charged on the organic waste and the revenue to pay for these additional costs is collected on the additional residential organics waste that arrives at the transfer stations.

Information Services Data Center (CIP Amendment only)

The 2012 renewal and replacement budget for Information Services includes \$108,000 for replacement of a main and backup air conditioning unit in the MRC server room as well as a server-grade UPS (uninterruptable power supply) which delivers short-term battery backup in the event of a power failure. Each of these items is an essential component for any server room. They are being combined into one project to create a more strategic approach to addressing Metro's server environment needs by allowing additional engineering options that would not be possible if each system was replaced with an exact replacement part.

In combining these smaller projects into a single project, the resulting project now meets the threshold of a Capital Improvement Project as defined in Metro's Capital Asset Management policies. This request is to amend the FY 2011-12 through FY 2015-16 Capital Improvement Plan combining three existing renewal and replacement projects to this single project totaling \$108,160. The three smaller projects will be eliminated by this action.

Information Services Data Storage (CIP Amendment only)

Over the last few years, Metro has experienced an increasing need for data storage space. During that time, advancements have been made in storage systems which provide faster access to critical data and better utilization of expensive, high-availability storage as well as more cost-effective storage for lower-priority systems. Storage systems have also become more scalable, meaning you can simply add to them when you need more space.

Information Services is seeking a strategic solution that can help the agency better manage its electronic storage needs. Replacement systems are already in the 2012 renewal and replacement budget. There are currently nine, main storage devices across the agency, from five different manufacturers. The three systems in the current R&R budget are being pooled into a single project in order to set a storage system standard. We anticipate that this standard would save money by better matching the technology to our need and provide better and more consistent management over the data, as well as a plan for future growth.

This request is to amend the FY 2011-12 through FY 2015-16 Capital Improvement Plan combining seven existing renewal and replacement projects to this single project totaling \$245,243. The seven smaller projects will be eliminated by this action. At a later time, a new capital request may be made to enable IS to respond to the ongoing need for increasing amounts of storage.

ANALYSIS/INFORMATION

1. **Known Opposition:** None known.
2. **Legal Antecedents:** ORS 294.450(1) provides for transfers of appropriations within a fund, including transfers from contingency, if such transfers are authorized by official resolution or ordinance of the governing body for the local jurisdiction. ORS 294.450(3) provides for transfers of appropriations or of appropriations and a like amount of budget resources between funds of the municipal corporation when authorized by an official resolution or ordinance of the governing body.
3. **Anticipated Effects:** This action provides for changes in operations as described above; implements several housekeeping or technical changes; recognizes additional contributions; provides for additional expenditure appropriation to meet public safety needs at Oxbow Regional Park and increased transportation and handling charges related to residential organics.
4. **Budget Impacts:** This action has the following impact on the FY 2011-12 budget:
 - Implements GASB Statement 54 recognizing Rehabilitation and Enhancement Fees and Host Fees as direct revenue to the Rehabilitation and Enhancement Fund rather than transfers from the Solid Waste Revenue Fund.

- Transfers the Diversity Program Coordinator and associated materials & services from Human Resources to the Office of the Chief Operating Officer in the Council Office.
- Recognizes the approved transition plan for the former Metro Attorney, transferring sufficient appropriation and FTE to the Office of the COO in the Council Office to provide for a Policy Advisor II position for the remaining of the fiscal year.
- Adjusts transfers of the accumulated PERS Reserve to the General Fund to actual amount as of July 1, 2011.
- Recognizes a small grant payment from OMSI to assist in developing a bilingual (English and Spanish) exhibit exploring the science of sustainability and the impacts of everyday choices.
- Transfers \$70,000 from the General Fund Contingency to Parks and Environmental Services to provide for public safety needs after recent erosion incidents of the river bank, and to help plan for the future of the campground at the park.
- Provides for minor FTE increase in the Natural Areas Bond Fund.
- Transfers \$3.6 million from the Solid Waste Revenue Fund to cover the additional transportation and handling costs incurred from the City of Portland residential organics program.
- Amends the FY 2011-12 through FY 2015-16 Capital Improvement Plan for two information services projects .

RECOMMENDED ACTION

The Chief Operating Office recommends adoption of this Ordinance.

Agenda Item No. 5.1

Resolution No. 12-4332, For the Purpose of Approving the
2012-2015 Metropolitan Transportation Improvement
Program for the Portland Metropolitan Area.

Resolutions

Metro Council Meeting
Thursday, March 15, 2012
Metro, Council Chamber

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF APPROVING THE 2012-) RESOLUTION NO. 12-4332
2015 METROPOLITAN TRANSPORTATION)
IMPROVEMENT PROGRAM FOR THE) Introduced by Councilor Carlotta Collette
PORTLAND METROPOLITAN AREA)

WHEREAS, the Portland metropolitan area Metropolitan Transportation Improvement Program (MTIP), which reports on the programming of all federal transportation funds to be spent in the region, must be updated every two years in compliance with federal regulations, and

WHEREAS, the Metro Council and Joint Policy Advisory Committee on Transportation (JPACT) have proposed programming of the regional flexible funds portion of the federal allocation of transportation funds to this region, and

WHEREAS, the Oregon Department of Transportation has proposed programming of federal transportation funds for projects in the Portland metropolitan area through the State Transportation Improvement Program (STIP), and

WHEREAS, the transit service providers TriMet and South Metropolitan Area Rapid Transit (SMART) have proposed programming of federal transit funds, and

