 **Metro** | *Agenda*

Meeting: Metro Council
Date: Thursday, March 20, 2014
Time: 2 p.m.
Place: Metro, Council Chamber

CALL TO ORDER AND ROLL CALL

1. INTRODUCTIONS

2. CITIZEN COMMUNICATION

3. OREGON ZOO BOND PROGRAM UPDATE

**Heidi Rahn, Oregon Zoo
Grant Spickelmier, Oregon Zoo**

**4. ZOO BOND CITIZENS' OVERSIGHT COMMITTEE
ANNUAL REPORT**

Heidi Rahn, Oregon Zoo

**5. CONSIDERATION OF THE COUNCIL MINUTES FOR
MAR. 13, 2014**

6. RESOLUTIONS

6.1 **Resolution No. 14-4508**, For the Purpose of
Adopting the District Revitalization Work Plan to
Spur Investment in Downtowns and Main Street
Districts.

Lisa Miles, Metro

6.2 **Resolution No. 14-4509**, For the Purpose of
Authorizing Metro to Apply for a Land and Water
Conservation Fund Grant From the Oregon Parks and
Recreation Department for Development at Oxbow
Regional Park and Recognizing The Authority of the
Sustainability Director to Sign the Application.

Mark Davison, Metro

7. ORDINANCES – FIRST READ

7.1 **Ordinance No. 14-1326**, Amending the FY 2013-14
Budget and Appropriations Schedule and the FY
2013-14 Through 2017-18 Capital Improvement
Plan.

Kathy Rutkowski, Metro

8. ORDINANCES – SECOND READ

8.1 **Ordinance No. 14-1324**, For the Purpose of
Adopting Solid Waste Charges and User Fees for FY
2014-15.

Brian Kennedy, Metro

8.1.1 Public Hearing on Ordinance No. 14-1324.

9. CHIEF OPERATING OFFICER COMMUNICATION

10. COUNCILOR COMMUNICATION

ADJOURN

Television schedule for March 20, 2014 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, Mar. 20</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, Mar. 23, 7:30 p.m. <i>Date:</i> Monday, Mar. 24, 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, Mar. 24, 2 p.m.</p>	<p>Washington County and West Linn Channel 30– TVC TV <i>Web site:</i> www.tvctv.org <i>Ph:</i> 503-629-8534 <i>Date:</i> Saturday, Mar. 22, 11 p.m. <i>Date:</i> Sunday, Mar. 23, 11 p.m. <i>Date:</i> Tuesday, Mar. 25, 6 a.m. <i>Date:</i> Wednesday, Mar. 26, 4 p.m.</p>
<p>Oregon City and 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>	

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 and Legislative Coordinator to be included in the meeting record. Documents can be submitted by e-mail, fax or mail or in person to the Regional Engagement and Legislative 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.

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Agenda Item No. 3.0

OREGON ZOO BOND PROGRAM UPDATE

Presentation

Metro Council Meeting
Thursday, Mar. 20, 2014
Metro, Council Chamber

Agenda Item No. 4.0

**ZOO BOND CITIZENS' OVERSIGHT COMMITTEE ANNUAL
REPORT**

Presentation

Metro Council Meeting
Thursday, Mar. 20, 2014
Metro, Council Chamber

FEBRUARY 2014

Oregon Zoo Bond Citizens' Oversight Committee Report

A report to the Metro Council and community regarding progress on the zoo bond program

In 2008, Portland area voters expressed the value they place on animal welfare and water and energy conservation when they passed the \$125 million bond measure that funds habitat and infrastructure upgrades at the Oregon Zoo. As mandated by the bond measure, the Oregon Zoo Bond Citizens' Oversight Committee ("the committee") provides independent citizen review to help ensure this money is well spent. Our charge is to determine if the zoo improvement program is on the right path in terms of structure, expenditures and achievement of defined goals. This is our fourth annual report to the Metro Council and the community, presenting our findings on how the program has progressed during the period from January through December 2013.

Bonds to Protect Animal Health and Safety; Conserve, Recycle Water

The zoo bond measure calls for updating and replacing old exhibits and facilities, increasing access to conservation education, and replacing utility systems to reduce water and energy use and lower operating costs.

- Provide more humane care for animals; update four outdated and undersized enclosures with larger, more natural and safer spaces.
- Protect animal health and safety; modernize zoo's substandard 45-year-old animal clinic determined deficient by the Association of Zoos and Aquariums.
- Increase access to conservation education; provide more space for summer camps, classes and hands-on learning for kids, adults and families.
- Improve water quality; replace the zoo's 1950s sewer system, reducing pollution by separating sewage from stormwater, harvesting runoff for reuse.
- Conserve, reuse water; install water recycling filtration systems; replace leaking, worn-out plumbing, irrigation systems, saving 11,000,000 gallons of water annually.

Who we are

The Metro Council first appointed the committee in January 2010. We met three times in 2013: February, September and November. We currently have 14 committee members. Members bring to the committee skill sets from a diverse set of backgrounds (see Appendix A). The committee experienced membership changes in 2013, as the terms of 50 percent expired at the end of the year.



The Metro Council appointed eight new members with the diverse skill sets with which we were looking to round out the committee. The current committee members thank those past members who have dedicated countless hours to the committee.

The committee operates under a charter that incorporates the governance and reporting requirements of Metro Council Ordinance 10-1232. The Metro Council president appoints the chair of the committee, a position currently held by Deidra Krys-Rusoff. The chair selects a vice chair, currently filled by William Kabeiseman.

The committee meetings typically involve interactive presentations by the zoo bond staff team and other Oregon Zoo staff. There is considerable discussion and question/answer time at each meeting.

The committee operates at a high oversight level. The committee reviews the zoo improvement program to ensure that structure, expenditures and defined goals are on track. In most cases, we do not make specific project decisions. We look at how decision-making occurs and how business is conducted. We seek to help ensure that the right processes and controls are in place so that the best possible value can be realized from the voter-approved zoo bond funds. The attached organizational chart of the zoo bond program (Appendix B), illustrates the many different levels of interaction and oversight.

Why we exist

The 2008 zoo bond measure titled "Bonds to Protect Animal Health and Safety: Conserve, Recycle Water" (the "zoo bond") called for a citizen oversight committee to do the following:

1. Assess progress in implementing the Oregon Zoo bond measure project improvements.
2. Report on project spending trends and current cost projections, and review and report on the Annual Independent Financial Audit of spending.
3. Consider and recommend project modifications intended to account for increases in construction costs in excess of budget estimates, to ensure that the purpose and promise of the Oregon Zoo bond measure is fully realized.

The committee's reporting requirement

We are required to report annually to the Metro Council regarding the progress of the zoo bond measure improvements, spending trends and cost projections, and project modifications. This document satisfies that requirement.

REQUIRED REPORTING ITEM 1

Assessment of progress

The zoo bond program has a clear organizational and governance structure, and processes appear to be in place to ensure that Metro will be a good steward of the bond money.

ONGOING AND NEW BOND PROJECTS

Accomplishments and Considerations

Elephant Lands: In recognition that elephants are the Oregon Zoo's signature species, Metro prioritized the Onsite Elephant Habitat (known as "Elephant Lands") project in terms of timing and the financial resources dedicated to it. The project will significantly expand the habitat, allowing for an evolution in the way the elephants use their space in support of the zoo's vision for elephants to live in family herds. The project will provide the elephants a new barn, indoor habitat and outdoor habitat.

The elephant habitat expansion has implications for other parts of the zoo. Related sub-projects include: 1) relocation of the train loop, 2) a new perimeter service road, 3) relocating the Wild Life Live! program, and 4) water and energy sustainability measures, including Leadership in Energy and Environmental Design (LEED) Silver Certification for the elephant buildings and site, and a new campus geothermal loop to reduce the use of fossil fuels for heating and cooling. Metro has contracts in place for design and Construction Management/General Contractor for this project.

Demolition of the Elephant Museum is complete. The first phase of the Encounter Habitat was completed in February 2014. The completed construction schedule date has been revised from April 2015 to October 2015, primarily due to value engineering and design modifications to meet budget requirements and permitting delays. The uncertainty in timing with the building permitting process continues to be a risk to bond-funded construction projects.

Service Road: The service road is 70 percent complete. The service road provides essential access to various bond construction projects, will provide staff necessary access to various parts of the zoo, keeps service vehicles away from the visitor experience, and provides desperately needed access for emergency vehicles. The service road design proved to be challenging due to soil conditions and seismic concerns. The original design was modified, and costs in excess of the originally anticipated budget will be paid with funds from the bond premium funds. The Metro Council approved the allocation of bond premium funds to support the entirety of the work program.

Train Loop: The zoo train loop is being rerouted to accommodate the new elephant habitat. The new zoo train loop will provide visitors an opportunity to see the elephants in their habitat, as well as offer a new ZooLights experience. Soils testing and analysis at the site revealed that an elevated train trestle is not a viable option for the relocated train loop due to the unanticipated costs associated with the geological findings. The train loop construction is progressing on-ground through the majority of the loop, which will require enhanced crossing features for pedestrian safety.

Recommendations

The committee recommends that bond staff continue to monitor and report on any significant land use and permitting issues.

Wild Life Live! Program: The Wild Life Live! facility was being displaced due to the construction of Elephant Lands. The bond program renovated an underutilized animal holding facility at the zoo and successfully relocated the Wild Life Live! program. The relocation resulted in improved living quarters for the birds and program animals. Wild Life Live! staff are pleased with the new headquarters.

Condors of the Columbia: Condors of the Columbia highlights the Oregon Zoo's successful condor breeding program and aims to inspire visitors to learn more about the conservation of these iconic birds. It is in the final stages of completion, and condors are expected to move to the exhibit in the near future. The exhibit is expected to open to the public this spring, after the condors have become acclimated to their new surroundings. The condor exhibit completion date is March 2014, which is on schedule per contract, but opening a little later than the anticipated schedule in the Comprehensive Capital Master Plan. The project is meeting scope, within budget and only slightly late due to an approved slippage in schedule to accommodate site challenges.

Education Center: The Education Center will provide education program activity spaces for camps, classes, and zoo visitor and partner use. This project includes the completed demolition of the Tiger Plaza structures, a portion of infrastructure work identified in the Master Plan to address stormwater and site utilities, and comfort amenities for the West Hub. The Education Center design schedule is on track to begin this spring, and the construction phase is scheduled to begin in the spring of 2015.

The construction will have a significant impact upon the visitor experience and zoo operations. Access in and out of the project site onto busy Washington Park roadways will be a safety challenge/concern. Close coordination between construction and facility operations will be required. Approval by the Metro Council to pursue construction management by a general contractor will help address these risks, as well as encourage more minority, women and emerging small business contractor participation.

Remote Elephant Center: Metro Council Resolution No. 11-4230 authorized Metro to enter into options to potentially purchase property for the purpose of providing a remote elephant center. Metro decided to utilize non-bond funds from the Oregon Zoo Foundation (as part of OZF's bond program commitment of \$5.33 million) for the potential property purchase. Work continues on planning for the offsite facility; development of funding strategies to meet additional capital and operating needs; clarification of the process to secure land use approvals; and needed communications to many stakeholders. The committee recognizes that the scope of research, planning, and discovery regarding the feasibility of the Roslyn Lake site is a time-consuming responsibility that directly competes for staff resources with the ongoing zoo construction site projects. This presents a risk.

The committee recommends that close attention be paid to impacts on visitor experience and zoo operations during construction of the education center.

The committee reiterates its desire to ensure that bond funds are not expended on infrastructure and habitat for an offsite facility without an adequate assessment of the ongoing costs of operating the offsite facility and identification of revenue sources.

The committee recommends adding the planning phase of the potential remote elephant center to the overall bond project schedule to assess resource capacity and timelines. We will continue to monitor the schedule, resources and use of bond funds on the project.

MWESB efforts: The zoo has demonstrated its commitment to provide maximum opportunity to conduct business with minority-owned enterprises, women-owned enterprises and emerging small businesses). The aspirational contracting goal for the zoo bond-funded construction projects is 15 percent participation from minority, women, and emerging small business (MWESB) firms. Efforts include evaluation during the procurement of goods and services, outreach to MWESB firms to encourage participation, mentoring of MWESB firms, and breaking projects down to increase accessibility to bid.

The committee recommends continued use of alternative procurement options that allow for more MWESB participation, ongoing communication to share best practices and reach out to the MWESB community, and engaging with local resources to increase participation from MWESB firms.

COMPLETED BOND PROJECTS

Accomplishments

Recommendations

The Comprehensive Capital Master Plan (CCMP) was completed and approved by the Metro Council in September 2011. The CCMP addresses project sequencing, scope, programming and budgeting for bond projects.

The grand opening of the Veterinary Medical Center was celebrated in January 2012. The Veterinary Medical Center replaced the substandard veterinary and quarantine buildings with a new facility that meets standards set by the Association of Zoos and Aquariums.

The Penguin Life Support System Upgrade was completed in 2012. The goal of the upgrade was to conserve water and improve water quality. Zoo staff estimates that water use has decreased by more than 90 percent as the pool water is filtered versus frequently dumped.

The Water Main Building was completed in 2011 and prevents non-potable water from entering the water system. It was a crucial upgrade to save water at the zoo, including the capture and reuse of rainwater at the Veterinary Medical Center.

Land Use: Metro completed and received approval for three land use applications with the City of Portland: (1) an amendment to the existing Conditional Use Master Plan to allow work to proceed on the Elephant Lands project and the Condors of the Columbia project; (2) West Lot land use application; and (3) an application for a new Conditional Use Master Plan for the next 10 years for the remainder of the specific bond projects and some of the overall master plan improvements.

Parking management responsibilities have been turned over to Portland Parks and Recreation as part of the land use process. Impacted parties agreed to form the Washington Park Transportation Management Association.

Although Metro is no longer responsible for parking management, we recommend that Metro ensure the transportation planning process receives adequate oversight and appropriate resources to ensure community access to the zoo and the new bond-funded exhibits and facilities.

Other projects include the demolition of existing structures to make way for the new education facility, interpretive design projects, and meeting the one percent-for-art requirement (being incorporated in a variety of projects).

REQUIRED REPORTING ITEM 2

Report on spending trends, current cost projections and independent auditors' report

- The zoo bond program is divided into four main areas: construction projects, planning projects, land use processes and program administration. As of December 31, 2013, the total amount budgeted for all program activities is \$138.1 million. Funding sources total approximately \$143 million and include \$125 million from general obligation bond measure proceeds, \$5.3 million from the Oregon Zoo Foundation, approximately \$2 million in anticipated investment earnings and \$10.7 million from unanticipated bond sale premium proceeds of which \$4.9 million has been allocated to the program. The remaining \$5.8 million that is not budgeted to a specific project as of the end of the year is considered additional program contingency.
- The Comprehensive Capital Master Plan (CCMP) process is complete as well as the construction of the Veterinary Medical Center, the Penguin Life Support System Upgrade project, the Water Main Building, and the major land use approval processes. These projects represent \$14.1 million (10 percent) of the \$138.1 million total budget, and were completed on time and within budget.
- The planned construction projects for 2014-2016 include the Elephant Lands project, completion of Condors of the Columbia, and demolition of existing campus structures and construction of the Education Center. In addition, the program is planning campus and program-level interpretive design and projects to meet the one-percent-for-art requirement. These projects represent \$76.6 million (56 percent) of the total forecast program expenditures. As of December 31, 2013, \$16.4 million has been spent on these projects, including planning, design and construction on Elephant Lands (24 percent complete) and the Condors of the Columbia (85 percent complete).
- The Oregon Zoo Foundation has pledged their existing reserves to donate \$5.33 million to support the remaining bond projects. The foundation has provided \$3,365,000 of their total commitment to the zoo to date; the remaining funds committed will be provided no later than the start of the last scheduled project. These funds are not restricted by project.

