

 **Metro** | *Agenda*

Meeting: Metro Council  
Date: Thursday, June 28, 2012  
Time: 2 p.m.  
Place: Metro, Council Chamber

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**2 PM EXECUTIVE SESSION HELD PURSUANT WITH ORS 192.660 (2)(e). TO CONDUCT DELIBERATIONS WITH PERSONS DESIGNATED BY THE GOVERNING BODY TO NEGOTIATE REAL PROPERTY TRANSACTIONS.**

**2:30 PM CALL TO ORDER AND ROLL CALL**

**1. INTRODUCTIONS**

**2. CITIZEN COMMUNICATION**

**3. RESOLUTIONS**

**3.1 Resolution No. 12-4356**, For the Purpose of Authorizing the Chief Operating Officer to Purchase Property in the Johnson Creek and Watershed Target Area.

**Hughes**

**4. CHIEF OPERATING OFFICER COMMUNICATION**

**5. COUNCILOR COMMUNICATION**

**ADJOURN**

**Television schedule for June 28, 2012 Metro Council meeting**

<p><b>Clackamas, Multnomah and Washington counties, and Vancouver, WA</b>  Channel 30 – Community Access Network  <i>Web site:</i> <a href="http://www.tvctv.org">www.tvctv.org</a>  <i>Ph:</i> 503-629-8534  <i>Date:</i> Thursday, June 28</p>	<p><b>Portland</b>  Channel 30 – Portland Community Media  <i>Web site:</i> <a href="http://www.pcmtv.org">www.pcmtv.org</a>  <i>Ph:</i> 503-288-1515  <i>Date:</i> Sunday, July 1, 7:30 p.m.  <i>Date:</i> Monday, July 2, 9 a.m.</p>
<p><b>Gresham</b>  Channel 30 - MCTV  <i>Web site:</i> <a href="http://www.metroeast.org">www.metroeast.org</a>  <i>Ph:</i> 503-491-7636  <i>Date:</i> Monday, July 2, 2 p.m.</p>	<p><b>Washington County</b>  Channel 30– TVC TV  <i>Web site:</i> <a href="http://www.tvctv.org">www.tvctv.org</a>  <i>Ph:</i> 503-629-8534  <i>Date:</i> Saturday, June 30, 11 p.m.  <i>Date:</i> Sunday, July 1, 11 p.m.  <i>Date:</i> Tuesday, July 3, 6 a.m.  <i>Date:</i> Wednesday, July 4, 4 p.m.</p>
<p><b>Oregon City, Gladstone</b>  Channel 28 – Willamette Falls Television  <i>Web site:</i> <a href="http://www.wftvmedia.org/">http://www.wftvmedia.org/</a>  <i>Ph:</i> 503-650-0275  Call or visit web site for program times.</p>	<p><b>West Linn</b>  Channel 30 – Willamette Falls Television  <i>Web site:</i> <a href="http://www.wftvmedia.org/">http://www.wftvmedia.org/</a>  <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](http://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. 3.1

**Resolution No. 12-4356**, For the Purpose of Authorizing the  
Chief Operating Officer to Purchase Property in the Johnson  
Creek and Watershed Target Area.

Metro Council Meeting  
Thursday, June 28, 2012  
Metro, Council Chamber

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING THE ) RESOLUTION NO. 12-4356  
CHIEF OPERATING OFFICER TO PURCHASE )  
PROPERTY IN THE JOHNSON CREEK AND ) Introduced by Chief Operating Officer Martha  
WATERSHED TARGET AREA ) J. Bennett, with the concurrence of Council  
) President Tom Hughes

WHEREAS, at the general election held on November 7, 2006, the voters of the Metro region approved the 2006 Natural Areas Bond Measure, authorizing Metro to sell \$227.4 million in general obligation bonds to fund natural area acquisition and water quality protection; and

WHEREAS, the Johnson Creek Target Area was identified in the Bond Measure as one of 27 regional target areas for land acquisition; and

WHEREAS, on September 20, 2007, the Metro Council adopted Resolution No. 07-3851 “Approving the Natural Areas Acquisition Refinement Plan for the Johnson Creek and Watershed Target Area” which resolution approved the acquisition of the properties within the target area; and

WHEREAS, a primary goal of the Johnson Creek and Watershed Area refinement plan is to “protect lands along the mainstream and important tributaries of Johnson Creek”; and

WHEREAS, certain real property legally described and identified in the executive session (the “Property”) that meets this goal and which is identified in the Johnson Creek and Watershed Area refinement plan may be available for purchase; and

WHEREAS, Metro Code Chapter 2.04.026 requires Metro Council authorization for any contract for the purchase of real property to be owned by Metro; now therefore

BE IT RESOLVED that the Metro Council finds that, for the reasons stated and as provided herein and discussed in the executive session, it is in the public interest to purchase the Property, and therefore authorizes the Chief Operating Officer to:

1. Acquire the Property on terms and under conditions acceptable to the Chief Operating Officer and the Office of Metro Attorney, consistent with the discussion at the executive session; and
2. Execute such ancillary documents as may be required in connection with this acquisition, in the form approved by the Office of Metro Attorney.

ADOPTED by the Metro Council this 28th day of June, 2012.

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Tom Hughes, Council President

Approved as to Form:

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Alison Kean Campbell, Metro Attorney

## **STAFF REPORT**

### **IN CONSIDERATION OF RESOLUTION NO. 12-4356, FOR THE PURPOSE OF AUTHORIZING THE CHIEF OPERATING OFFICER TO PURCHASE PROPERTY IN THE JOHNSON CREEK AND WATERSHED TARGET AREA**

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Date: June 27, 2012

Prepared by: Kathleen Brennan Hunter  
(503) 797-1948

## **BACKGROUND**

Resolution No. 12-4356 requests authorization to purchase real property located within the Johnson Creek and Watershed target area.

This acquisition protects important wildlife habitat and floodplain lands along a section of the main stem of Johnson Creek. This property meets the overarching goal of the Johnson Creek Watershed target area for the 2006 Natural Areas Bond Measure by protecting floodplain and riparian habitat along the main stem of Johnson Creek to safeguard water quality and connect with other publicly owned land. The Tier I acquisition objective in the target area is to “protect lands along the mainstream and important tributaries of Johnson Creek...”

## **ANALYSIS/INFORMATION**

### **1. Known Opposition**

None.

### **2. Legal Antecedents**

The voters’ approved Metro’s 2006 Natural Areas Bond Measure at the general election held on November 7, 2006.

The Metro Council adopted Resolution No. 07-3851, “Approving the Natural Areas Acquisition Refinement Plan for the Johnson Creek and Watershed Target Area,” on September 13, 2007.

Metro Code Chapter 2.04.026 requires Metro Council authorization for any contract for the purchase of real property to be owned by Metro.

### **3. Anticipated Effects**

The acquisition will protect an important reach of the main stem of Johnson Creek. The total number of acres acquired for the target area will be 195, nearly obtaining our goal of 200 acres.

### **4. Budget Impacts**

Metro’s acquisition of the property shall be funded with 2006 Regional Bond proceeds.

## **RECOMMENDED ACTION**

Staff recommends the adoption of Resolution No. 12-4356.