WHEREAS, these proposed programming of funds must be found in compliance with all relevant federal law and administrative rules, including a demonstration of compliance with the Oregon State implementation plan for air quality, and

WHEREAS, the draft MTIP for the Portland, Oregon metropolitan area, attached as Exhibit A, demonstrates compliance with all relevant federal law and administrative rules, and

WHEREAS, 2010-13 projects were adopted by Resolution No. 10-4186 (For the Purpose of Approving the 2010-13 Metropolitan Transportation Improvement Program for the Portland Metropolitan Area), and

WHEREAS, the companion Metro Resolution No.12-4333, (For the Purpose of Approving the Air Quality Conformity Determination for the 2012-15 Metropolitan Transportation Improvement Program), demonstrates compliance with the federal Clean Air Act and the Oregon State implementation plan for air quality, and

WHEREAS, the proposed MTIP is consistent with the Regional Transportation Plan, adopted by Metro Ordinance No. 10-1241B.

WHEREAS, a public process has provided an opportunity for comments on the programming of federal funds to specific projects in specific fiscal years and whether that programming meets all relevant laws and regulations, in addition to extensive public processes used to select projects to receive these funds,

WHEREAS, on March 1, 2012 JPACT recommended approval of this resolution and the 2012-15 MTIP; now therefore

BE IT RESOLVED that the Metro Council adopt the Metropolitan Transportation Improvement Program for the Portland metropolitan areas as shown in Exhibit A; and

BE IT RESOLVED that projects in the existing 2010-13 MTIP that do not complete obligation of funding prior to September 30, 2012 will be programmed into the 2012-15 MTIP.

ADOPTED by the Metro Council this ___ day of March 2012.

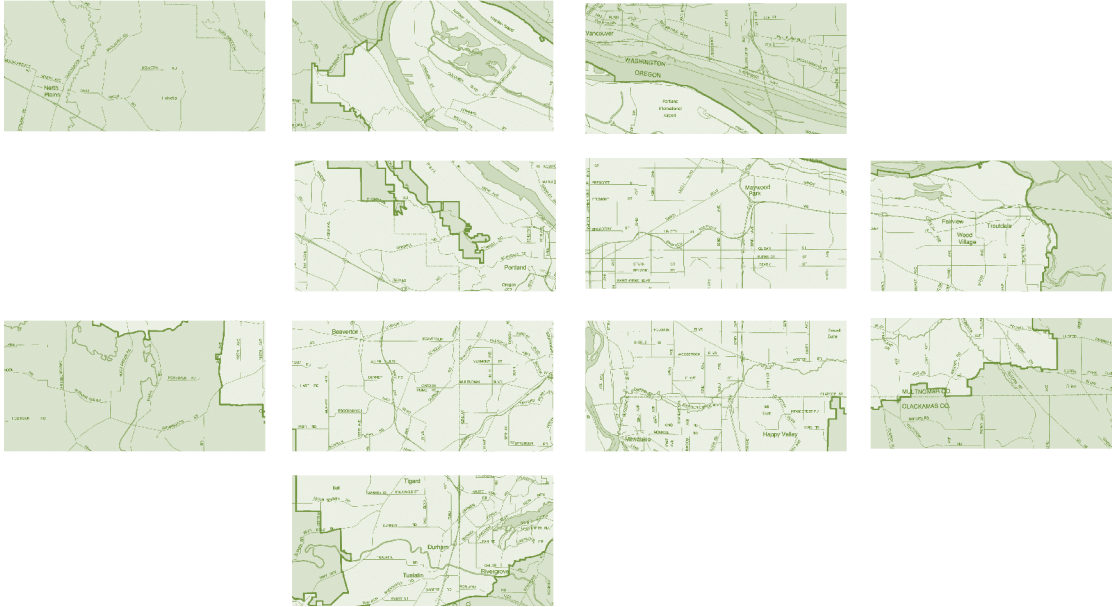
Tom Hughes, Council President

Approved as to Form:

Alison Kean Campbell, Metro Attorney

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www.oregonmetro.gov



Metropolitan Transportation Improvement Program

2012-15

Adoption draft

Portland metropolitan area

Federal fiscal years 2012 through 2015

February 2012

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 12-4332 FOR THE PURPOSE OF APPROVING THE 2012-2015 METROPOLITAN TRANSPORTATION IMPROVEMENT PROGRAM FOR THE PORTLAND METROPOLITAN AREA

Date: March 15, 2012

Prepared by: Ted Leybold, 503-797-1759

BACKGROUND

The 2012-15 Metropolitan Transportation Improvement Program (MTIP) is a report that summarizes all programming of federal transportation funding in the metropolitan region for the federal fiscal years 2012-2015 and demonstrates that the use of these funds will comply with all relevant federal laws and administrative rules. The MTIP and the State Transportation Improvement Program (STIP) are required to be coordinated and approved in the same time period every two years.

Acting on this resolution would:

- Approve the scheduling of previously allocated federal funding to projects by project phase and fiscal year,
- Define administrative authority to add or remove projects from the MTIP (defined in Section 1.7),
- Affirm the region meets federal planning and programming rules and submission of documentation to the Governor of Oregon, the Federal Highway Administration and the Federal Transit Administration.