Spending considerations and recommendations:

Accomplishments and Considerations	Recommendations
<p>We recommend that the program continue to review and validate budgets and the inflation and cost escalation assumptions on an ongoing basis. Of principal concern to this committee is Metro's ability to complete all bond projects without sacrificing bond program and animal welfare objectives with the remaining funding. The Comprehensive Capital Master Plan process has been and will continue to be a crucial element to ensure efficient and effective use of bond proceeds.</p>	<p>We recommend that the program continue to review and validate budgets and the inflation and cost escalation assumptions on an ongoing basis.</p> <p>It is critical that the bond program staff continue to use the CCMP and resulting budgets and schedules to manage the remaining project scopes. This will help ensure that funding and resources are available to complete all bond commitments.</p>
<p>The program received Metro Council approval to use an alternative general contractor procurement method called the Construction Management by General Contractor approach for the Elephant Lands and Education Center projects. Given the complexity of the zoo bond-funded projects and the possibility of simultaneous construction projects, we support the continued consideration of alternative contracting methods such as this in order to reduce risk and achieve the most cost-effective and efficient use of the zoo bond funds.</p>	<p>We support the continued consideration of alternative contracting methods.</p>
<p>Administration and bond issuance costs total \$2.4 million (7.3 percent) of the zoo bond program's total expenditures through December 31, 2013. As expected with the completion of the CCMP, direct program administrative costs have declined as a percentage of total bond project costs. The overhead expenses allocated by Metro for support services has increased over the program's first years given the increased level of expenditures and activities as the program shifts to a construction focus from a planning focus. The methodology used for Metro support service cost allocation to the bond program is consistent with other Metro programs.</p>	<p>Administration and bond issuance costs should continue to be monitored as the bond program moves forward, but do not appear unreasonable. A report to the committee on this matter in the coming year would be appropriate.</p>
<p>As of January 2014, interpretive budgets that had historically been included as a single budget line item have been reallocated to the remaining major projects (Education Center, Polar Bears and Primate/Rhino Exhibits).</p>	
<p>The Oregon Zoo staff anticipates that the ongoing operating costs of the zoo will be neutral upon completion of the bond-funded projects, given the enhancements and efficiencies gained through new technologies and the modernization of zoo infrastructure. (This assumption does not include the Remote Elephant Center, which represents an additional operation.) We believe it is important that staff continue to monitor this assumption as project planning matures, to allow reasonable financial planning by zoo staff.</p>	<p>In the coming year, a report to the committee on the impact of bond projects on ongoing operation costs would be appropriate.</p>

The zoo bond program has budgeted \$7.2 million for the potential purchase of land and development of a Remote Elephant Center. This \$7.2 million budget includes \$950,000 of the Oregon Zoo Foundation funds contributed to the program to purchase property for the potential offsite elephant habitat. As of December 31, 2013, approximately \$39,700 of bond proceeds has been spent on this project. These expenditures funded a study and report for the zoo to use to assess potential properties, and related Remote Elephant Center planning expenses. Zoo staff continues to do the business planning to assess the future operating costs and funding sources. In addition, staff is working to conduct due diligence on the Roslyn Lake property. All other expenditures associated with the REC planning have been funded from the Oregon Zoo Foundation contribution to the zoo's capital fund, in support of bond projects.

Moss Adams issued the annual audit report on November 19, 2013. The auditors reported that nothing came to their attention that caused them to believe that Metro failed to comply with the provisions of the bond measure. No specific management letter comments were made and notice of the audit report was published on February 21, 2014, in *The Oregonian*.

REQUIRED REPORTING ITEM 3

Consider and recommend project modifications intended to account for increases in construction costs in excess of budget estimates

No project modifications are recommended at this time.

How to learn more

We encourage you to learn more about the Oregon Zoo's bond program by visiting www.oregonzoo.org/newzoo.

We also welcome your feedback about what you would like to hear from us next year. Would you like us to focus on specific areas of concern or processes? Please contact us with any ideas, suggestions or questions.

Email: zoobond@oregonzoo.org

Phone: 503-914-6028

Appendix A – Committee Membership

Deidra Krys-Rusoff – Committee Chair

Deidra Krys-Rusoff is a portfolio manager and a member of the fixed income team at Ferguson Wellman Capital Management. A native of Idaho, Deidra earned her BA in zoology from the College of Idaho. She serves on Metro's Investment Advisory Committee, is an active member of the Columbia-Willamette YMCA Childcare Volunteer Board, and serves on committees at Franklin High School and Mt. Tabor Middle School. She is a past board member of the Mt. Tabor Parent Teacher Association, Northwest Taxable Bond Club and Junior League of Portland.

Bill Kabeiseman – Committee Vice Chair

Bill Kabeiseman is an attorney at Garvey Schubert Barer specializing in land use and municipal law. He graduated from the University of Oregon School of Law and later served as an adjunct professor teaching land use law at the school. Bill chaired the Oregon State Bar Task Force on Sustainability and is on the Multnomah County Planning Commission.

Noah Bishop

Noah Bishop is an attorney and the proud father of two young zoo enthusiasts. A graduate of Lewis and Clark Law School, he has focused his practice on debtor-creditor law, and now runs his own law firm, Bishop Bankruptcy Law. He volunteers at The Bankruptcy Clinic, a free service provided by the lawyers of the Oregon State Bar.

Tony Butchart

Tony Butchart is a project manager for Neil Kelly with experience in LEED certification and sustainable and passive house building practices. He is supervising a massive re-pipe project in a 100-year-old historic register building in northwest Portland. Prior to working for Neil Kelly, he was a solo contractor for 20 years and a comptroller for a mid-sized, personal-injury law firm in Olympia, Washington. Butchart has a bachelor's degree from The Evergreen State College.

Sharon Harmon

Executive director for the Oregon Humane Society since 1998, Sharon Harmon has helped lead the organization for 24 years and been a professional in the field of animal care and welfare for more than 30 years. She holds a BS in zoology (pre-veterinarian medicine) from Oregon State University and a Certificate in Nonprofit Business Administration and Leadership from Johns Hopkins University, and is a certified animal welfare administrator. She serves on advisory boards for Banfield Pet Hospital and Merck Pharmaceuticals. Recipient of the American Veterinary Medical Association's Humane Award for 2008, she currently serves on the board and is past chairman of the National Federation of Humane Societies.

Appendix A – continued

Deborah Herron

Deborah Herron is the Director of Public Affairs and Government Relations for Walmart in Oregon and several other Western states. Walmart has been a strong supporter of the Oregon Zoo, and Herron has been instrumental in ensuring this connection, including serving on the Oregon Zoo Foundation's Board of Trustees. Previous to her work at Walmart, she was a principal at Vox Public Relations in Portland. She is well known and connected in the public affairs community, bringing collaboration, curiosity, careful thinking, passion, enthusiasm and a solution-oriented approach to engage audiences.

Mickey Lee

Mickey Lee is a project manager with MPower Oregon, which offers a simple, integrated solution for lowering energy and water expenses at existing, affordable, multifamily properties. She has a background in project development and management, with an emphasis on environmental and social equity. She previously worked in health care, digital technologies, solar installations and overall carbon emission reductions, including six years with Carbon Concierge. She has been recognized nationally for helping to bridge the gap between private and public entities. She holds an MBA in sustainable development from Bainbridge Graduate Institute and is accredited through the national Building Performance Institute.

Carter MacNichol

Carter MacNichol is a managing partner for local urban development and project management company, Shields Oblatz Johnsen, and a managing member for Sockeye Development. He has 31 years of experience in complex project management, and real estate management and development. MacNichol has worked as real estate director for the Port of Portland, project manager for the Portland Development Commission, and taught for the Oregon City School District. He has been active on several local boards, including the Oregon Zoo Foundation, The Nature Conservancy of Oregon, "I Have a Dream" Foundation, Portland Children's Museum and Portland Community Land Trust.

Daniel Morris

Dr. Daniel Morris is Research Director for Our Oregon, studying government finances and budget priorities. Educated in Portland Public Schools, he went on to earn a master's degree in physics from the University of Michigan and a doctorate in public health from Saint Louis University. As an epidemiologist, Daniel led studies on topics ranging from tobacco tax evasion to tracking obesity with driver licenses.

Mike Schofield

Mike Schofield is the business manager for the Forest Grove School District, managing the school district's finances and \$65.3 million worth of construction and school improvements included in a successful bond measure. Mike previously served as the chief financial officer of the Northwest Regional Education Service District. He has more than 25 years of managing finances for various public education entities. He is a graduate of Portland State University and holds a Certified Management Accountant.

Appendix A – continued

Penny Serrurier

An attorney with Stoel Rives, Penny Serrurier practices law in the areas of tax-exempt organizations, charitable giving, estate planning and administration, business succession planning, and personal tax planning. She represents tax-exempt organizations and advises them on aspects of governance, compliance and tax-related matters. Serrurier has served on several local boards and is a past chair for the Oregon Zoo Foundation board of trustees.

Ruth Shelly

Ruth Shelly is the Executive Director of the Portland Children's Museum, and a lifelong museum professional who has worked as an exhibit director and administrator in museums across the country. She previously served as executive director for Madison Children's Museum, leading the museum's move to a much larger facility. Shelly and her staff exceeded the \$10 million capital campaign goal. Since opening in 2010, that museum has more than doubled its annual attendance, and nearly quadrupled its membership. It is anticipated to be the first LEED-certified Wisconsin museum, and in 2011 it won the National Medal for Museum and Library Service for its exemplary contributions to the community.

Bob Tackett

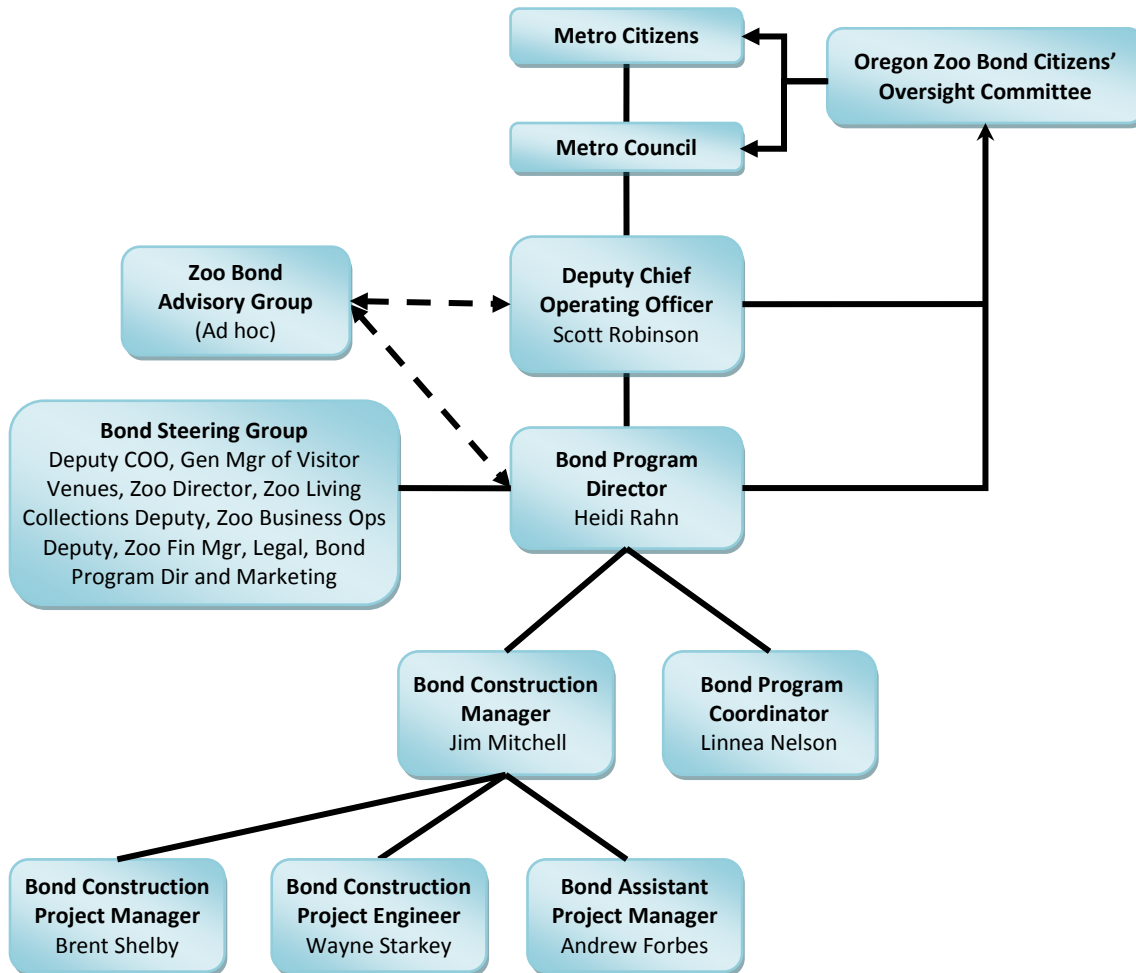
Bob Tackett serves as executive secretary-treasurer for the Northwest Oregon Labor Council, AFL-CIO. He has been active in the labor movement for more than 39 years. His duties include proposing, supporting and promoting legislation favorable to the interest of workers and organized labor. Tackett serves on several boards, including Worksystems, a nonprofit agency that accelerates economic growth in the City of Portland and Multnomah and Washington counties by pursuing and investing resources to improve the quality of the workforce, particularly unemployed and underemployed people. Tackett also serves on the board of United Way of the Columbia-Willamette.

Tom Turnbull

Tom Turnbull specializes in providing business and legal advice to high-growth companies and entrepreneurs. He is a co-founder and vice president of business development with OpenSesame, the largest source for elearning content in the world with more than 20,000 online courses. Turnbull previously served on the Oregon Museum of Science and Industry board of trustees for five years. He has an MBA in finance and entrepreneurial studies from New York University, a JD from the University of Washington School of Law, and a BA in philosophy from the University of Puget Sound.

Appendix B

Zoo Bond Program Organization Structure



External Consultant Contributions

Bond Construction Projects: Design consultants and construction contractors managed by bond project managers. Jim Mitchell, Group Manager: Brent Shelby, project manager; Wayne Starkey, project engineer; and Andrew Forbes, assistant project manager.

Zoo Staff Contributions

Animal Welfare, Guest Experience, Facilities Impacts, Conservation Education, Grant Administration, Finance, Procurement, Marketing, and Public Relations and Involvement.

Oregon Zoo Foundation Contributions

Financial, Grant Administration, Donor Management

Metro Contributions

Governance, Civil Engineering, Real Estate, Planning/Permitting, Historical Investigations, Legal, Finance, Procurement, Human Resources

Solid Lines = Primary responsibility for or relationship to

Dashed Lines = Secondary/support for or relationship to

Agenda Item No. 5.0

Consideration of the Council Minutes for Mar. 13, 2014

Consent Agenda

Metro Council Meeting
Thursday, Mar. 20, 2014
Metro, Council Chamber

Agenda Item No. 6.1

Resolution No. 14-4508, For the Purpose of Adopting the
District Revitalization Work Plan to Spur Investment in
Downtowns and Main Street Districts.

Resolutions

Metro Council Meeting
Thursday, Mar. 20, 2014
Metro, Council Chamber

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ADOPTING THE) RESOLUTION NO. 14-4508
DISTRICT REVITALIZATION WORK PLAN TO)
SPUR INVESTMENT IN DOWNTOWNS AND) Introduced by Chief Operating Officer Martha
MAIN STREET DISTRICTS) Bennett in concurrence with Council
) President Tom Hughes

WHEREAS, Metro’s Planning and Development Department facilitates implementation of the region’s 2040 Growth concept in order to ensure sustainable growth and development in the region; and

WHEREAS, in 2010 the Metro Council, with the advice and support of the Metro Policy Advisory Committee (MPAC), established six desired outcomes for policies and strategies that affect future growth and development in the region; and

WHEREAS, the six outcomes reflect the region’s desire to develop vibrant, prosperous, and sustainable communities with reliable transportation choices that minimize carbon emissions and to distribute the benefits and burdens of development equitably in the region; and

WHEREAS, the Regional Framework Plan sets forth the Metro Council’s policy to facilitate infill and redevelopment, particularly within Centers, Corridors, Station communities, Main Streets and Employment Areas, to use land and urban services efficiently, to support public transit, to promote successful, walkable communities and to create equitable and vibrant communities; and

WHEREAS, the Regional Framework Plan sets forth the Metro Council’s policy to promote the distinctiveness of the region’s cities and promote excellence in community design; and

WHEREAS, Title 6 of the Regional Framework Plan calls for actions and investments to enhance the role of Centers, Corridors, Main Streets and Station Communities as the principal centers of urban life in the region; and

WHEREAS, Metro’s Development Center works to facilitate investment and development in local downtowns and along main streets in order to create the vibrant communities envisioned in the region’s 2040 Growth Concept and described as part of the six desired outcomes; and

WHEREAS, the Development Center has successfully implemented a pilot program to test the viability and efficacy of incentive-based community development programs to spur revitalization of downtowns and main streets; now therefore

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BE IT RESOLVED that the Metro Council adopts the District Revitalization Program Work Plan, attached as Exhibit A.

ADOPTED by the Metro Council this 20th day of March 2014.

Tom Hughes, Council President

Approved as to Form:

Alison R. Kean, Metro Attorney

DISTRICT REVITALIZATION PROGRAM WORK PLAN

- 1. INTRODUCTION..... 1
- 2. PROGRAM OVERVIEW..... 2
 - 2.1 MISSION.....
 - 2.2 OBJECTIVES.....
 - 2.3 CORE PROGRAM ELEMENTS.....
 - 2.4 PROGRAM INVESTMENT STRATEGY.....
 - 2.5 DESIGNATION OF ELIGIBLE INVESTMENT LOCATIONS.....
- 3. STOREFRONT IMPROVEMENT GRANTS..... 5
 - 3.1 STOREFRONT IMPROVEMENT PROJECT TYPES.....
 - 3.2 STOREFRONT IMPROVEMENT ELIGIBILITY AND MATCHING REQUIREMENTS.....
 - 3.3 STOREFRONT IMPROVEMENT INVESTMENT CRITERIA.....
- 4. DISTRICT TRANSFORMATION GRANTS..... 6
 - 4.1 DISTRICT TRANSFORMATION PROJECT TYPES.....
 - 4.2 DISTRICT TRANSFORMATION PROJECT ELIGIBILITY REQUIREMENTS.....
 - 4.3 DISTRICT TRANSFORMATION PROJECT INVESTMENT CRITERIA.....
- 5. FINANCIAL RESOURCES..... 8
- 6. GOVERNANCE..... 9
 - 6.1 METRO COUNCIL.....
 - 6.2 CHIEF OPERATING OFFICER.....
 - 6.3 DISTRICT REVITALIZATION STEERING COMMITTEE.....
 - 6.4 METRO STAFF.....
 - 6.5 PROGRAM PARTNERSHIPS.....
 - 6.6 WORK PLAN AMENDMENTS.....

1. INTRODUCTION

Metro's District Revitalization program is an essential tool for implementing the region's 2040 Growth Concept, which calls for significant commercial activity, redevelopment and investment to be focused in existing downtowns and main street districts. The purpose of the District Revitalization program is to enhance the vitality and prosperity of downtowns and main streets, and position them to attract new investment and future development. Continued work to enhance these areas will boost economic activity, create new jobs, and attract new businesses and clientele. As these districts mature into successful commercial centers, their strong economic performance will continue to stimulate a virtuous cycle of improvement.

While today inner neighborhoods close to downtown Portland are experiencing a resurgence, many historic downtowns and main street districts throughout the region continue to struggle. Local small businesses are challenged to compete with shopping centers, big-box retail and e-commerce. Property owners are challenged to find tenants for empty storefronts, and market rental rates frequently are insufficient to support needed building maintenance or renovations. For owners of vacant or underperforming property in these districts, new infill construction is not economically feasible until and unless the district achieves a greater level of economic activity and prosperity.

Many local cities have programs to help support their downtowns, but local resources are not always sufficient to catalyze revitalization. Metro's leadership and investment is essential to help communities achieve the benefits envisioned in the 2040 Growth Concept and leverage prior public investments and existing infrastructure. These public-private partnerships can improve vitality of downtowns and main street districts, bolster prosperity, create new opportunities for local businesses, and set the stage for future private investment that helps local communities and businesses reach their full potential.

The purpose of this work plan is to set forth the policy, governance and operating framework for the District Revitalization program, as approved by the Metro Council.

2. PROGRAM OVERVIEW

2.1 MISSION

The core mission of the District Revitalization program is to **stimulate private investment in established commercial districts by directly engaging small businesses and property owners and jointly investing in transformational physical improvements.** Metro's investments are strategically focused to create the vibrant communities and efficient land use envisioned in the Region's 2040 Growth Concept. The core program activity is to provide grants, technical assistance and financial resources to stimulate the needed physical and economic revitalization of these districts.

2.2 OBJECTIVES

- A. **Built Environment:** Cause the development of highly-visible improvements to downtowns and main streets through quality design and renovation of storefronts, helping to create vibrant places.
- B. **Economic Prosperity:** Build profitability and success of local downtown and main street businesses through strategic reinvestment. Attract new entrepreneurs and destination businesses that improve the mix of services and amenities in districts throughout the region, grow the customer base for all district businesses, and increase equitable economic prosperity. Cultivate sound property management and investment strategies by private property owners that can help build district value and economic resilience over time.
- C. **Leadership:** Advance implementation of the region's 2040 Growth Concept. Demonstrate best practices for urban revitalization and design for retail districts. Leverage local resources, political focus, and public investments to strengthen existing commercial districts, create jobs, and improve tax bases.
- D. **Equity:** Promote equitable access and participation in revitalization and redevelopment activities. Ensure that new investment and development in districts benefits a diverse spectrum of local business owners, property owners, and residents across the region.

2.3 CORE PROGRAM ELEMENTS

The following sections provide further detail regarding the core program activities, eligibility requirements, and project selection criteria. Additional program elements consistent with the program mission and objectives may be added when and if increased funding is available and an expansion of program offerings is appropriate. The core program elements offered through this program are:

- Storefront Improvement Grants
- District Transformation Grants
- Financial Resources

2.4 PROGRAM INVESTMENT STRATEGY

The District Revitalization program works to promote revitalized downtowns and main streets region-wide. However, variations in commercial business activity, real estate market strength, urban form, and community context require different strategies and approaches for different areas. With limited resources available, it is crucial to target grants and technical assistance to those locations where there is a high likelihood that Metro's investment will have measurable impact, leverage private sector participation and stimulate further

reinvestment. Suitable locations for District Revitalization Program grants are areas that show strong underlying potential in terms of market and urban form, but have not yet experienced a significant “first wave” of revitalization activity. Metro will seek to target investments in districts that have the following characteristics or conditions:

- Business and property owners are ready to invest
- Multiple parties are prepared to invest simultaneously to maximize the collective impact of individual improvements
- A high density of existing retail businesses, services, and amenities
- A high number of older buildings (built prior to 1950) in need of renovation
- Urban street grid with two-way traffic, on street parking and narrow road widths (one travel lane each direction, or two very narrow lanes each direction)
- Continuous sidewalks and walkable access to adjacent neighborhoods
- High lot coverage with a majority of buildings fronting on the sidewalk
- Potential to bring increased services and amenities to underserved communities and neighborhoods

These criteria shall be considered in determining which areas are appropriate for Metro’s grant program investments. Not all of these criteria will apply to every eligible area, and the relative importance of these criteria may vary depending on unique local circumstances and conditions.

2.5 DESIGNATION OF ELIGIBLE INVESTMENT LOCATIONS

Because of the fluid nature of urban revitalization, the program utilizes an evolving approach to identify specific locations within the region that are appropriate for investment and should therefore be eligible to receive grant funding. Eligibility will be based both on local need and readiness of commercial districts. Districts showing high readiness will be eligible for both the program’s Storefront Improvement Grants and the District Transformation Grants. Other districts may only be eligible for the District Transformation Grants until such time as a greater degree of readiness is achieved.

Metro staff reviews market conditions and conducts field assessments to evaluate evolving local development characteristics every three years, or more frequently if conditions warrant. During this review, program staff identifies areas in need of revitalization that have the underlying characteristics necessary for program tools to be successful. However, areas where revitalization is clearly under way will not be eligible, as market forces have already triggered a virtuous cycle of reinvestment.

Staff proposes eligible area boundaries for each of the grant programs to the program Steering Committee, and the Steering Committee makes eligibility recommendations to the Metro COO based on based on the program mission and objectives. The Metro Council may review eligibility designations via the Seven-day Notice process set forth under Section 6 below.

3. STOREFRONT IMPROVEMENT GRANTS

3.1 STOREFRONT IMPROVEMENT PROJECT TYPES

Grants to private property and business owners for capital improvements to buildings shall constitute the initial primary emphasis of the program and may include:

- A. Grants to property and/or business owners to facilitate reinvestment and physical improvements to building facades, lighting and signage to demonstrate best practices in place making, architectural design, and construction techniques.
- B. Technical assistance to property owners to assist them in making strategic building investments and tenancing choices that build district value over time.
- C. Grants to property and/or business owners to facilitate reinvestment and physical improvements to core interior systems, structure, and permanent finishes. In order to be eligible to spend grant funds or grant matching on interior improvements, a building exterior must also be upgraded in accordance with best practices.

3.2 STOREFRONT IMPROVEMENT ELIGIBILITY AND MATCHING REQUIREMENTS

Storefront Improvement Project grants must meet program requirements set forth below to be eligible for funding consideration.

- A. Grants must serve Metro-area residents. Projects must occur on property within the metropolitan-area urban growth boundary or Metro's jurisdictional boundary.
- B. The applicant shall be a property owner, or business owner with site control or written or contractual authority to implement improvements.
- C. Grants may be awarded to projects on publicly-owned property only if the public organization is not receiving grant funding.
- D. All storefront grants will require a minimum match of one dollar of outside funding for every dollar awarded by Metro. While other public sources may be leveraged to match Metro's funding, private property owners or business owners must contribute at least 25% of total project funding.

3.3 STOREFRONT IMPROVEMENT INVESTMENT CRITERIA

Projects will be evaluated to determine the extent to which they support the Downtown and District Revitalization Program objectives. These criteria shall be considered by staff and the program Steering Committee in determining whether and what level of project funding to recommend for approval, and what conditions to apply. Not all of these criteria will apply to every investment opportunity. The relative importance of these criteria varies depending on the characteristics of the project and the area in which it is located.

- A. Contributes to critical mass of revitalization within the district due to proximity to significant node of activity, major district destinations, key historic buildings, and renovated and well-maintained properties.
- B. Potential to significantly enhance district appearance, ambience, and character
- C. Provides a significant destination or venue that will be an attractor for the district
- D. Potential to enhance an important gateway to the district
- E. Improves availability or viability of ground floor retail services and amenities (urban living infrastructure)
- F. Improves or facilitates placemaking, revitalization and local identity
- G. Attracts investment, create jobs and strengthen local tax bases
- H. Enhances opportunity or provides community benefit to disadvantaged individuals or populations
- I. Removes or addresses a significant existing blight within the district
- J. Potential to significantly restore historic structures
- K. Leverages contributions from other public and non-profit entities

4. DISTRICT TRANSFORMATION GRANTS

4.1 DISTRICT TRANSFORMATION PROJECT TYPES

To encourage and support district placemaking and revitalization initiatives, a portion of program funds are invested annually into innovative efforts around the region. A wide range of project types are considered for funding. Potential qualifying revitalization activities include, but are not limited to those outlined below. The program intent is to encourage creativity and support innovative projects responsive to local needs and conditions.

- A. Placemaking improvements or interim uses on key vacant or blighted sites
- B. Targeted recruitment and incentive programs to attract successful destination business to target districts
- C. “Pop-up Store” program and/or product promotional events to fill vacant storefronts and help incubate new business ventures
- D. Development feasibility studies for new ventures that could bring significant retail activity and jobs to target districts
- E. Development feasibility studies for renovations that facilitate use of existing vacant upper-stories of buildings for residential or commercial purposes
- F. Training for local businesses in financial management, merchandizing, window or sidewalk display improvements to enhance the retail ambience of the district and increase sales
- G. Innovative public relations campaigns, district promotions or community events to attract customers and bring increased activity to the district
- H. Outreach, training or awards programs to highlight best practices for revitalization and educate and inspire key stakeholders

4.2 DISTRICT TRANSFORMATION PROJECT ELIGIBILITY REQUIREMENTS

District Transformation Project grants must meet program requirements set forth below to be eligible for funding consideration.

- A. Grants must serve Metro-area residents.
- B. The applicant may be a property owner, local business owner, community group, district association, local city, or other entity.
- C. The applicant must have site control or written or contractual authority to implement project if permanent or interim property improvements are proposed.

4.3 DISTRICT TRANSFORMATION PROJECT INVESTMENT CRITERIA

Projects are evaluated to determine the extent to which they support the District Revitalization Program objectives. Recommendations regarding project grants and investments are made by the District Revitalization Steering Committee (see section 6.3) according to the following evaluation criteria. These criteria are considered by staff and the

program Steering Committee in determining whether and what level of project funding to recommend for approval, and what conditions to apply. Not all of these criteria apply to every investment opportunity. The relative importance of these criteria varies depending on the characteristics of the project and the area in which it is located.

- A. Potential to significantly enhance district appearance, ambience, and character
- B. Improves availability of ground floor retail services and amenities (urban living infrastructure)
- C. Provides important outreach or training opportunity to key district stakeholders that contributes to revitalization
- D. Provides an innovative event, activity, or destination that is an attractor for the district
- E. Improves or facilitates placemaking, revitalization and local identity
- F. Attracts investment, create jobs and strengthens local tax bases
- G. Enhances opportunity or provides community benefit to disadvantaged individuals or populations
- H. Removes or addresses a significant existing blight or challenge within the district
- I. Potential to restore historic structures or urban form
- J. Leverages contributions from other entities

5. FINANCIAL RESOURCES

As the program is dependent on joint investments with the private sector, a key component to achieving Metro's mission and objectives is to assist small businesses and property owners with access to necessary capital. Therefore, the program will seek to procure, establish and maintain an agreement with a qualified Community Development Financial Institution (CDFI) that would provide some or all the following financial tools and services:

- A. Establish and administer a capital loan fund or otherwise facilitate private investments through improved access to capital
- B. Provide review of grant applicants to determine their financial capacity and fitness to be a recipient of Metro grant funds
- C. Serve as fiscal agent for program grants and handle release of funds to grantees as requested by Metro's program manager, in accordance with contracts between Metro and its private-sector partners
- D. Provide or facilitate training or mentoring in relevant aspects of financial management for small businesses

6. GOVERNANCE

6.1 METRO COUNCIL

The Metro Council is responsible for establishing the program with objectives and criteria that meet Council goals, overseeing implementation of the program, funding program activities, and providing policy direction for the District Revitalization Program by:

- A. adoption and approval of District Revitalization Program Work Plan to set forth the policy, governance, and operating framework for the program
- B. adoption of the operating budget, as part of the Metro budgeting process
- C. assignment of a Metro Councilor to serve as a voting member of the District Revitalization Steering Committee and directly participate in project funding decisions
- D. review of District Revitalization Seven-day Notices issued by the Metro Chief Operating Officer to inform the Metro Council of eligible area designations, project funding decisions, major strategic partnerships, and District Revitalization Work Plan changes. The Council shall have seven (7) business days from issuance to request that the COO schedule a Councilor briefing, a Council work session, and/or to bring the matter forward for formal Council action. Decisions become final after seven (7) business days if no Councilor(s) requests it be presented to the full Metro Council for work session review or formal action. The Metro Council may allow the to decision stand, send the decision back for reconsideration, or take formal action to deny or approve the decision.