Generally, there are three sources of proposed programming of federal transportation funds that are reflected in the MTIP:

- Regional flexible funds – projects in the regional flexible fund allocation (RFFA) process, selected by JPACT and the Metro Council,
- Projects and maintenance on the national highway system proposed by the Oregon Department of Transportation through the State Transportation Improvement Program (STIP) process,
- Transit projects proposed by the region's transit agencies.

Federal regulations designate JPACT and the Metro Council as the bodies responsible for approving the comprehensive package of federal highway and transit funds for the Portland metropolitan area.

The projects and programs selected by JPACT and Metro Council to receive regional flexible funds for the years 2014 and 2015 have been assigned to their respective years of allocation and fund type (Surface Transportation Program or Congestion Mitigation/Air Quality) in the MTIP. Previous programming of these funds for the years 2012 and 2013 has been updated to reflect changes in construction schedules and project costs.

The programming of state highway funds is proposed by the Oregon Department of Transportation and is summarized in Tables 3.1.4.

The programming of federal transit funds to the metropolitan region is summarized in Table 3.1.3 In addition to the regional flexible funds programmed to transit activities through the RFFA process, there

are several types of federal funds summarized, including rail new starts, a program for jobs access for low income citizens, allocations for bus purchases and allocations for maintenance of the bus and rail systems. The proposed programming of funds is consistent with the TriMet Transit Investment Plan, a 5-year rolling capital improvement program that guides the short term Implementation of the 20-year regional Transportation Plan.

Programming changes since publication of the draft 2012-15 State Transportation Improvement Program (STIP) will be tracked on Attachment 1. These changes will be effective immediately following federal approval of the STIP.

Adoption of this resolution would fulfill JPACT and Metro Council's role within federal law to program federal funds, consistent with federal regulations as documented in Exhibit A; the Metropolitan Transportation Improvement Program for the Portland metropolitan area, federal fiscal years 2012-2015.

Public involvement for Draft MTIP

The Federal Highway Administration requires Metro and other regional agencies nationwide to make the schedule of MTIP projects available for public comment prior to final adoption. In addition, Metro's Public Involvement Policy for Transportation Planning requires a 30-day public comment period for a draft MTIP.

On Friday, Jan. 13, 2012, Metro opened a public comment period, closing the comment period 32 days later at noon on Monday, Feb. 13. The opportunity also described Metro's determination that the region will continue to meet federal and state clean air standards. It also provided an opportunity to comment on the capital program of City of Wilsonville's SMART (South Metro Area Regional Transit) transit agency.

The comment period was advertized with a legal notice in The Oregonian on Friday, Jan. 13, a newsfeed posted to Metro's News web site on Jan. 18 and an email notices to more than 500 addresses on the TPAC and JPACT members and interested parties lists. Both the advertisement and the newsfeed directed the public to a web page that provided copies of the Draft MTIP document, Draft Air Quality Conformity and proposed program for SMART. Because of the scope of the comment opportunity was limited to project schedules and recent JPACT approval of allocation of funds, staff determined that translation and specific environmental justice outreach were not required.

Two comments were received during the comment period. Marguerite Truttman, a Realtor from Gresham, said she was opposed to having a MAX line from Portland to Gresham via Powell Boulevard. John Charles, of the Cascade Policy Institute, said the calculation of Transportation Control Measures (TCM) was flawed because it didn't account for bus service cuts.

Staff proposes the following responses to the comments:

- On the potential for new high capacity transit in the Southeast Powell corridor, that project is not part of the 2012-15 MTIP. The work plan for a "next corridor" planning process will be reviewed as part of the next Unified Planning Work Program.
- On the TCM issue, the measurement of whether the control measure has been met is based on the amount of transit capacity the region provides, not on its ridership. Transit ridership, as with other transportation outputs such as vehicle trips, can vary based on the economy and other factors.

ANALYSIS/INFORMATION

1. **Known Opposition** None known at this time.
2. **Legal Antecedents** This resolution programs transportation funds in accordance with the federal transportation authorizing legislation (currently known as SAFETEA-LU). The allocation process is intended to implement the Regional Flexible Fund Allocation (RFFA) process for years 2012 through 2015 as defined by Resolution Nos. 09-4017 and 11-4313. This MTIP must be consistent with the Regional Transportation Plan, adopted by Metro Ordinance No. 10-1241B. This MTIP must also be determined to be in conformance with the federal Clean Air Act, which was accomplished through action on Metro Resolution No. 12-4333.
3. **Anticipated Effects** Adoption of this resolution is a necessary step to make the transportation projects and programs defined in the MTIP, provided as Exhibit A, eligible to receive federal funds to reimburse project costs.
4. **Budget Impacts** Adoption of this resolution is a necessary step in making eligible federal surface program funds for planning activities performed at Metro. These impacts have been previously described as a part of the actions on Metro Resolution Nos. 09-4017 and 11-4313. This includes \$5,873,176 of federal funds to be used for planning activities at Metro between 2012-15. Grant funds allocated to Metro planning require a match totaling 10.27% of project costs. This would include \$672,211 through the course of the 2012-15 time period. An additional \$9,946,000 of planning and programming activities scheduled and funded to take place in the 2012-15 MTIP. These funds are subject to being sub-allocated to Metro or other agencies. The total required match for funding of these activities is \$1,138,364, although Metro would only be responsible for matching to the portion of funds sub-allocated to Metro. Under current sub-allocation patterns, staff estimates approximately \$450,000 of the \$1,138,364 match requirement could be required of Metro. Further action through the annual Unified Planning Work Program (UPWP) and individual Intergovernmental Agreements (IGA) will be needed to execute these planning activities.