6.2 CHIEF OPERATING OFFICER

The Metro Chief Operating Officer is authorized by the Metro Council to implement this District Revitalization Program Work Plan and conduct all activities set forth herein, including program administration and financial oversight of the Downtown and District Revitalization program by:

- A. designating areas of the region that will be eligible to apply for program grants and approving project funding decisions and strategic partnerships
- B. issuance of District Revitalization Seven-day Notices to inform the Metro Council of eligible area designations, project funding decisions, strategic partnerships, and District Revitalization Program Work Plan changes
- C. appointment of District Revitalization Steering Committee members and chair
- D. other activities consistent with the role and responsibilities of the COO position.

6.3 DISTRICT REVITALIZATION STEERING COMMITTEE

A. Steering Committee Composition

The District Revitalization Steering Committee shall be composed of no fewer than five and no more than seven members, all appointed by the Chief Operating Officer. The Chief Operating Officer shall designate one (1) member of the Committee to serve as Chair. Except for Committee members whose positions are not term-limited, as indicated below, Committee members may each be reappointed for up to two (2) additional terms as provided in Metro Code Section 2.19.020. Committee member (re)appointments shall be for staggered 3 year terms. Committee chair (re)appointments shall be for 1 year terms. The Committee shall be comprised as follows:

- one Metro Councilor, as designated by the Metro Council President
- four to six additional members to collectively provide a balanced range of expertise in the following related areas:
 - Community development
 - Urban revitalization
 - Architecture
 - Urban design
 - Retail strategy
 - Economic development
 - Small business development
 - Finance
 - Real estate development
 - Commercial property management
 - Commercial leasing

B. Steering Committee Role

The District Revitalization Steering Committee provides expert guidance, review and recommendations regarding District Revitalization Program investment activities by:

- A. Providing advice to staff regarding urban revitalization, redevelopment, urban design, and best practices for commercial districts.
- B. Reviewing staff field work and analyses and recommending to the Metro COO those areas that should be designated eligible to apply for District Revitalization program grants.

- C. Making recommendations to Metro COO regarding the award of Storefront Improvement Grants and District Transformation Grants.
- D. Recommending strategic partnerships with local jurisdictions, non-profit corporations, or other entities to further the goals of the District Revitalization Program work plan.

6.4 METRO PROGRAM STAFF

Metro staff administers the District Revitalization Program under the direction of the Metro COO and departmental management. Staff coordinates program outreach and day to day management consistent with established program mission and objectives outlined above.

- A. Program staff will report annually to the Metro Council regarding program progress, grants, partnerships, and outcomes achieved.
- B. Following 3 years of program activity, staff will conduct a strategic review that evaluates the impact and distribution of program grants and activities to date, and proposes modifications of program policy or strategy as needed. The strategic review and a plan to guide future program activity will be presented to the Metro Council for consideration and for approval of any proposed program modifications.

6.5 INTER-AGENCY COLLABORATION

The Metro District Revitalization Program seeks opportunities to collaborate with other organizations and public agencies and leverage resources to stimulate private investment in revitalization. Metro may enter into contracts or inter-agency agreements.

6.6 WORK PLAN AMENDMENTS

The District Revitalization Program Work Plan is updated, as needed, to ensure the program continues to meet the policy, governance, mission, and operating framework for the program. The Chief Operating Officer issues a Seven-day Notice to provide written notification to the Metro Council of proposed amendments to the District Revitalization Program Work Plan, in accordance with section 3.2.G. The Councilors have seven (7) business days from issuance to request that the COO schedule a Councilor briefing, a Council work session, and/or bring the matter forward for formal Council action. The amendment becomes final after seven (7) business days if no Councilor(s) request it be presented to the full Metro Council for work session review or formal action.

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 14-4508, FOR THE PURPOSE OF ADOPTING THE DISTRICT REVITALIZATION PROGRAM WORK PLAN TO SPUR INVESTMENT IN DOWNTOWNS AND MAIN STREET DISTRICTS

Date: February 24, 2014

Prepared by: Lisa Miles, ext. 1877

BACKGROUND

The District Revitalization program is part of the Development Center's work to promote on-the-ground implementation of the 2040 Growth Concept. This program was discussed in a Council work session on February 18, 2014.

Since 2011, the Development Center has implemented a range of workshops, grants and activities as part of the program's pilot phase. This work has been funded through existing general fund resources presently allocated to the Development Center for centers and corridors. Investing with local small businesses and property owners throughout the region is consistent with Metro's commitment to equity and long-term economic development. Stimulating private sector investment and implementing visible physical improvements is essential to help local communities revitalize their downtowns and main street areas and help build the vibrant, walkable neighborhoods and centers envisioned in the 2040 Growth Concept.

Based on stakeholder feedback from community partners and lessons learned from pilot phase grants and activities, staff believes that an incentive-based community development approach is an essential tool to help implement the 2040 Growth Concept and should therefore become an ongoing core program of the Development Center. Staff has developed a work plan to describe the strategic focus of ongoing District Revitalization program activities, and to set forth the proposed governance structure for administration of the program and approval of program grants.

As part of the proposed District Revitalization Program, matching grants will be competitively awarded to qualifying private property owners and businesses that are willing to invest in their storefronts and demonstrate best practices for commercial district revitalization and redevelopment. Grant funds will also be competitively awarded to support innovative revitalization initiatives in local communities. In addition, the District Revitalization Program endeavors to partner with a local Community Development Financial Institution (CDFI) to assist in the administration of program grants, improve access to capital, and advise small entrepreneurs regarding their credit options and business management practices. An important element of the program's mission is to enable a wide range of property and business owners from diverse backgrounds to have the opportunity to invest and participate in the revitalization of the region's downtowns and main streets.

The proposed grant approvals structure is modeled after Metro's Transit Oriented Development Program and Nature in Neighborhoods grant programs. A program steering committee comprised of one Metro Councilor and 4-6 members with expertise in urban revitalization, small business development, retail, commercial real estate, architecture, urban design and other related fields will review grant applications and make recommendations regarding project investments to the Chief Operating Officer. The Chief Operating Officer will issue Seven-day Notices to the Council to inform the Council of project funding

decisions and the Council will have seven business days to request a Councilor briefing, a Council Work Session and/or bring the matter forward for review and formal action by the full Metro Council.

In response to feedback obtained from the Council in the February 18th work session, staff has revised sections 2.4 and 2.5 of the work plan to clarify criteria for selecting target investment areas and to provide opportunity for the Metro Council to review the designation of areas eligible to apply for program grants. Staff will conduct analyses regarding the local conditions and readiness of downtowns and Main Street districts throughout the region, and will present the analyses to the Steering Committee. The Steering Committee will make recommendations regarding eligible areas to the Chief Operating Officer. The Chief Operating Officer will issue Seven-day Notices to the Council to inform the Council of eligible area designations and the Council will have seven business days to request a Councilor briefing, a Work Session, and/or bring the matter forward for review and formal action by the full Metro Council.

The Council provided additional feedback to staff during the work session regarding the need for effective and inspirational communications materials to support this program and share results, and the need for a more engaging program name. Development Center staff and Communications staff will be working in the coming months to identify a suitable name, develop an outreach strategy and create program materials prior to the program's formal launch anticipated in late spring. Section 6.4 of the Work Plan has been amended to stipulate that staff will report annually to the Metro Council regarding program progress. Section 6.4 has also been amended to call for a strategic review of the program following 3 years of program activity to evaluate results and refine program policies and strategies as needed.

ANALYSIS/INFORMATION

1. **Known Opposition** There is no known opposition to the proposed program.
2. **Legal Antecedents** MC 2.04.053 (a) (12) and (b) sets forth special procurement procedures for "contracts in the nature of grants." The District Revitalization Work Plan sets forth the Metro Council approved process for identifying locations in the region eligible to receive grants as well as the competitive evaluation criteria for determining grant awards.
3. **Anticipated Effects** Metro Council adoption of the District Revitalization Work Plan establishes the policy, governance and operating framework for the proposed grant program.
4. **Budget Impacts** Zero impact. The Districts Revitalization Program will be supported with current levels of funding and staff allocated to the Development Center.

RECOMMENDED ACTION

It is recommended that the Metro Council approve the District Revitalization Program Work Plan as presented in Exhibit A of the Resolution.

Agenda Item No. 6.2

Resolution No. 14-4509, For the Purpose of Authorizing Metro to Apply for a Land and Water Conservation Fund Grant From the Oregon Parks and Recreation Department for Development at Oxbow Regional Park and Recognizing The Authority of the Sustainability Director to Sign the Application.

Resolutions

Metro Council Meeting
Thursday, Mar. 20, 2014
Metro, Council Chamber

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING METRO TO)	RESOLUTION NO. 14-4509
APPLY FOR A LAND AND WATER)	
CONSERVATION FUND GRANT FROM THE)	Introduced by Chief Operating Officer Martha
OREGON PARKS AND RECREATION)	Bennett in concurrence with Council
DEPARTMENT FOR DEVELOPMENT AT OXBOW)	President Tom Hughes
REGIONAL PARK AND RECOGNIZING THE)	
AUTHORITY OF THE SUSTAINABILITY)	
DIRECTOR TO SIGN THE APPLICATION)	

WHEREAS, the Oregon State Parks and Recreation Department is accepting applications for the federal Land and Water Conservation Fund Grant Program; and

WHEREAS, Metro’s Sustainability Center desires to participate in this grant program to the greatest extent possible as a means of providing needed play area facility improvements at Oxbow Regional Park in unincorporated Multnomah County; and

WHEREAS, grant funds would be used to implement nature based play opportunities throughout the 1,100 acre regional park, and improvements would include sand and water play areas, “base camps” to orient young explorers, and defined off-trail exploration areas; and

WHEREAS, Metro Parks & Environmental Services has available local Operating Levy matching funds to fulfill its share of obligation related to this grant application should the grant funds be awarded; and

WHEREAS, Metro Parks & Environmental Services has estimated that annual maintenance costs will be \$12,000 and will dedicate adequate funding for on-going operations and maintenance of this park and recreation facility should the grant funds be awarded; now therefore

BE IT RESOLVED that the Metro Council authorizes Metro Sustainability Center to apply for a Land and Water Conservation Fund Grant from the Oregon Parks and Recreation Department for implementation of the nature based play area opportunities improvements at Oxbow Regional Park, recognizes the authority of the department director to sign the application, and approves the addition of the Oxbow Regional Park facility improvements project to the 2013 Operating Levy Funds.

ADOPTED by the Metro Council this _____ day of _____, 2014.

Tom Hughes, Council President

Approved as to Form:

Alison R. Kean, Metro Attorney

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 14-4509, FOR THE PURPOSE OF AUTHORIZING METRO TO APPLY FOR A LAND AND WATER CONSERVATION FUND GRANT FROM THE OREGON PARKS AND RECREATION DEPARTMENT FOR DEVELOPMENT AT OXBOW REGIONAL PARK AND RECOGNIZING THE AUTHORITY OF THE SUSTAINABILITY DIRECTOR TO SIGN THE APPLICATION

Date: March 20, 2014

Prepared by: Mark Davison, 503-797-1854

BACKGROUND

The Land and Water Conservation Fund (the "LWCF") State Assistance program was established by the LWCF Act of 1965 (Section 6, Land and Water Conservation Fund Act of 1965, as amended; Public Law 88-578; 16 U.S.C 4601-4 et seq.) to stimulate a nationwide action program to assist in preserving, developing, and assuring to all citizens of the United States of present and future generations such quality and quantity of outdoor recreation resources as may be available and are necessary and desirable for individual active participation. The LWCF State Assistance Program provides matching grants to States, and through the States to local governments, for the acquisition and development of public outdoor recreation areas and facilities.

The Oregon Parks and Recreation Department is responsible for the distribution of LWCF monies to state agencies and local governments. This money is distributed for public purposes of financing protection, repair, and creation of parks and outdoor recreation areas. Projects eligible for funding assistance are acquisition, development, and rehabilitation projects consistent with the outdoor recreation goals contained in the Statewide Comprehensive Outdoor Recreation Plan. The adopted administrative rules for the distribution of funds require approval by resolution from the elected officials of the governing bodies for all applicants.

In May 2013, the region's voters approved a five year local option levy (the "levy") to care for natural areas and regional parks. The levy included funding to improve play experiences at Oxbow Regional Park, and Metro strives to connect children and families to the outdoors. This project will design and build innovative landscape based outdoor play opportunities at Oxbow Regional Park allowing for enhanced outdoor experiences. The experiences resulting from construction of the nature based play areas will benefit children's physical, emotional and social growth and appreciation of natural places. The scope of the project includes construction of two nature based play areas, trail wayfinding and destination monuments which will promote natural area exploration and encourage visitors to experience the different landscape types within this 1,100-acre regional park.

Developing the nature play area concept involved a collaborative design process including Oxbow's lead rangers, naturalists, play professionals, landscape architects and the public. As part of this effort the public reviewed concepts for the design at the Salmon Homecoming. At this event and other smaller events the design ideas received unanimous positive feedback. Following the public outreach, the concepts were finalized and will be further developed for completion of permitting and construction documents. With the additional funding from the LWCF grant, Metro will be able to fully build out the nature play area design concepts along with associated interpretive nature trails, wayfinding signage, and educational elements that encourage further exploration of nature.

Metro has direct experience with supporting and developing these types of innovative play areas. Metro recently created a nature based play area at Blue Lake Regional Park using natural materials such as logs, boulders and loose parts salvaged from Metro's natural areas. This play area allows for collaborative, creative and imaginative play.

Upon adoption of this Resolution, Metro's Sustainability Center and Parks & Environmental Services Department will work collaboratively in applying for funds through the Federal Land and Water Conservation Fund State Assistance program. These funds will assist with implementation of nature based play area facility improvements for Oxbow Regional Park.

ANALYSIS/INFORMATION

1. Known Opposition

None.

2. Legal Antecedents

Resolution No. 06-3672B, "For the Purpose of Submitting to the Voters of the Metro Area a General Obligation Bond Indebtedness in the Amount of \$227.4 Million to Fund Natural Area Acquisition and Water Quality Protection," adopted March 9, 2006.

Resolution No. 12-4398, "For the Purpose of Referring to the Voters of the Metro Area a Local Option Levy for the Purpose of Preserving Water Quality, Fish and Wildlife Habitat and Maintaining Metro's Parks and Natural Areas for the Public," adopted December 18, 2012.

Metro Code Section 2.20.030 regarding powers of the Chief Operating Officer and various delegations of signature authority to department directors.

3. Anticipated Effects

If Metro is awarded this grant, the funds will be used to design, permit and construct two nature based play areas and nature based play opportunities.

4. Budget Impacts

The proposed Parks and Environmental Services FY 2013-14 budget includes funding to develop conceptual designs for the play areas. The FY 2015-16 proposed budget includes sufficient appropriation to build out and complete this capital improvement project. External sources of fund for this project include \$100,000 from this grant application to the State.

RECOMMENDED ACTION

Staff recommends adoption of Resolution 14-4509.

Agenda Item No. 7.1

Ordinance No. 14-1326, Amending the FY 2013-14 Budget and Appropriations Schedule and the FY 2013-14 Through 2017-18 Capital Improvement Plan.