RECOMMENDED ACTION

Staff recommends approval of Resolution No. 12-4332.

Attachment 1

Programming Changes since 2012-15 MTIP Public Comment Draft

| ODOT Key # | Lead Agency | MTIP ID # | Project Name | Year | Amount | Fund Type | Action |
|------------|-------------|-----------|--|------|---------------|-----------|--|
| 17305 | SMART | 70338 | SMART Preventive Maintenance FY12 | 2012 | \$180,000 | STP | Delete programming. |
| 17306 | SMART | 70339 | SMART Preventive Maintenance FY13 | 2013 | \$180,000 | STP | Delete programming. |
| 18052 | TriMet | 70518 | Bus & Rail Preventive Maintenance-2 (FY14) | 2014 | \$1,500,000 | STP | Delete programming. |
| 18053 | TriMet | 70519 | Bus & Rail Preventive Maintenance-2 (FY15) | 2015 | \$1,500,000 | STP | Delete programming. |
| 15553 | TriMet | 70011 | Rail Prev Maint (Bus Stop Dev/Streamline Prog)(FY13) | 2013 | \$707,000 | STP | Add programming. |
| 18036 | TriMet | 70522 | TriMet RTO Program (FY14) | 2014 | \$437,750 | CMAQ | Delete programming until RTO sub-allocation complete. |
| 18037 | TriMet | 70523 | TriMet RTO Program (FY15) | 2015 | \$450,883 | CMAQ | Delete programming until RTO sub-allocation complete. |
| 18054 | TriMet | 70520 | Portland to Milwaukie Light Rail (FY14) | 2014 | \$100,000,000 | 5309 | Add funding for fiscal years 2012 (\$85,000,000) and 2013 (\$100,000,000). |
| 18016 | Metro | 70495 | Corridor & Systems Planning 2014 | 2014 | \$500,000 | STP | Advance program year to 2013. |
| 18023 | Portland | 70483 | Burgard/Lombard @ North Time Oil Road intersection | | | STP | Change project name to: Burgard @ N Time Oil Road intersection. |
| 18026 | Sherwood | 70480 | Cedar Creek/Tonquin Trail: Roy Rogers Rd - T-S Rd | | | STP | Change name to Cedar Creek/Tonquin Trail to Murdock |
| 18025 | Portland | 70498 | Portland Bike Sharing Project | | | STP | Change project name to: Portland Bike Share Project. |
| 18019 | Mult. Co. | 70484 | Arata Road: NE Wood Village Blvd - NE 223rd Ave | | | STP | Change project name to: Arata Road: NE Wood Village Blvd - NE 238th Ave |

Note: total project cost will be added to the tables in Chapter 3 of the MTIP.

Agenda Item No. 5.2

Resolution No. 12-4333, For the Purpose of Approving the Air
Quality Conformity Determination for the 2012-2015
Metropolitan Transportation Improvement Program.

Resolutions

Metro Council Meeting
Thursday, March 15, 2012
Metro, Council Chamber

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF APPROVING THE AIR) RESOLUTION NO. 12-4333
QUALITY CONFORMITY DETERMINATION)
FOR THE 2012-2015 METROPOLITAN) Introduced by Councilor Carlotta Collette
TRANSPORTATION IMPROVEMENT)
PROGRAM.)

WHEREAS, clean air contributes to the health of Metro residents and their quality of life; and

WHEREAS, the federal Clean Air Act and other federal laws, including CFR 93.100 through CFR 93.129 contain air quality standards designed to ensure that federally supported activities meet air quality standards, and these federal standards apply to on-road transportation plans, programs and activities in the Metro area; and

WHEREAS, Chapter 340, Division 252, Transportation Conformity, of Oregon Administrative Rules was adopted to implement section 176(c) of the federal Clean Air Act, as amended, and these rules also apply to Metro area on-road transportation plans, programs and activities; and

WHEREAS, these federal and state regulations require an air quality conformity determination on any updated Metropolitan Transportation Improvement Program; and

WHEREAS, in March 2012 as a part of companion Resolution 12-4332, the region proposes to update the MTIP for the federal fiscal years 2012 through 2015, subject to air quality conformity determination; and

WHEREAS, on January 9, 2012, Metro staff consulted with state and federal air quality regulatory agencies on the draft Air Quality Conformity Determination for the 2012-15 MTIP and received their input and concurrence as to its meeting state and federal rules; and

WHEREAS, on February 17, 2012, the Transportation Policy Alternatives Committee (TPAC), as the official consultation body within the Metro region for consultation on meeting the transportation elements of the State Implementation Plan for Air Quality, recommended adoption of this resolution; and

WHEREAS, the Air Quality Conformity Determination dated February 17, 2012, included in Exhibit A and attached hereto, demonstrates that the 2012-2015 MTIP can be implemented and the resulting total air quality emissions are forecast to be substantially less than the maximum allowable transportation source emission levels and that other air quality related rules have been met; now, therefore,

BE IT RESOLVED that the Metro Council hereby:

- 1. Approves the air quality conformity determination attached to this resolution as Exhibit A.

2. Directs the Chief Operating Officer to forward the Air Quality Conformity Determination dated February 17, 2012, to the Federal Highway Administration and Federal Transit Administration for approval.

ADOPTED by the Metro Council this ____ day of March, 2012.