Ordinances – First Read

Metro Council Meeting
Thursday, Mar. 20, 2014
Metro, Council Chamber

BEFORE THE METRO COUNCIL

AMENDING THE FY 2013-14 BUDGET AND) ORDINANCE NO. 14-1326
APPROPRIATIONS SCHEDULE AND THE FY)
2013-14 THROUGH 2017-18 CAPITAL) Introduced by Martha Bennett, Chief
IMPROVEMENT PLAN) Operating Officer, with the concurrence of
) Council President Tom Hughes

WHEREAS, the Metro Council has reviewed and considered the need to increase appropriations within the FY 2013-14 Budget; and

WHEREAS, Metro Code chapter 2.02.040 requires Metro Council approval to add any new position to the budget; and

WHEREAS, the need for the increase of appropriation has been justified; and

WHEREAS, adequate funds exist for other identified needs; and

WHEREAS, ORS 294.463(1) provides for transfers of appropriations within a fund, including transfers from contingency that do not exceed 15 percent of a fund's appropriations, if such transfers are authorized by official resolution or ordinance of the governing body for the local jurisdiction, and

WHEREAS, ORS 294.463(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 stating the need for the transfer, now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. That the FY 2013-14 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 2013-14 through FY 2017-18 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 March 2014.

Tom Hughes, Council President

Attest:

Approved as to Form:

Troy Rayburn, Recording Secretary

Alison Kean, Metro Attorney

Exhibit A
Ordinance No. 14-1326

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
General Fund							
Information Services							
<i>Materials & Services</i>							
<i>GOODS Goods</i>							
520100	Office Supplies		34,724		0		34,724
521000	Subscriptions and Dues		740		0		740
521500	Maintenance & Repairs Supplies		7,000		0		7,000
<i>SVCS Services</i>							
524000	Contracted Professional Svcs		152,181		0		152,181
525100	Utility Services		20,400		0		20,400
526000	Maintenance & Repair Services		658,973		53,125		712,098
528000	Other Purchased Services		0		0		0
<i>OTHEXP Other Expenditures</i>							
545000	Travel		4,500		0		4,500
545500	Staff Development		16,500		0		16,500
Total Materials & Services			\$895,018		\$53,125		\$948,143
TOTAL REQUIREMENTS		27.50	\$3,965,095	0.00	\$53,125	27.50	\$4,018,220

**Exhibit A
Ordinance No. 14-1326**

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
General Fund							
Oregon Zoo							
<i>Personnel Services</i>							
<i>SALWGE</i>	<i>Salaries & Wages</i>						
501000	Reg Employees-Full Time-Exempt						
	Administrative Specialist IV	1.00	60,901	-	0	1.00	60,901
	Assistant Management Analyst	1.00	63,894	-	0	1.00	63,894
	Associate Natural Resource Scientist	1.00	77,613	-	0	1.00	77,613
	Associate Public Affairs Specialist	1.00	63,648	-	0	1.00	63,648
	Associate Visual Communications Designr	2.00	119,159	-	0	2.00	119,159
	Director	1.00	158,213	-	0	1.00	158,213
	Deputy Conservation Manager	1.00	86,913	-	0	1.00	86,913
	Deputy Director	2.00	250,571	-	0	2.00	250,571
	Events Coordinator	1.00	60,580	-	0	1.00	60,580
	Education Specialist III	6.25	427,395	-	0	6.25	427,395
	General Manager of Visitor Venues	0.25	40,982	-	0	0.25	40,982
	Manager I	2.00	170,985	-	0	2.00	170,985
	Manager II	4.00	399,288	-	0	4.00	399,288
	Program Analyst II	2.15	128,868	-	0	2.15	128,868
	Program Analyst III	1.00	76,925	-	0	1.00	76,925
	Program Analyst IV	1.00	71,652	-	0	1.00	71,652
	Program Supervisor I	1.00	66,377	-	0	1.00	66,377
	Program Supervisor II	5.00	371,786	-	0	5.00	371,786
	Project Coordinator	1.00	79,767	-	0	1.00	79,767
	Registrar	1.00	55,253	-	0	1.00	55,253
	Senior Public Affairs Specialist	3.00	232,541	-	0	3.00	232,541
	Senior Visual Communications Designer	1.00	63,895	-	0	1.00	63,895
	Service Supervisor I	4.00	219,486	-	0	4.00	219,486
	Service Supervisor II	6.00	352,445	-	0	6.00	352,445
	Service Supervisor III	3.00	207,177	-	0	3.00	207,177
	Service Supervisor IV	1.00	78,672	-	0	1.00	78,672
	Veterinarian I	1.00	96,269	-	0	1.00	96,269
	Veterinarian II	1.00	100,491	-	0	1.00	100,491
	Volunteer Coordinator II	1.00	66,075	-	0	1.00	66,075
501500	Reg Empl-Full Time-Non-Exempt						
	Administrative Specialist II	2.00	95,132	-	0	2.00	95,132
	Administrative Specialist III	4.00	187,159	-	0	4.00	187,159
	Animal Keeper	31.00	1,635,986	-	0	31.00	1,635,986
	Custodian	6.00	230,200	-	0	6.00	230,200
	Education Specialist II	3.00	169,195	-	0	3.00	169,195
	Custodian Lead	-	0	1.00	36,878	1.00	36,878
	Warehouse Lead	-	0	1.00	36,878	1.00	36,878
	Gardener 1	7.00	346,016	-	0	7.00	346,016
	Maintenance Electrician	1.00	75,943	-	0	1.00	75,943
	Maintenance Lead	1.00	65,582	-	0	1.00	65,582
	Maintenance Technician	2.00	113,591	-	0	2.00	113,591
	Maintenance Worker 2	9.00	495,378	-	0	9.00	495,378
	Maintenance Worker 3	3.00	187,390	-	0	3.00	187,390
	Nutrition Technician	2.00	119,238	-	0	2.00	119,238
	Program Assistant 1	1.00	43,149	-	0	1.00	43,149
	Program Assistant 2	2.00	91,139	-	0	2.00	91,139
	Safety and Security Officer	5.00	214,248	-	0	5.00	214,248
	Senior Animal Keeper	7.00	421,055	-	0	7.00	421,055
	Senior Gardener	1.00	62,463	-	0	1.00	62,463

**Exhibit A
Ordinance No. 14-1326**

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
General Fund							
Oregon Zoo							
	Storekeeper	1.00	52,407	-	0	1.00	52,407
	Admissions Lead	1.00	44,412	1.00	36,878	2.00	81,290
	Veterinary Technician	2.00	113,392	-	0	2.00	113,392
	Volunteer Coordinator I	1.00	63,704	-	0	1.00	63,704
502000	Reg Emp-Part Time-Exempt						
	Associate Visual Communications Design	0.50	31,948	-	0	0.50	31,948
	Education Specialist III	0.50	28,327	-	0	0.50	28,327
	Video/Photography Technician	0.50	30,450	-	0	0.50	30,450
502500	Reg Employees-Part Time-Non-Exempt						
	Animal Keeper-PT	2.50	139,240	-	0	2.50	139,240
	Clerk/Bookkeeper	0.75	31,740	-	0	0.75	31,740
	Education Specialist II	2.05	116,830	-	0	2.05	116,830
	Food Service/Retail Specialist	3.90	164,478	-	0	3.90	164,478
	Lead Cash Office Clerk	0.85	37,750	-	0	0.85	37,750
	Education Specialist I	0.50	21,760	-	0	0.50	21,760
	Nutrition Technician I	0.50	25,699	-	0	0.50	25,699
	Program Assistant 1	1.55	66,881	-	0	1.55	66,881
	Program Assistant 2	-	0	0.50	19,614	0.50	19,614
	Veterinary Technician	0.50	28,348	-	0	0.50	28,348
	Visitor Service Worker 3-reg	0.85	28,825	-	0	0.85	28,825
	Volunteer Coordinatior I	-	0	-	0	-	0
503000	Temporary Employees - Hourly		1,924,577		(190,618)		1,733,959
503100	Temporary Employees - Salaried		0		0		0
504000	Seasonal Employees		1,300,148		0		1,300,148
508000	Overtime		256,713		0		256,713
508500	Premium Pay / Holiday Pay		184,426		0		184,426
<i>FRINGE</i>	<i>Fringe Benefits</i>						
510000	Fringe Benefits						
511000	Fringe Benefits - Payroll Taxes		1,035,192		(4,617)		1,030,575
512000	Fringe Benefits - Retirement PERS		1,813,640		16,409		1,830,049
513000	Fringe Benefits - Health & Welfare		2,259,790		47,670		2,307,460
514000	Fringe Benefits - Unemployment		148,273		0		148,273
515000	Fringe Benefits - Other Benefits		305,333		908		306,241
Total Personnel Services		164.10	\$19,054,968	3.50	\$0	167.60	\$19,054,968
Total Materials & Services			\$12,530,483		\$0		\$12,530,483
TOTAL REQUIREMENTS		164.10	\$31,585,451	3.50	\$0	167.60	\$31,585,451

Exhibit A
Ordinance No. 14-1326

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
General Fund							
Parks & Environmental Services							
<i>Materials & Services</i>							
<i>GOODS Goods</i>							
520100	Office Supplies		72,016	0		0	72,016
520500	Operating Supplies		112,665	0		0	112,665
521000	Subscriptions and Dues		6,326	0		0	6,326
521400	Fuels and Lubricants		75,891	0		0	75,891
521500	Maintenance & Repairs Supplies		143,462	0		0	143,462
522500	Retail		13,000	0		0	13,000
<i>SVCS Services</i>							
524000	Contracted Professional Svcs		330,903	0		0	330,903
525000	Contracted Property Services		173,945	0		0	173,945
525100	Utility Services		438,908	0		0	438,908
525500	Cleaning Services		25,278	0		0	25,278
526000	Maintenance & Repair Services		383,107	0		0	383,107
526500	Rentals		44,599	0		0	44,599
528000	Other Purchased Services		56,120	0		0	56,120
529800	Glendoveer Golf Operating Contract		2,344,363	0		0	2,344,363
<i>IGEXP Intergov't Expenditures</i>							
530000	Payments to Other Agencies		112,100	0		0	112,100
531000	Taxes (Non-Payroll)		225,866	0		0	225,866
532000	Government Assessments		0		50,000		50,000
<i>OTHEXP Other Expenditures</i>							
545000	Travel		8,095	0		0	8,095
545500	Staff Development		34,536	0		0	34,536
Total Materials & Services			\$4,601,180		\$50,000		\$4,651,180
TOTAL REQUIREMENTS		42.30	\$8,879,069	0.00	\$50,000	42.30	\$8,929,069

Exhibit A
Ordinance No. 14-1326

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
General Fund							
General Expenses							
Total Interfund Transfers			\$7,319,574		\$0		\$7,319,574
<i>Contingency & Unappropriated Balance</i>							
<i>CONT</i>	<i>Contingency</i>						
	Contingency						
701002	* Contingency		3,316,459		(103,125)		3,213,334
701001	* Opportunity Account		250,000		0		250,000
701004	* Reserve for Future One-Time Expenditures		440,223		0		440,223
<i>UNAPP</i>	<i>Unappropriated Fund Balance</i>						
	Unappropriated Fund Balance						
805100	* Stabilization Reserve		2,575,000		0		2,575,000
805450	* PERS Reserve		2,893,403		0		2,893,403
805900	* Other Planning Department Carryover		466,982		0		466,982
805300	* Reserve for Future One-Time Expenditures		775,000		0		775,000
805900	* Reserved for Community Invest. Initiative		156,034		0		156,034
801003	* Reserved for TOD		5,083,671		0		5,083,671
801002	* Reserved for Local Gov't Grants (CET)		2,353,159		0		2,353,159
805900	* Reserved for Cost Allocation Adjustments		429,590		0		429,590
805900	* Reserved for Nature in Neighborhood Grants		58,327		0		58,327
805900	* Reserved for Metro Export Initiative		25,000		0		25,000
805900	* Reserved for Active Transportation		135,000		0		135,000
805400	* Reserve for Future Debt Service		995,535		0		995,535
Total Contingency & Unappropriated Balance			\$19,953,383		(\$103,125)		\$19,850,258
TOTAL REQUIREMENTS		454.34	\$116,824,274	3.50	\$0	457.84	\$116,824,274

**Exhibit A
Ordinance No. 14-1326**

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
Metro Exposition Recreation Commission Fund							
MERC Fund							
<i>Resources</i>							
<i>BEGBAL</i>	<i>Beginning Fund Balance</i>						
340000	* Undesignated		24,211,557		0		24,211,557
<i>GRANTS</i>	<i>Grants</i>						
410500	Federal Grants - Indirect		100,000		0		100,000
411500	State Grant - Indirect		196,591		0		196,591
412000	Local Grant - Direct		10,000		0		10,000
412500	Local Grants - Indirect		30,000		0		30,000
412900	Intra Metro Grant		157,412		0		157,412
<i>LGSHRE</i>	<i>Local Gov't Share Revenues</i>						
413000	Transient Lodging Tax (3% Excise Tax Fund)		10,280,593		0		10,280,593
413300	Visitor Development Fund Allocation		3,420,902		0		3,420,902
<i>GVCNTB</i>	<i>Contributions from Governments</i>						
414500	Government Contributions		816,020		0		816,020
<i>CHGSVC</i>	<i>Charges for Service</i>						
450000	Admission Fees		1,675,767		0		1,675,767
451000	Rentals		7,007,195		153,500		7,160,695
455000	Food Service Revenue		12,079,725		281,000		12,360,725
456000	Retail Sales		8,500		0		8,500
457000	Merchandising		15,000		0		15,000
457500	Advertising		19,290		4,000		23,290
458000	Utility Services		1,676,700		0		1,676,700
459000	Commissions		1,895,659		0		1,895,659
462000	Parking Fees		2,862,264		126,430		2,988,694
464500	Reimbursed Services		2,745,409		0		2,745,409
464700	Reimbursed Services - Contract		502,484		0		502,484
465000	Miscellaneous Charges for Svc		228,494		21,310		249,804
<i>INTRST</i>	<i>Interest Earnings</i>						
470000	Interest on Investments		76,142		0		76,142
<i>DONAT</i>	<i>Contributions from Private Sources</i>						
475000	Donations and Bequests		75,000		0		75,000
476000	Sponsorship Revenue		134,000		0		134,000
<i>MISCRV</i>	<i>Miscellaneous Revenue</i>						
417000	Fine & Forfeitures		4,000		0		4,000
480500	Financing Transaction		50,599		0		50,599
489000	Miscellaneous Revenue		25,956		0		25,956
489100	Refunds and Reimbursements		1,250		0		1,250
<i>LOANRV</i>	<i>Interfund Loan - Resource</i>						
496000	Interfund Loan - Principal * from General Fund		2,200,000		0		2,200,000
<i>EQTREV</i>	<i>Fund Equity Transfers</i>						
497000	Transfer of Resources * from General Fund (MTOCA)		418,633		0		418,633
TOTAL RESOURCES			\$72,925,142		\$586,240		\$73,511,382
Total Personnel Services		174.50	\$17,741,183	-	\$0	174.50	\$17,741,183
<i>Materials & Services</i>							
<i>GOODS</i>	<i>Goods</i>						
520100	Office Supplies		201,481		116,500		317,981
520500	Operating Supplies		279,744		0		279,744
521000	Subscriptions and Dues		72,345		0		72,345
521400	Fuels and Lubricants		17,500		0		17,500
521500	Maintenance & Repairs Supplies		491,660		80,500		572,160
522500	Retail		11,000		0		11,000

**Exhibit A
Ordinance No. 14-1326**

ACCT	DESCRIPTION	Current		Revision		Amended	
		FTE	Amount	FTE	Amount	FTE	Amount
Metro Exposition Recreation Commission Fund							
MERC Fund							
<i>SVCS</i>	<i>Services</i>						
524000	Contracted Professional Svcs		1,098,509		0		1,098,509
524500	Marketing Expense		2,964,742		0		2,964,742
524600	Sponsorship Expenditures		32,450		0		32,450
524700	Visitor Development Marketing		1,330,719		0		1,330,719
525100	Utility Services		2,543,190		0		2,543,190
525500	Cleaning Services		34,200		0		34,200
526000	Maintenance & Repair Services		1,241,463		0		1,241,463
526500	Rentals		499,362		0		499,362
528000	Other Purchased Services		1,007,544		0		1,007,544
528100	Other Purchased Services - Reimb		504,219		0		504,219
529100	Food and Beverage Services		10,265,500		190,000		10,455,500
529200	Parking Services		264,450		125,550		390,000
<i>IGEXP</i>	<i>Intergov't Expenditures</i>						
530000	Payments to Other Agencies		219,625		0		219,625
531000	Taxes (Non-Payroll)		22,500		0		22,500
532000	Government Assessments		2,200,000		0		2,200,000
<i>OTHEXP</i>	<i>Other Expenditures</i>						
545000	Travel		165,900		0		165,900
545500	Staff Development		101,600		0		101,600
549000	Miscellaneous Expenditures		7,700		77,875		85,575
Total Materials & Services			\$25,577,403		\$590,425		\$26,167,828
Total Capital Outlay			\$5,302,617		\$0		\$5,302,617
Total Interfund Transfers			\$5,131,804	-	\$0		\$5,131,804
Contingency and Ending Balance							
<i>CONT</i>	<i>Contingency</i>						
	Contingency						
701002	* General Contingency		1,922,099		0		1,922,099
706000	* Renewal and Replacement		2,584,922		0		2,584,922
701003	* New Capital/Business Strategy Reserve		5,640,167		(590,425)		5,049,742
709000	* Contingency for Capital (TL TAX)		254,605		0		254,605
<i>UNAPP</i>	<i>Unappropriated Fund Balance</i>						
	Unappropriated Fund Balance						
805100	* Stabilization Reserve		620,500		0		620,500
805910	* New Capital/Business Strategy Reserve		0		586,240		586,240
805200	* Renewal & Replacement		8,149,842		0		8,149,842
Total Contingency and Ending Balance			\$19,172,135		(\$4,185)		\$19,167,950
TOTAL REQUIREMENTS		174.50	\$72,925,142	-	\$586,240	174.50	\$73,511,382

Exhibit A
Ordinance No. 14-1326

ACCT	DESCRIPTION	Current		Revision		Amended	
		FTE	Amount	FTE	Amount	FTE	Amount
Rehabilitation & Enhancement Fund							
<i>Materials & Services</i>							
NORTH PORTLAND ENHANCEMENT ACCOUNT							
<i>GOODS Goods</i>							
520100	Office Supplies		450		0		450
<i>SVCS Services</i>							
524000	Contracted Professional Svcs		0		60,000		60,000
528000	Other Purchased Services		1,000		0		1,000
<i>OTHEXP Other Expenditures</i>							
544500	Grants and Loans		10,000		0		10,000
METRO CENTRAL ENHANCEMENT ACCOUNT							
<i>GOODS Goods</i>							
520100	Office Supplies		450		0		450
<i>SVCS Services</i>							
528000	Other Purchased Services		2,000		0		2,000
<i>OTHEXP Other Expenditures</i>							
544500	Grants and Loans		128,986		0		128,986
545000	Travel		250		0		250
545500	Staff Development		500		0		500
FOREST GROVE ACCOUNT							
<i>IGEXP Intergov't Expenditures</i>							
530000	Payments to Other Agencies		62,564		0		62,564
OREGON CITY ACCOUNT							
<i>IGEXP Intergov't Expenditures</i>							
530000	Payments to Other Agencies		124,790		0		124,790
Total Materials & Services			\$330,990		\$60,000		\$390,990
Total Interfund Transfers			\$114,602		\$0		\$114,602
<i>Contingency and Ending Balance</i>							
<i>CONT Contingency</i>							
Contingency							
700000	* North Portland		200,000		(60,000)		140,000
700000	* Metro South		15,000		0		15,000
700000	* Metro Central		50,000		0		50,000
700000	* Forest Grove		15,000		0		15,000
<i>UNAPP Unappropriated Fund Balance</i>							
Unappropriated Fund Balance							
805000	* North Portland		1,345,101		0		1,345,101
805000	* Metro Central		204,234		0		204,234
Total Contingency and Ending Balance			\$1,829,335		(\$60,000)		\$1,769,335
TOTAL REQUIREMENTS			\$2,274,927		\$0		\$2,274,927

Exhibit A
Ordinance No. 14-1326

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
Solid Waste Revenue Fund							
Operating Account - Parks & Environmental Services							
Total Personnel Services		58.75	\$6,225,177	-	\$0	58.75	\$6,225,177
<i>Materials & Services</i>							
<i>GOODS Goods</i>							
520100	Office Supplies		24,357		0		24,357
520500	Operating Supplies		613,951		0		613,951
521000	Subscriptions and Dues		5,072		0		5,072
521400	Fuels and Lubricants		24,555		0		24,555
521300	Fuels - Waste Transport		2,239,532		353,085		2,592,617
521500	Maintenance & Repairs Supplies		293,793		0		293,793
521900	Purchasing Card Expenditures		0		0		0
522500	Retail		115,000		0		115,000
<i>SVCS Services</i>							
524000	Contracted Professional Svcs		1,181,298		0		1,181,298
524600	Sponsorship Expenditures		0		0		0
525000	Contracted Property Services		0		0		0
525100	Utility Services		204,901		0		204,901
525500	Cleaning Services		22,000		0		22,000
526000	Maintenance & Repair Services		332,103		0		332,103
526500	Rentals		143,021		0		143,021
527000	Insurance		0		0		0
528000	Other Purchased Services		310,337		0		310,337
529000	Operations Contracts		0		0		0
529300	Disposal - Landfill		8,366,100		626,949		8,993,049
529400	Special Waste Disposal		1,082,569		0		1,082,569
529500	Waste Transport		6,824,140		1,075,896		7,900,036
529600	Transfer Station Operations		7,313,359		253,840		7,567,199
529700	Organics Processing		5,478,006		0		5,478,006
<i>IGEXP Intergov't Expenditures</i>							
530000	Payments to Other Agencies		376,063		51,230		427,293
531000	Taxes (Non-Payroll)		500		0		500
531500	Grants to Other Governments		0		0		0
<i>OTHEXP Other Expenditures</i>							
544500	Grants & Loans		0		0		0
544600	Intra-Metro Grants		0		0		0
545000	Travel		18,200		0		18,200
545500	Staff Development		30,962		0		30,962
549000	Miscellaneous Expenditures		0		0		0
Total Materials & Services			\$34,999,819		\$2,361,000		\$37,360,819
TOTAL REQUIREMENTS		58.75	\$41,224,996	-	\$2,361,000	58.75	\$43,585,996

**Exhibit A
Ordinance No. 14-1326**

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
Solid Waste Revenue Fund							
General Expenses							
Total Interfund Transfers			\$7,766,403		\$0		\$7,766,403
<i>Contingency and Ending Balance</i>							
<i>CONT</i>	<i>Contingency</i>						
	Contingency						
701002	* Operating Account (Operating Contingency)		2,000,000		(1,500,000)		500,000
705000	* Landfill Closure Account		5,537,304		0		5,537,304
706000	* Renewal & Replacement Account		7,756,210		(861,000)		6,895,210
	* NOT USED		0		0		0
	* NOT USED		0		0		0
<i>UNAPP</i>	<i>Unappropriated Fund Balance</i>				0		
	Unappropriated Fund Balance				0		
800000	* Ending Balance		0		0		0
805539	* Landfill Closure Account		0		0		0
805200	* Renewal & Replacement Account		0		0		0
805900	* General Account (Working Capital)		5,795,653		0		5,795,653
805900	* General Account (EIL Reserve - GASB 49)		5,225,000		0		5,225,000
805900	* General Account (Rate Stabilization)		2,000,000		0		2,000,000
	* NOT USED		0		0		0
805900	* General Account (Capital Reserve)		4,455,000		0		4,455,000
	* NOT USED		0		0		0
	* NOT USED		0		0		0
805450	* PERS Reserve		0		0		0
Total Contingency and Ending Balance			\$32,769,167		(\$2,361,000)		\$30,408,167
TOTAL REQUIREMENTS		90.75	\$93,665,483	0.00	\$0	90.75	\$93,665,483

Exhibit B
Ordinance 14-1326
Schedule of Appropriations

	<u>Current</u> <u>Appropriation</u>	<u>Revision</u>	<u>Revised</u> <u>Appropriation</u>
GENERAL FUND			
Communications	2,701,648	0	2,701,648
Council Office	3,938,637	0	3,938,637
Finance & Regulatory Services	4,628,354	0	4,628,354
Human Resources	2,219,337	0	2,219,337
Information Services	3,965,095	53,125	4,018,220
Metro Auditor	725,382	0	725,382
Office of Metro Attorney	2,061,480	0	2,061,480
Oregon Zoo	31,585,451	0	31,585,451
Parks & Environmental Services	8,879,069	50,000	8,929,069
Planning and Development	14,216,023	0	14,216,023
Research Center	3,644,374	0	3,644,374
Sustainability Center	3,916,131	0	3,916,131
Special Appropriations	5,350,265	0	5,350,265
Non-Departmental			
Debt Service	1,720,071	0	1,720,071
Interfund Transfers	7,319,574	0	7,319,574
Contingency	4,006,682	(103,125)	3,903,557
<i>Total Appropriations</i>	<u>100,877,573</u>	<u>0</u>	<u>100,877,573</u>
Unappropriated Balance	15,946,701	0	15,946,701
Total Fund Requirements	<u>\$116,824,274</u>	<u>\$0</u>	<u>\$116,824,274</u>
MERC FUND			
MERC	48,621,203	590,425	49,211,628
Non-Departmental			
Interfund Transfers	5,131,804	0	5,131,804
Contingency	10,401,793	(590,425)	9,811,368
<i>Total Appropriations</i>	<u>64,154,800</u>	<u>0</u>	<u>64,154,800</u>
Unappropriated Balance	8,770,342	586,240	9,356,582
Total Fund Requirements	<u>\$72,925,142</u>	<u>\$586,240</u>	<u>\$73,511,382</u>
REHABILITATION & ENHANCEMENT FUND			
Sustainability Center	330,990	60,000	390,990
Non-Departmental			
Interfund Transfers	114,602	0	114,602
Contingency	280,000	(60,000)	220,000
<i>Total Appropriations</i>	<u>725,592</u>	<u>0</u>	<u>725,592</u>
Unappropriated Balance	1,549,335	0	1,549,335
Total Fund Requirements	<u>\$2,274,927</u>	<u>\$0</u>	<u>\$2,274,927</u>

Exhibit B
Ordinance 14-1326
Schedule of Appropriations

	Current		Revised
	<u>Appropriation</u>	<u>Revision</u>	<u>Appropriation</u>
SOLID WASTE REVENUE FUND			
Finance & Regulatory Services	2,179,938	0	2,179,938
Sustainability Center	5,842,884	0	5,842,884
Parks & Environmental Services	45,107,091	2,361,000	47,468,091
Non-Departmental			
Interfund Transfers	7,766,403	0	7,766,403
Contingency	15,293,514	(2,361,000)	12,932,514
<i>Total Appropriations</i>	<u>76,189,830</u>	<u>0</u>	<u>76,189,830</u>
Unappropriated Balance	17,475,653	0	17,475,653
Total Fund Requirements	<u>\$93,665,483</u>	<u>\$0</u>	<u>\$93,665,483</u>

All other appropriations remain as previously adopted

STAFF REPORT

FOR THE PURPOSE OF AMENDING THE FY 2013-14 BUDGET AND APPROPRIATIONS SCHEDULE AND THE FY 2013-14 THROUGH 2017-18 CAPITAL IMPROVEMENT PLAN

Date: February 21, 2014

Prepared by: Kathy Rutkowski 503-797-1630

BACKGROUND

Since the adoption of the budget several items have been identified that necessitate amendment to the budget.

Solid Waste Tonnage Related Expenses

Metro transfer stations are on track to receive about 40,000 (10%) more tons of mixed solid waste than projected for the FY 2013-14 Budget. As a result, Metro will incur contractual transfer, transport, and disposal costs in excess of the amounts appropriated in the FY 2013-14 Budget. The Parks and Environmental Services Department anticipates that full-year expenditures will exceed FY 2013-14 budgeted amounts by \$2,361,000. This budget amendment transfers current appropriation authority from the Solid Waste Fund contingency account to the operating account in order to cover those additional costs associated with higher than expected tonnage at Metro's transfer stations. There are no further financial implications of this budget amendment, as the revenue to pay for these costs is collected from current user charges (tip fee and transaction fee) on the additional mixed solid waste that arrives at the transfer stations.

North Portland Enhancement Account

For nearly three decades, Metro's North Portland community enhancement grants have helped improve neighborhoods near the now-closed St. Johns Landfill. In December 2012, the Metro Council unanimously approved the committee's recommendation to distribute the remaining \$1.6 million in the enhancement grant fund by 2018. Since then, the committee has recommended that the remaining funds be used to support the North Portland Greenway and investments in capacity building to strengthen programs and services to North Portland residents. This one-time grant opportunity will help community groups and organizations build their capacity to sustain long-term services and benefits.

During the creation of the FY 13-14 budget, it was unclear how quickly the committee would move forward with spending the funds for capacity building grants. Since that time, an application process was developed that included interested parties submitting a letter of interest to the North Portland Enhancement Committee. The committee has reviewed those proposals and invited 16 organizations to apply for full funding. As part of their invitation, the committee has pledged coaching services for each applicant (in the range of \$3,500-5,000 per project) as well as establishing a peer-learning cohort for all approved applicants to share their capacity building projects and process with one another. Contracts have been set up for these coaching services and work is scheduled to begin in the current fiscal year. The committee has established a budget of \$60,000 for these services. This budget amendment allows for the expenditure of the budgeted funds anticipated by the committee for these approved coaching services.

Cemetery Settlement Agreement

In December 2013, the Oregon Mortuary and Cemetery Board (OMCB) signed a Consent Order and Settlement Agreement with Metro. This document resolves matters related to the Oregon Mortuary and

Cemetery Board’s long-running investigation of Metro’s historic cemetery program. As part of the Consent Order, Metro agreed to pay a civil penalty of \$50,000 to the OMCB. This action requests a transfer of \$50,000 from the General Fund contingency to the Parks & Environmental Services appropriation in the General Fund.

Cirque du Soleil

In November 2013, Expo Center staff entered into a 2014 Option Notice/Agreement with Cirque du Soleil for the presentation of TOTEM, by Cirque du Soleil America, Inc. The event represents a lengthy stay exceeding three months and fifty performances, with a projected attendance of 100,000 attendees. Many of these attendees will likely be first time visitors to the Portland Expo Center. Immediate preparations are underway to support the event and organize for Cirque’s arrival in February, 2014.

We project the total event revenue to be \$586,240 comprised of rent, concessions, alcohol sales and parking. To support this new revenue opportunity, we request a one-time transfer of \$393,425 from the Strategic Business Reserve to support the arrival and execution of this event. As we did in 2012, we plan to reimburse the event support expense amount back to the Strategic Business Reserve with net revenues from the event.

Under Oregon Budget Law we are unable to recognize and directly appropriate this revenue without a supplemental budget. This action acknowledges the receipt of the revenue but places it in unappropriated balance to reimburse the Strategic Business Reserve for next year. It also requests a one-time transfer of \$393,525 from the Strategic Business Reserve contingency in the Expo Center to fund the additional expenses related to hosting this event.

Amount	Description
\$160,000	Additional Food & Beverage service support
85,050	Additional shuttle expenses during the Cirque timeline
67,875	Additional Professional labor – Portland Police, Peer Security, Parking cashiers
40,500	Satellite parking lot rentals
25,000	Requisite Tri-met buyouts for inconvenienced customers
15,000	Gravel lot improvements (270 spaces): fencing, signage, lighting
\$393,425	Total

To facilitate some synergy between the unique Cirque opportunity and our new branding efforts, Expo Staff also request a one-time transfer of \$197,000 from the MERC Strategic Business Reserve contingency to support marketing and communications initiatives as outlined in the proposed Gard Communications Marketing plan.