Approved as to form:

Tom Hughes, Council President

Alison Kean-Campbell, Metro Attorney

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Air Quality Conformity Determination
February 17, 2012

2012–15
METROPOLITAN TRANSPORTATION
IMPROVEMENT PROGRAM

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 12-4333, FOR THE PURPOSE OF APPROVING THE AIR QUALITY CONFORMITY DETERMINATION FOR THE 2012-2015 METROPOLITAN TRANSPORTATION IMPROVEMENT PROGRAM.

Date: February 14, 2012

Prepared by: Matt Bihn and Ted Leybold

BACKGROUND

Overview

Federal regulations require that an air quality conformity determination be completed for any updated Metropolitan Transportation Improvement Program. The air quality conformity determination must demonstrate compliance with all federal and state determined air pollutants for the area so that the region, the Oregon Department of Transportation and local jurisdictions can continue to be eligible to receive federal funds for transportation projects within the region.

To accomplish the determination, the region must demonstrate through travel demand and motor vehicle emission modeling that its planned transportation investments will not result in emissions from transportation-related sources exceeding the budget, or maximum allowed amounts, as adopted for the region in the State Implementation Plan for Air Quality.

The Metro area is in compliance with the standards for all air pollutants regulated by federal and state regulations. However, the current status of air quality in the Metro region is that it is a “maintenance” area for carbon monoxide. That is, while the region has greatly reduced carbon monoxide levels and has not exceeded maximum levels since 1989, it still must monitor carbon monoxide levels and complete air quality conformity determinations for carbon monoxide emissions from on-road transportation sources. This analysis is produced using Metro’s travel forecasting model, assuming the region’s projected growth to the transportation plan horizon year (2035) and the transportation investments included in the financially constrained RTP (of which the MTIP is a subset). The travel model results are then used with the Environmental Protection Agency’s approved MOBILE 6.2 air quality model to determine air pollutant levels from on-road sources. These emission levels are then compared with the motor vehicle emission budgets, or maximum air pollution levels of carbon monoxide from on-road transportation sources, as determined by the Oregon Environmental Quality Commission based on the analysis and recommendations of the Oregon Department of Environmental Quality.

To be consistent with the State Implementation Plan for Air Quality, the region has also agreed to implement a minimum amount of growth in transit service and new pedestrian and bicycle facilities during the effective period of the current air quality implementation plan (2007 – 2016). This growth in transit service and new facilities are referred to within the air quality plan as Transportation Control Measures (TCMs).

Prior Carbon Monoxide Conformity Determination

Exhibit A to Resolution No. 10- 4150A, “For the Purpose of Approving the Air Quality Conformity Determination for the 2035 Regional Transportation Plan and the 2010-2013 Metropolitan Transportation Improvement Program,” is the Air Quality Conformity Determination (dated May 14, 2010) that includes a carbon monoxide emission analysis of on-road transportation sources from the region based on the 2035 RTP and 2010-2013 MTIP.

The analysis showed that federal and state air quality standards for carbon monoxide can easily be met now and in the future in the Metro region considering the combined emissions generated from on-road vehicles using: 1) the existing transportation system, and, 2) the projects included in the 2010-13 Metropolitan Transportation Improvement Program; and, 3) all of the other improvements included in the financially constrained system of the 2035 Regional Transportation Plan; and 4) all other local transportation projects that are considered regionally significant.

Accordingly, this determination was adopted by Metro Council and approved by the Federal Highways Administration and Federal Transit Administration (after conferring with the US Environmental Protection Agency).

2012-15 MTIP Conformity Determination

The update to the existing 2010-13 MTIP to a proposed 2012-15 MTIP requires a new determination. Metro staff provided updates to air quality conformity documentation to reflect new projects being prioritized for funding in the updated 2012-15 MTIP.

The new projects being proposed for funding were all determined to be either exempt from regional air quality emissions analysis or to be consistent with the previous modeling and analysis of project implementation for determining air quality conformity. Therefore, no new travel demand or emissions analysis were determined necessary for demonstrating conformity with transportation emissions budgets.

New projects were also analyzed for maintaining consistency with the region's transportation control measures (TCMs). The new projects were added to the analysis of TCMs and demonstrated that the region remains in compliance with meeting the measures.

This draft determination was shared with state and federal air quality regulatory agencies to receive their input and concurrence as to its meeting state and federal rules on January 9, 2012. The participants did provide their concurrence at that meeting on the adequacy of the determination.

The determination was then released for public comment between January 10th and February 13th. Finally, the Transportation Policy Alternatives Committee (TPAC), as the official consultation body within the Metro region for consultation on meeting the transportation elements of the State Implementation Plan for Air Quality, recommended adoption of this resolution at its meeting February 17, 2012.

Summary of Comments Received and Responses/Recommendation Actions

The Federal Highway Administration requires Metro and other regional agencies nationwide to make the draft of the air quality report for the schedule of MTIP projects available for public comment prior to final adoption. In addition, Metro's Public Involvement Policy for Transportation Planning requires a 30-day public comment period for a draft air quality report for the MTIP.

On Friday, Jan. 13, 2012, Metro opened a public comment period, closing the comment period 32 days later at noon on Monday, Feb. 13. In addition to describing the MTIP schedule, the comment opportunity described Metro's determination that the region will continue to meet federal and state clean air standards. It also provided an opportunity to comment on the capital program of City of Wilsonville's SMART (South Metro Area Regional Transit) transit agency.