Amount	Description
\$116,500	Advertising: Tri-met, Oregonian, calendars, direct mail, social media
70,500	Improved re-branded Expo signage
10,000	Main parking entry beautification
\$197,000	Total

Converting Limited Duration Position to Regular Status

In July 2008, Metro completed the Regional Infrastructure Analysis documenting the need across the region for a wide spectrum of infrastructure to support adopted regional and local plans. Of particular note was the finding that approximately half, or \$27 – 41 billion of the need could not be met through

available and expected resources. To address this shortfall, the Community Investment Initiative Leadership Council was created and the Metro Council adopted a commitment to provide funding support for a three year initiative. An important feature of the initiative was to ensure they could independently develop recommendations. To accomplish this, the Metro Council adopted budgeted resources for specially dedicated staff support and targeted contracted professional services. This commitment was made for a three year period to allow them the time and resources to complete their charge.

In September 2013, the Leadership council completed their three year assignment with adoption of their 2013 Annual Report. In summary, their recommendations are as follows:

1. In cooperation with the Port of Portland, establish a Regional Infrastructure Enterprise to help prioritize infrastructure and development projects that catalyze jobs and economic prosperity.
2. Through a partnership with the Urban Land Institute's Thriving Cities Initiative, foster conditions at the local government level that support development ready communities.
3. Support efforts to pursue funding to ensure reliable and efficient movement of goods and people across the region.
4. Provide support and tools to school districts to protect and enhance their investment in school facilities.

Of particular note, their recommendations for items 2 through 4 will largely be implemented through other organizations. However, recommendation 1 is aimed at Metro, calling for increased focus on seeking funding to implement infrastructure that catalyzes jobs and supports economic development. While Metro has been engaged in efforts that support economic development in the past, this recommendation clearly calls for increased attention. With this charge in mind, it is recommended that the Limited Duration Program Analyst IV (position #1117) in the temporary Community Investment Initiative budget be converted to Regular status.

This position is key to the successful implementation of the recommendations of the Community Investment Initiative's Leadership Council. The incumbent possesses important knowledge and understanding of the process engaged in by the Leadership Council and has benefited from the considerable Metro investment in this initiative. If the Limited Duration position were simply eliminated at the end of Fiscal Year 2013-14 as currently intended, this resource would be lost to Metro.

There is no additional fiscal impact in the current fiscal year. In FY 2014-15 the continued cost of this position including benefits is approximately \$102,000.

PeopleSoft Software Support

During the budget formulation process for FY 2010-11, one half of the maintenance and support funding for the PeopleSoft financials modules was removed until it could be determined that PeopleSoft would continue to function as the financial system in the agency. Maintenance on software entitles Metro to log issues with PeopleSoft's support team and provides Metro with fixes, updates, patches and upgrade materials and documentation. Third party services exist that will provide technical support at a 50% discount from PeopleSoft pricing, but they do not have the ability to provide fixes, patches and updates from PeopleSoft. Choosing to move to third party support essentially means you can no longer upgrade your product and puts you on a course to replace your software in the near future. To restore support through PeopleSoft requires back payment with interest for each year of support missed. Because Metro had not yet formulated a strategy for retaining or replacing its financial systems, funding was restored for the 2010-11 fiscal year. In FY 2011-12, funding was also temporarily restored pending the outcome of a financial systems assessment.

In FY 2012-13, The Lopez group was hired to assess the long-term viability of both the Event Business Management System (EBMS) used by the MERC venues and PeopleSoft financials. One time funding was again provided in FY 2012-2013 to maintain our support contract with PeopleSoft, pending the outcome of the Lopez engagement. Lopez concluded that PeopleSoft was fully capable of all of Metro’s functionality requirements and further that the cost of replacing PeopleSoft in lieu of some other software would not provide additional functionality or reduce ongoing support costs enough to justify the cost or effort of replacing the software (December 2012). PeopleSoft financials remains a mission-critical application for the agency and functions as the financial software for all areas of the agency, including the MERC venues. The agency is currently in the process of upgrading the financials software to the most current release.

Information Services has requested ongoing restoration of funds for support of this product in its FY 2014-15 budget proposal, but needs bridge funding for the current period FY 2013-14.

Product Description	FY 2013-14
Accounts Receivable	\$22,353.50
Billing	\$17,404.00
General Ledger	\$24,828.29
Purchasing	\$27,329.93
Accounts Payable	\$17,403.98
Asset Management	\$10,005.58
Total Support Costs for Finance	<u>\$119,325.29</u>
Less: Currently Budgeted in 2013-14	<u>(\$66,200.00)</u>
Balance Requested	\$53,125.29

Oregon Zoo Staffing Needs

An on-going analysis of temporary and seasonal staff usage at the Oregon Zoo has identified additional work that should be shifted to regular staffing in two areas.

Guest Services: The Oregon Zoo has identified work that should be shifted to regular staffing in three Guest Services areas: Custodial, Admissions, and Warehouse. The Zoo has been supporting growing annual attendance and the associated impacts through the use of temporary/seasonal staffing. Adding a Lead Worker position to each of these areas will assist with work prioritization, temporary staff supervision, and meeting the daily work requirements. This amendment proposes an additional 3.00 FTE of regular, full-time staff, to perform duties previously handled by temporary employees. The anticipated start date for these positions is the fourth quarter of FY 2013-14 and will be funded by an equivalent reduction in the temporary staff budget.

Youth Volunteer Program: Currently, a 0.50 temporary Instructor III provides administrative support to the Youth Volunteer program, consisting of 275 summer teens and 75 year-round volunteers. We believe that the program and participants will benefit greatly from a regular position to provide consistency and will lower training time. Additionally, we believe that hiring for a regular Program Assistant II will increase the capacity of this position, allowing it to provide administrative support to two other youth programs (ZAP and UNO) in the work group. Many administrative duties, such as scheduling and database entry, are currently performed by the full-time program coordinators (Education Specialist IIIs) of the programs. By offloading these tasks, we will free up program coordinator time to focus on direct program coordination, including integrating the Zoo’s new Environmental Literacy Framework. This amendment proposes an additional 0.50 FTE of regular, part-time staff, in the Program Assistant II classification, to perform duties previously handled by temporary employees. The anticipated start date for this position is the fourth quarter of FY 2013-14 and will be funded by an equivalent reduction in the temporary staff budget.

Glendoveer Bathroom Remodel (CIP Amendment Only)

Staff has identified funding in the current year to remodel the restrooms at the Glendoveer Golf Course. The clubhouse restrooms will be remodeled to meet ADA regulations, meet Metro's sustainability goals by replacing fixtures and lighting and the broken sewer line will be addressed. The project will cost approximately \$200,000. This amendment adds the project to the FY 13-14 to FY 18-19 Capital Improvement Plan, but does not request any additional appropriation authority.

ANALYSIS/INFORMATION

1. **Known Opposition:** None known.
2. **Legal Antecedents:** ORS 294.463(1) provides for transfers of appropriations within a fund, including transfers from contingency that do not exceed 15 percent of a fund's appropriation, if such transfers are authorized by official resolution or ordinance of the governing body for the local jurisdiction. ORS 294.463(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 stating the need for the transfer. Metro code chapter 2.02.040 requires the Metro Council to approve the addition of any position to the budget. Metro's adopted financial policies require any project exceeding \$100,000 or an existing CIP project increasing greater than 20 percent to receive Council approval.
3. **Anticipated Effects:** This action provides for changes in operations as described above; converting temporary staffing to regular positions; converting a limited duration position to regular status; providing for increased solid waste tonnage, Cirque du Soleil event at the Expo Center, PeopleSoft software support, the consent order and settlement agreement with the Oregon Mortuary and Cemetery Board and coaching services for North Portland Enhancement grant applicants; and amending the Capital Improvement Plan for the Glendoveer bathroom remodel project.
4. **Budget Impacts:** This action has the following impact on the FY 2013-14 budget:
 - Transfer \$2,361,000 from the Solid Waste Fund contingency to provide additional appropriation related to increased solid waste tonnage. Additional revenue will be received to more than offset the request.
 - Transfer \$60,000 from the North Portland Enhancement Account in the Rehabilitation and Enhancement Fund to provide coaching services to applicants for the North Portland Enhancement grants.
 - Transfer \$50,000 from the General Fund contingency to provide for the signed consent order and settlement agreement with the Oregon Mortuary and Cemetery Board.
 - Acknowledge \$586,240 in revenue from the Cirque du Soleil event at the Expo Center and provide \$393,525 in additional appropriation from a transfer from contingency.
 - Transfer \$197,000 from the Expo Center contingency to support marketing and communications initiatives as outlined in the proposed Gard Communications Marketing Plan.
 - Convert a limited duration Program Analyst IV position currently budgeted as part of the Community Investment Initiative's budget to regular status.
 - Transfer \$53,125 from the General Fund contingency to restore ongoing support for PeopleSoft financial software.

- Authorize 3.50 FTE regular status positions at the Oregon Zoo by reducing reliance on temporary and seasonal staffing.
- Amends the Capital Improvement Plan to add the Glendoveer Bathroom remodel project.

RECOMMENDED ACTION

The Chief Operating Office recommends adoption of this Ordinance.

Agenda Item No. 8.1

Ordinance No. 14-1324, For the Purpose of Adopting Solid
Waste Charges and User Fees for FY 2014-15.

Ordinances – Second Read

Metro Council Meeting
Thursday, Mar. 20, 2014
Metro, Council Chamber

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ADOPTING SOLID WASTE CHARGES AND USER FEES FOR FY 2014-15.) ORDINANCE NO. 14-1324
)
) Introduced by Chief Operating Officer
) Martha Bennett with the concurrence of
) Council President Tom Hughes

WHEREAS, Metro Code Chapter 5.02 establishes charges for the acceptance of solid waste at Metro Central and Metro South transfer stations; and,

WHEREAS, Metro Code chapters 5.01 and 5.02 establish user fees on solid waste accepted at all disposal sites in the system; and,

WHEREAS, Metro's costs for solid waste services and programs have changed; now therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

Section 1. Solid Waste Fees and Charges. The schedule of solid waste fees and charges attached hereto as Exhibit "A" is approved, and shall be implemented on the Effective Date of this ordinance.

Section 2. Effective Date. This ordinance shall become effective on July 1, 2014, provided that and only if Ordinance No. 14-1323 has taken effect by July 1, 2014.

ADOPTED by the Metro Council this 20th day of March, 2014.

Tom Hughes, Council President

Attest:

Approved as to Form:

Troy Rayburn, Recording Secretary

Alison R. Kean, Metro Attorney

Exhibit “A” to Ordinance No. 14-1324

SCHEDULE OF SOLID WASTE FEES AND CHARGES

Effective July 1, 2014

Charges at Metro Central Station and Metro South Station

Tonnage Charges by waste class

The rates per ton pursuant to Metro Code sections 5.02.025(a)(1) and 5.02.029 shall be:

- (1) Mixed solid waste\$ 61.62
- (2) Wood waste or yard debris (separated or comingled).....52.13
- (3) Residentially generated organic waste.....58.78
- (4) Commercially generated organic waste (Metro Central only).....64.17

Transaction Charges by transaction class

The rates per transaction pursuant to Metro Code 5.02.025(a)(3) shall be:

- (1) For users of staffed scales\$ 12.00
- (2) For users of automated scales3.00

Minimum Charges

Minimum tonnage charges pursuant to Metro Code sections 5.02.025(b) and 5.02.029(h)(2) shall be based on 340 pounds for all classes of solid waste.

Fees on Disposal of Solid Waste

Regional System Fees by waste class

The rates per ton pursuant to Metro Code sections 5.01.150, 5.02.045 and 5.02.047 shall be:

- (1) Cleanup material contaminated by hazardous substances\$ 2.50
- (2) All other solid wastes.....18.21

STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO. 14-1324 FOR THE PURPOSE OF ADOPTING SOLID WASTE CHARGES AND USER FEES FOR FY 2014-15.

Date: March 20, 2014

Presented by: Brian Kennedy, FRS (Ext. 1908)

Summary

Each year, the Chief Operating Officer proposes new solid waste rates as part of the budget process. The changes are needed to keep current with costs and tonnage flows.

Main points of this legislation.

- This legislation is the first to adopt the new solid waste rates via the rate schedule authorized by Ordinance 14-1323 and makes the rates effective July 1, 2014.
- Metro's tip fee for garbage is proposed to be \$93.33 in FY 2014-15. This is down one dollar (1 percent) from the current rate. It will result in a small decrease every month to ratepayers. The decrease in the tip fee includes a reduction of 35 cents in the regional system fee from \$18.56 to \$18.21 per ton. (More information on the Regional System Fee is provided on the next page.)
- Tip fee increases are proposed for two of the three organic waste streams accepted at Metro regional transfer stations –residential organics and commercial organics. These increases stem from increases in Metro's per-ton contract cost. The tip fee for clean wood and yard debris is decreasing by 89 cents per ton.
- Even with these changes, the organics rates remain \$30 to \$41 per ton below the price of disposal, and remain a powerful economic incentive for recovery.

Adoption of Ordinance No. 14-1324 would authorize the following charges at Metro regional transfer stations, effective July 1, 2014.

Table 1. Proposed Solid Waste Charges at Metro Regional Transfer Stations
Rates Effective July 1, 2014

Rates	Current	Proposed	Change
Fees per transaction			
Users of staffed scales	\$12.00	\$12.00	- 0 -
Users of automated scales	3.00	3.00	- 0 -
Fees per ton (Tip Fees)			
Mixed solid waste ("refuse")	\$94.33	\$93.33	(\$1.00)
Clean wood/yard debris	\$53.02	\$52.13	(\$0.89)
Residential organics	56.67	58.78	2.11
Commercial organics	60.88	64.17	3.29

Adoption of this ordinance would also leave the following rate unchanged from current levels:

- Minimum load charge. This is the main rate paid by household self-haulers at the Metro stations. It would remain unchanged at \$28 for loads of 340 pounds and under.

Background Part 1. Overview of Metro’s Solid Waste Rates

Metro maintains two classes of solid waste rates. One class, the Regional System Fee, is charged on all disposal. The second class is a suite of charges for services at Metro regional transfer stations only.

1. **Regional System Fee** is a universal charge on the disposal of garbage. It is levied at all landfills, the Marion County Burner, Forest Grove Transfer Station, and the Metro stations. There are two levels of system fee: one for mixed solid waste, and a reduced rate for environmental cleanup materials. The proposed rates are \$18.21 and \$2.50 per ton, respectively. System fees raise about \$20 million per year and pay for Metro’s regional solid waste programs and services: household hazardous waste, latex paint recovery, St. Johns Landfill management, facility regulation, illegal dumpsite cleanup, and resource conservation and recycling.
2. **Charges for services at the Metro stations** cover the costs of Metro’s transfer station operations, transport, processing and disposal. Each customer pays a two-part fee: a fixed charge for the transaction costs, and a variable charge (“tip fee”) for each ton in the load.
 - **“Transaction Charges”** are the fixed fees for each load of waste accepted. There are two levels of transaction fee: one for users of the staffed scales (mainly self-haulers), and another for users of the automated scales (mainly commercial haulers). Together they raise about \$2.8 million dollars per year and pay for the cost of operating the scalehouses and related functions.
 - **“Tip Fees”** are different for each waste stream – garbage, residential organics, commercial organics, and wood/yard debris – and reflect the costs that are specific to each stream. The current and proposed rates are shown in Table 1.