The comment period was advertised with a legal notice in The Oregonian on Friday, Jan. 13, a newsfeed posted to Metro's News web site on Jan. 18 and an email notices to more than 500 addresses on the TPAC and JPACT members and interested parties lists. Both the advertisement and the newsfeed directed the public to a web page that provided copies of the Draft MTIP document, Draft Air Quality Conformity Determination and proposed program for SMART. Because of the scope of the comment opportunity was

limited to project schedules and recent JPACT approval of allocation of funds, staff determined that translation and specific environmental justice outreach were not required.

No comments were received on the air quality conformity determination report. Two comments were received on the MTIP schedule.

ANALYSIS/INFORMATION

1. **Known Opposition** None.

2. **Legal Antecedents**

Federal regulations include:

- Clean Air Act, as amended [42 U.S. C. 7401 and 23 U.S.C. 109(j)], as amended].
- US EPA transportation conformity rules (40 CFR, parts 51 and 93).

State regulations include:

- Oregon Administrative Rules for Transportation Conformity, (OAR Chapter 340, Division 252).
- 2006 State Implementation Plan (SIP).
- 2006 Portland Area Carbon Monoxide Maintenance Plan and 2007 Portland Area Ozone Maintenance Plan.

Metro legislation includes:

- Resolution 10-1241B, “For the Purpose of Approving the 2035 Regional Transportation Plan”.
- Resolution 10-4186, “For the Purpose of Approving the 2010-13 Metropolitan Transportation Improvement Program for the Portland Metropolitan Area”.
- Resolution 10-1450A, “For the Purpose of Approving the Air Quality Conformity Determination for the 2035 Regional Transportation Plan and the 2010-13 Metropolitan Transportation Improvement Program”.
- Resolution 12-4332, “For the Purpose of Adopting the 2012-15 Metropolitan Transportation Improvement Program”.

3. **Anticipated Effects:** Approval of this resolution allows for funding of proposed transportation projects in the 2012-2015 MTIP and advancing the goals of the 2035 Regional Transportation Plan. With approval, staff will submit the Air Quality Conformity Determination and findings to the U.S. Department of Transportation for approval.

4. **Budget Impacts:** None directly by this action.

RECOMMENDED ACTION

Staff recommends approval of Resolution No. 12-4333.

Agenda Item No. 5.3

Resolution No. 12-4334, For the Purpose of Authorizing
General Obligation Bonds and Refunding General Obligation
Bonds.

Resolutions

Metro Council Meeting
Thursday, March 15, 2012
Metro, Council Chamber

BEFORE THE METRO COUNCIL

AUTHORIZING GENERAL) RESOLUTION NO. 12-4334
OBLIGATION BONDS AND)
REFUNDING GENERAL) Introduced by Martha Bennett, Chief
OBLIGATION BONDS) Operating Officer with the concurrence
) of Council President Tom Hughes

WHEREAS, on November 7, 2006, voters in the Metro region approved a \$227.4 million bond measure (the “Natural Areas Bond Measure”) directing Metro to purchase natural areas and lands near rivers and streams for the protection of water quality, park projects, and preservation of fish and wildlife; and,

WHEREAS, Metro has issued \$124.295 million of bonds under the authority of the Natural Areas Bond Measure and the specific authorization provided in Resolution 07-3770, approved by the Metro Council on February 1, 2007; and,

WHEREAS, it is now desirable to authorize the sale of up to \$75 million of bonds under the authority of the Natural Areas Bond Measure; and,

WHEREAS, voters in the Metro region approved a \$125 million bond measure (the “Zoo Bond Measure”) to protect animal health and safety, conserve and recycle water; and,

WHEREAS, Metro has issued \$20 million of bonds under the authority of the Zoo Bond Measure; and,

WHEREAS, it is now desirable to authorize the sale of up to \$65 million of bonds under the authority of the Zoo Bond Measure; and,

WHEREAS, under current market conditions refunding all or a portion of Metro’s General Obligation Refunding Bonds, Series 2002 and Metro’s General Obligation Bonds, Series 2007 may produce adequate debt service savings; and,

WHEREAS, it is now desirable to authorize the refunding of outstanding general obligation refunding bonds to achieve debt service savings; now, therefore,

BE IT RESOLVED by the Metro Council as follows:

Section 1. Natural Areas Bonds Authorized.

The Metro Council hereby authorizes the issuance of up to \$75 million of the general obligation bonds that were authorized by the Natural Areas Bond Measure. The bonds authorized by this Section 1 (the “Natural Areas Bonds”) shall be sold and issued as provided in this resolution pursuant to Oregon Revised Statutes (“ORS”) Section 268.520 and the applicable provisions of ORS Chapter 287A. Proceeds of the Natural Areas Bonds shall be used for the

purposes authorized in the Natural Areas Bond Measure and costs related to the Natural Areas Bonds. The unused authority granted in Resolution 07-3770 to sell any additional bonds is revoked.

Section 2. Zoo Bonds Authorized.

The Metro Council hereby authorizes the issuance of up to \$65 million of the general obligation bonds that were authorized by the Zoo Bond Measure. The bonds authorized by this Section 2 (the “Zoo Bonds”) shall be sold and issued as provided in this resolution pursuant to ORS Section 268.520 and the applicable provisions of ORS Chapter 287A. Proceeds of the Zoo Bonds shall be used for the purposes authorized in the Zoo Bond Measure and costs related to the Zoo Bonds.

Section 3. Refunding Bonds Authorized.

The Metro Council hereby authorizes the issuance of general obligation refunding bonds to refund any outstanding Metro general obligation bonds that achieve adequate debt service savings. The bonds authorized by this Section 3 (the “Refunding Bonds”) shall be sold and issued as provided in this resolution pursuant to ORS Section 268.525 and the applicable provisions of ORS Chapter 287A. The Refunding Bonds may be issued in an amount sufficient to pay and redeem the general obligation bonds that are being refunded, plus an amount sufficient to pay estimated costs related to the refunding and the Refunding Bonds.

Section 4. Delegation.

The Natural Areas Bonds, Zoo Bonds, and Refunding Bonds are referred to collectively in this resolution as the “Bonds.” The Chief Operating Officer or the person designated by the Chief Operating Officer to act under this resolution (the “Metro Official”), on behalf of Metro and without further action by Metro Council, may:

- 4.1 Issue the Bonds in one or more series that may be sold at different times.
- 4.2 Participate in the preparation of, authorize the distribution of, and deem final the preliminary and final official statements and any other disclosure documents for the Bonds.
- 4.3 Establish the final principal amounts, maturity schedules, interest rates, sale prices, redemption terms, payment terms and dates, record date and other terms of each series of the Bonds.
- 4.4 Publish a notice of sale, receive bids and award the sale of each series of Bonds to the bidder complying with the notice and offering the most favorable terms to Metro, or select one or more underwriters, commercial banks or other investors and negotiate the sale of any series of the Bonds with those underwriters, commercial banks or investors.
- 4.5 Undertake to provide continuing disclosure for each series of the Bonds in accordance with Rule 15c2-12 of the United States Securities and Exchange Commission.

- 4.6 Appoint and enter into agreements with a paying agent, verification agent, escrow agent, registrar and any other professionals and service providers that the Metro Official determines are desirable in connection with the Bonds.
- 4.7 Apply for ratings for each series of Bonds, determine whether to purchase municipal bond insurance or obtain other forms of credit enhancements for each series of Bonds, enter into agreements with the providers of credit enhancement, and execute and deliver related documents.
- 4.8 Prepare, execute and deliver a bond declaration for each series of Bonds specifying the terms under which each series of Bonds is issued, and making covenants for the benefit of Bondowners. The bond declarations may also contain covenants for the benefit of any credit providers.
- 4.9 Determine whether each series of Bonds will bear interest that is excludable from gross income under the Internal Revenue Code of 1986, as amended, or is includable in gross income under that code. If a series bears interest that is excludable from gross income under that code, the Metro Official may enter into covenants to maintain the excludability of interest on that series of the Bonds from gross income.
- 4.10 File any required advance refunding plans for the Refunding Bonds with the State of Oregon.
- 4.11 Determine whether the savings produced by refunding are adequate to justify the refunding, and select the outstanding general obligation bonds that will be refunded.
- 4.12 Enter into escrow deposit agreements and take any other actions to call, defease and refund the any bonds that are refunded.
- 4.13 Issue, sell and deliver the Bonds and execute any documents and take any other action in connection with the Bonds which the Metro Official finds will be advantageous to Metro.

Section 5. Security For Bonds.

Metro hereby pledges its full faith and credit to pay the Bonds. Metro hereby covenants for the benefit of the Owners to levy a direct ad valorem tax upon all of the taxable property within Metro which is sufficient, after taking into consideration discounts taken and delinquencies that may occur in the payment of such taxes, to pay all Bond principal and interest when due. Metro covenants to levy this tax each year until all the Bonds are paid. This tax shall be in addition to all other taxes of Metro, and this tax shall not be limited in rate, amount or otherwise, by Sections 11 or 11b of Article XI of the Oregon Constitution.

Section 6. Effective Date.

This resolution shall take effect on the date of its passage by the Metro Council.

ADOPTED by the Metro Council this 15th day of March 2012.

Tom Hughes, Council President

Approved as to Form:

Alison Kean Campbell, Metro Attorney

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 12-4334 AUTHORIZING GENERAL OBLIGATION BONDS AND REFUNDING GENERAL OBLIGATION BONDS

Date: March 2, 2012

Prepared by:
Margo Norton, Director of Finance and Regulatory Services
Kathy Rutkowski, Budget Coordinator

BACKGROUND

The purpose of this resolution is to authorize the sale of general obligation bonds in spring 2012. The resolution was prepared with the assistance of Metro's bond counsel Hawkins, Delafield & Wood, LLP (Harvey Rogers, bond counsel) and Metro's financial advisor, Seattle-Northwest Securities Corporation (Carol Samuels, financial advisor). The resolution authorizes the sale of bonds in three areas:

Oregon Zoo Infrastructure and Animal Welfare

In November 2008 Metro's voters authorized \$125 million in general obligation bonds for new construction, renovation and innovation at the Oregon Zoo to improve animal welfare, increase sustainability and expand opportunities for conservation education. Metro sold two small issues totaling \$20 million to complete the initial projects: construction of a Veterinary Medical Center, penguin life support system upgrade, related storm water projects and completion of a 20 -year Comprehensive Capital Master Plan, including the zoo bond implementation plan, which was approved by the Metro Council in November 2011. The approved bond implementation plan allows Metro to proceed to the next significant bond projects which include the on-site Elephant Habitat and related infrastructure, now in design, and the Condor Habitat, also in design. Metro intends to sell up to \$65 million in general obligation bonds and reasonably expects to spend 85 percent of the proceeds within the next three years, a condition of tax exempt bonds. The balance of authorized but unsold bonds after this sale would be \$40 million.

Natural Areas

In November 2006 Metro's voters authorized \$227.4 million in general obligation bonds to acquire natural areas, land for parks and property adjacent to streams to preserve habitat, enhance water quality, grow the region's network of trails, and provide greater access to nature. An initial series of \$124,295,000 was sold in 2007, and the proceeds have been used in three ways: acquisition of regionally significant properties in 27 target areas including the construction of three nature parks; local shares to cities, counties and park providers for specific projects; and a Nature in Neighborhoods Capital Grant program. Although the economy did slow the pace of anticipated acquisitions and this second sale, activity has been increasing. In the first six months of FY 2011-12, Metro expended \$17 million for these purposes, well on pace to exceed the \$20 - \$25 million annual spending of prior years. Metro intends to sell up to \$75 million to continue this program. The balance of authorized but unsold bonds after the sale will be just over \$28 million.

Refinancing Existing Debt

As part of due diligence, Metro periodically reviews its issued debt to determine if there are possible savings to its taxpayers from refinancing. The State Treasurer's Office requires a minimum 3 percent

savings over the life of the debt for certain qualifying issues, a threshold which we believe is reasonable. Given current market conditions which we expect to remain in place in the near term, we have identified two issues meeting the criteria: the 2002 Open Spaces refunding series and the 2007 Natural Areas series. We are seeking authority to refinance these issues, and any other bond issues that may meet the criteria at the time of the sale, depending on market conditions.

Combined Issuing

Metro believes that by combining these sales into a larger issue we can generate higher buyer interest in the marketplace, thereby securing the very best rate for our taxpayers. Issuing debt can be an expensive task, and while each element of the sale will have costs, a combined sale allows for the sharing of these costs and a more efficient work effort for staff. Preparing a single preliminary official statement and official statement, making a single ratings presentation, and preparing related sales documents only once all contribute to a reduced cost. Although the elements will be combined, the sale will be structured to offer clear transparency and accountability for the separate elements, including meeting the promises to the voters of a maximum 19 cents per thousand of assessed value stated in the Natural Areas measure and the 9 cents per thousand of assessed value stated in the Oregon Zoo Infrastructure measure.

Ratings Review

In 2007 Metro achieved its Aaa/AAA (“double triple” A) bond rating, the gold standard, when Moody’s upgraded our rating. Standard & Poor’s confirmed its AAA rating at that time and again in 2010. For a sale of this size, Metro will need to be reviewed by the ratings agencies just prior to the sale, a significant work effort for the entire agency, from financial, program and executive staff, to the Council. We are confident that Metro’s financial discipline and adherence to our financial policies, despite the economic downturn, will be seen favorably and result in confirmation of our highest ratings. Seattle Northwest, our financial advisor, will assist us in preparing for the ratings meetings which are scheduled for late April/early May.

Impact to Taxpayers

Metro’s tax bill for bonded debt has remained relatively low, particularly with the delay in issuing a second series of Natural Areas bonds and using short term, “pay as you go” small issues for the zoo. [The zoo’s \$20 million will be entirely paid on June 1, 2012.] As a result, the sale will certainly increase our tax levy. In percentage it will appear significant, but in actual dollars it will be modest. While the final levy cannot be determined until after the sale, we estimate that the maximum increase for our taxpayers over the current year, including the new issues and the adjustment for all other scheduled debt, will be about an additional 17 cents per thousand of assessed value. For a property assessed at \$200,000, the average metropolitan property amount, this would be an additional \$34 per year, less than \$3 per month, all within the parameters described to the voters at the time of the respective elections.

ANALYSIS/INFORMATION

1. **Known Opposition** – None.
2. **Legal Antecedents** – Metro may issue general obligation bonds pursuant to the authority granted by Metro Charter Section 10 and ORS 268.520 and pursuant to the voters’ approval of Measure 26-80 at the general election held on November 7, 2006 and approval of Measure 26-96 at the general election held on November 4, 2008.

3. **Anticipated Effects** – This action authorizes the issuance of up to \$75 million in general obligation bonds for Natural Areas under the November 2006 authorization; up to \$65 million in general obligation bonds for Oregon Zoo Infrastructure and Animal Welfare bonds under the November 2008 authorization; and to refund certain existing general obligation bonds that generate adequate savings. It also authorizes the Chief Operating Officer or her designee to negotiate and sign all documents and conduct the sale and issuance of the bonds.

4. **Budget Impacts** – The issuance of the bonds will generate additional funding for both the Natural Areas bond program and the Oregon Zoo Infrastructure and Animal Welfare bond program. No additional budget appropriation or action is necessary in the current fiscal year. The FY 2012-13 budget to be proposed in April will include the bond proceeds generated by this action and the associated related expenditures estimated for that fiscal year. Debt service payments on the new issues will begin in FY 2012-13. The debt payments will be structured not to exceed the \$0.19 per thousand of assessed value projected in the Natural Areas measure and the \$0.09 per thousand of assessed value projected in the Oregon Zoo Infrastructure measure. The general obligation bond debt service property tax levy will be sized to include the additional debt payments from the two new issues as well as any savings from the refunding of any existing outstanding debt.

RECOMMENDED ACTION

The Chief Operating Officer recommends Council adoption of Resolution No. 12-4334.