Every tip fee is made up of a **Tonnage Charge** and various pass-throughs (Table 2). The tonnage charge pays for the costs of doing the work. In this region, the Regional System Fee, Metro excise tax, and DEQ fees are charged on all disposal. Together, Metro’s tonnage charges raise about \$31 million per year, and pay for the costs of station operations, recovery, transport, processing, disposal, capital, and management.

Of the add-on components, both the Regional System Fee and the excise tax are set to fall. The Regional System Fee is decreasing by 35 cents and the excise tax by 53 cents. These changes, combined with a decrease in the tonnage charge of 12 cents results in the Metro tip fee decreasing by 1 dollar to \$93.33 per ton from \$94.33 per ton.

Table 2. Components of Proposed Metro Tip Fees by Waste Stream
Rates Effective July 1, 2014

Rate Component	Mixed Solid Waste	Organic Waste		
		Clean Wood or Yard Debris	Residential Organics	Commercial Organics
Tonnage Charge <i>Covers costs of transfer, transport, recovery, disposal.</i>	\$61.62	\$51.63	\$58.28	\$63.67
Pass-Throughs <i>Government fees and taxes levied at disposal sites.</i>				
Regional System Fee	\$18.21	-*	-*	-*
Metro excise tax	11.76	-*	-*	-*
DEQ fees	1.24	-*	-*	-*
Enhancement Fee	0.50	0.50	0.50	0.50
Total = Tip Fee	\$93.33	\$52.13	\$58.78	\$64.17

* It is the policy of Metro and DEQ to support material recovery and recycling by levying solid waste surcharges and taxes on the waste that is ultimately disposed. For this reason, the Regional System Fee, Metro excise tax, and DEQ fees are not included in the tip fees for organic wastes.

Background Part 2. Understanding the Proposed FY 2013-14 Rates

There are three main reasons for the changes – and in some cases, the lack of change – in the proposed FY 2013-14 rates.

1. **Tonnage.** After five years of decline, tonnage has stabilized at Metro stations. Staff expects this trend to continue through FY 2014-15 – although staff does not expect any significant *increases* at Metro stations.
2. **Setting organics charges at the cost of service.** In FY 2013-14, organics rates were set to a level that covers their costs for the first time. That practice is continued for FY 2014-15. This is not only a best practice in itself, but it also reduces the size of increase in the mixed waste tip fee tip fee – mainly by providing a larger tonnage base over which to spread fixed contract and capital costs.

The rate increase for residential and commercial organics is driven by underlying costs and tonnage. However, the larger tonnage base for fixed costs continues to remove upward pressure on the mixed waste rate.

3. **The excise tax.** The tax rate is set automatically by a formula in the Code each year, and is never a formal part of the rate ordinance. However, it is related to the rate actions because it is part of the tip fee (Table 2). For FY 2014-15, the excise tax rate will fall 53 cents to \$11.76 per ton.

Information/Analysis

1. **Known Opposition.** There is no known opposition. The majority of ratepayers will enjoy a small decrease in Metro's tip fee.
2. **Legal Antecedents.** The process for setting Metro's solid waste rates are set forth in Metro Code Chapter 5.02. Ordinance 14-1323 removed the specific Metro solid waste rates from Metro Code Chapter 5.02 and requires adoption of the rates via a separate ordinance and rate schedule. Metro reviews solid waste rates annually. The proposed FY 2014-15 rates comply with the restriction set forth in Chapter III, Section 15 of the Metro Charter limiting user charges to the amount needed to recover the costs of providing goods and services.

The excise tax rate is established automatically by a passive mechanism set forth in Metro Code sections 7.01.020 and 7.01.022 and does not require council action to take effect.

3. **Anticipated Effects:** If adopted, this ordinance would decrease the tip fee for solid waste at Metro transfer stations by 47 cents per ton. It would also increase the tip fees for organic wastes by the amounts set forth in Table 1.
4. **Budget Impacts.** The rates established by this ordinance are designed to raise \$52 million in enterprise revenue during FY 2014-15. This revenue would cover the cash requirements of the proposed FY 2014-15 solid waste budget.

RECOMMENDATION

The Chief Operating Officer recommends adoption of Ordinance No. 14-1324.

Materials following this page were distributed at the meeting.



Proven Partners • Thriving Communities • Lasting Value

John Miller – Public Comment to Metro Council on Housing Opportunity – March 20, 2014

Good afternoon, Council President Hughes and members of Council:

For the record, my name is John Miller. I am executive director of Oregon Opportunity Network. We are a statewide association of affordable housing and community development nonprofits. We are located just a few blocks from here on NE 19th and our member organizations provide housing and economic opportunity to residents across the region and the state.

I am here today on behalf of not only Oregon ON and our 26 member organizations in the metro region, but also our partners 1000 Friends of Oregon, Housing Land Advocates, and the Coalition for a Livable Future. We recently sent you all a letter urging you to take up affordable workforce housing as a regional issue. Thank you for the opportunity to be here in person to highlight some of the key points in that letter.

As you know, access to safe, decent, affordable workforce housing is a foundation for health, education, job creation and economic development.

- Providing a range of housing choices near employment and transit helps provide a stable workforce and healthy communities.
- We need to increase access to housing for those not well-served by the private market, including workers, veterans, people of color, seniors, people with disabilities, and children.
- And we know that the need for affordable housing far exceeds the supply, across the entire continuum from homelessness to rental housing to homeownership.

Much work has already been done in our region to explore strategies to increase housing opportunity. In April 2006, Metro Council accepted the recommendations of its regional Housing Choice Task Force. I and many other stakeholders served on that task force.

Metro Council then adopted a resolution directing staff to take multiple specific steps for implementation.

Our ask is that Metro Council revisit the Housing Choice Task Force’s recommendations and those directives for action.

We are excited to see Metro’s new Equity Strategy Program taking shape – and we commend Council for embracing this initiative. However, given the urgency of the need for workforce housing options, the time that has passed since the Housing Choice Task Force’s recommendations, and the reality that the Equity Committee will not complete its action plan until 2015 – we believe that **now is the time to renew the effort to explore and pursue the Housing Choice Task Force recommendations.**

We and other stakeholders throughout the region stand ready to work with you and your staff on strategies to increase housing choice and opportunity.

Thank you again for the opportunity to address you today, and thank you for your service to our region.

John Miller
Executive Director
Oregon Opportunity Network

On behalf of our 26 member organizations in the metro region:

Bienestar
CASA of Oregon
Cascadia Behavioral Healthcare
Catholic Charities
Central City Concern
Community Housing Fund
Community Partners for Affordable Housing (CPAH)
Downtown Community Housing
Enterprise Community Partners
Habitat for Humanity of Oregon

Habitat for Humanity
Portland/Metro East
Hacienda CDC
Home Forward
Housing Authority of Clackamas County
Housing Authority of Washington County
Housing Development Center
Human Solutions, Inc.
Innovative Housing, Inc.

NAYA Family Center
NOAH (Network for Oregon Affordable Housing)
Northwest Housing Alternatives
Portland Community Reinvestment Initiatives (PCRI)
Portland Housing Center
Proud Ground
REACH Community Development
ROSE Community Development

Along with the following partner organizations:



Community votes to support zoo bond

The public approves a \$125 million bond measure with 59 percent of the vote. The bond puts the zoo in a strong position to protect animal health and safety, increase access to conservation education, and upgrade zoo facilities.

2008

Master Plan

The zoo convenes a team of animal staff, architects, engineers, educators, exhibit designers, interpreters, zoo directors and project managers to devise a master plan—a vision of the future zoo to guide its development and evolution over time.

2011

Veterinary Medical Center

Equipped to meet the medical needs of animals ranging from lizards to bears, the LEED Gold certified VMC building also includes a rainwater capture system, solar-heated water and an energy-efficient electrical system. With support from more than 500 individuals, businesses and foundations, the Oregon Zoo Foundation contributes \$460,000 to fund equipment, ensuring top-quality care.

2012

Penguinarium

The zoo installs a new modern life-support system that recycles water in the penguin pool and reduces water usage by more than 80 percent. The upgrade saves seven million gallons annually.

2012

Condors of the Columbia

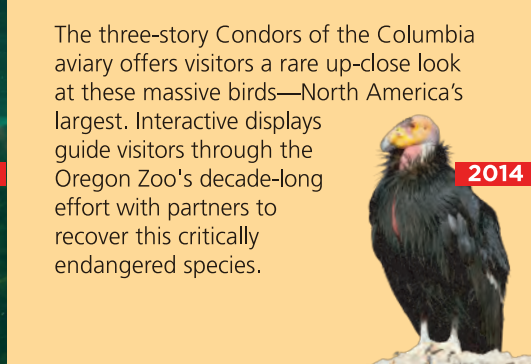
The three-story Condors of the Columbia aviary offers visitors a rare up-close look at these massive birds—North America's largest. Interactive displays guide visitors through the Oregon Zoo's decade-long effort with partners to recover this critically endangered species.

2014

Oregon Zoo Railway

A new zoo railway route encircles an elevated trestle in the forest north of Elephant Lands, providing unique views of the elephant herd and opening a new path for ZooLights. The reroute of the train makes room for the creation of Elephant Lands.

2014





Elephant Lands

2015

This world-class habitat provides the elephant family with a life full of health, welfare and choice. Visitors will discover elephants moving through meadows, hills, mud wallows and pools. Community members, volunteers and foundations significantly enhance the project through the Oregon Zoo Foundation's \$3 million Campaign for Elephants.

Education center

The education center becomes a regional hub for conservation education programming and activities. Featuring classrooms, public spaces, live animal exhibits and a conservation action center—the facility aims to inspire visitors to take action on behalf of animals and the natural world.



2017



Polar bear habitat

2018

This expansive, two-tiered habitat will include natural ground materials, shallow and deep pools and extraordinary viewing opportunities for visitors. Elevated areas will create long views for the bears, which can patrol their habitat as they do in the wild.



Primate habitat

Design concepts for the new primate habitat include complex and stimulating outdoor areas allowing primates freedom of movement overhead while providing guests with exciting views.

2020



Rhino habitat

The zoo's master plan calls for construction of an African savanna habitat shared by a number of large grassland species and visitors will be able to explore an expanded rhino habitat from multiple angles.



2020

Phase II

The zoo enters phase II of its 20-year master plan.



Bond projects timeline

oregonzoo.org/newzoo



METRO COUNCIL MEETING

Meeting Summary

Mar. 13, 2014

Metro, Council Chamber

Councilors Present: Council President Tom Hughes and Councilors Sam Chase, Shirley Craddick, Kathryn Harrington, Bob Stacey, Carlotta Collette and Craig Dirksen

Councilors Excused: None

Council President Tom Hughes called the regular council meeting to order at 2:01 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

Art Lewellan, Portland: Mr. Lewellan distributed a design proposal for a replacement to the Marquam Bridge. He proposed that the replacement bridge be a single-deck, side-by-side four-lane bridge. Mr. Lewellan discussed the issue of replacing the I-5 North ramp and stated a need for transit access from Jantzen Beach over the river. He requested a public explanation of Oregon House Bill 4113.

Les Poole, Gladstone: Mr. Pool stated that the carrying capacity of the Portland-Metropolitan region and urban growth boundary is being tested. Mr. Poole stated that if counties and local jurisdictions had greater jurisdictional authority, the region would face less discord and disconnect. He discussed the need for more citizens like himself, whom he calls reformers, to hold Council seats. Mr. Poole stated that he wants to address how to ensure that citizens are better informed about Metro's work.

Matt Ellison, Portland: Mr. Ellison discussed the temporary status of many Oregon Zoo employees, the benefits denied to temporary staff, and how the workforce is affected. He explained wages were frozen for temporary Zoo workers three years prior and performance reviews have been cancelled since. Mr. Ellison identified this as a removal of financial incentive for hard work. He addressed that food service and catering workers are forbidden to accept tips. Mr. Ellison stated that improved wages and benefits would allow Zoo staff to improve the level of service provided.

3. CONSENT AGENDA

Motion:	Councilor Shirley Craddick moved to approve Mar. 13 consent agenda, which consisted of: <ul style="list-style-type: none">• Consideration of the Council Minutes for Feb. 20, 2014; and• Consideration of the Council Minutes for Feb. 25, 2014
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Second:	Councilor Carlotta Collette seconded the motion.
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Vote:	Council President Hughes, and Councilors Craddick, Harrington, Chase, Dirksen, Collette and Stacey voted in support of the motion. The vote was 7 ayes, the motion <u>passed</u> .
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4. ORDINANCES - FIRST READING

- 4.1 **Ordinance No. 14-1324**, For the Purpose of Adopting Solid Waste Charges and User Fees for FY 2014-15.

Second read, public hearing and Council consideration and vote scheduled for Mar. 20.

5. ORDINANCES - SECOND READING

- 5.1 **Ordinance No. 14-1325**, For the Purpose of Annexing to the Metro District Boundary Approximately 10.57 Acres Located at 17255 NW Brugger Road in the North Bethany Area of Washington County.

Council President Hughes stated that Ordinance No. 14-1325 required a quasi-judicial hearing. As part of the hearing process, councilors were required to declare a conflict of interest or ex parte contact prior to the staff presentation. No councilors declared conflicts of interest or ex parte contacts for Ordinance No. 14-1325.

Metro Attorney Alison R. Kean read the procedural requirements for the quasi-judicial hearing for Ordinance No. 14-1325.

Council President Hughes gaveled and opened a public hearing on the ordinance. He welcomed Mr. Tim O'Brien of Metro for staff's presentation. Mr. O'Brien presented the proposed property, approximately 10.57 acres in the North Bethany area, for annexation into the Metro District Boundary. He stated that the land was included in the urban growth boundary in 2002 and is part of the North Bethany Subarea Plan that was adopted by Washington County. The land must be annexed into the Metro District Boundary for urbanization to proceed. Mr. O'Brien overviewed how the application satisfies each of the 3 criteria for annexation as outlined in Metro Code, Section 3.09.070E:

1. The affected territory is within the UGB:
The territory was included in the UGB in 2002.
2. The territory is subject to measures that prevent urbanization until it is annexed to a city or service districts that will provide necessary services:
Washington County applied interim protection measures for areas added to the UGB as outlined in Urban Growth Management Functional Plan Title 11 and prevented premature urbanization of the area.
3. The proposed change is consistent with any applicable or cooperative urban service agreements and any concept plan:

The territory proposed for annexation is part of Washington County's North Bethany Service District established by the County Board of Commissioners on June 7, 2011 and the annexation is consistent with that agreement.

Staff recommended Council approve the application and adopted Ordinance No. 14-1325.

Seeing no citizens – either in support or opposition – who wished to testify, the public hearing on the ordinance was closed.

Motion:	Councilor Kathryn Harrington moved to approve Ordinance No. 14-1325.
Second:	Councilor Carlotta Collette seconded the motion.

Vote: Council President Hughes, and Councilors Craddick, Harrington, Chase, Dirksen, Collette and Stacey voted in support of the motion. The vote was 7 ayes, the motion passed.

6. CHIEF OPERATING OFFICER COMMUNICATION

Ms. Martha Bennett provided updates on the following items:

- Women's History Month, for which Chelsea Althausser created a display of labels illustrating the commercial depiction of women throughout history.
- Metro's new Planning and Development Department Director, Christopher Wierzbicki.
- Implementation of the Parks and Natural Areas Levy.

7. COUNCILOR COMMUNICATION

Councilors provided updates on the following meetings or events: Intertwine Alliance Spring Summit and Newell Creek Canyon bicycle group in Oregon City. Council President Hughes welcomed Metro's new Regional Engagement and Legislative Coordinator, Troy Rayburn, and thanked Jill Schmidt for her assistance during the transition to filling this position.

8. ADJOURN

There being no further business, Council President Hughes adjourned the regular meeting at 2:45 p.m. to reconvene a work session in the Council Annex. The Metro Council will convene the next regular council meeting on Thursday, Mar. 20 at 2 p.m. at Metro's Council Chamber.

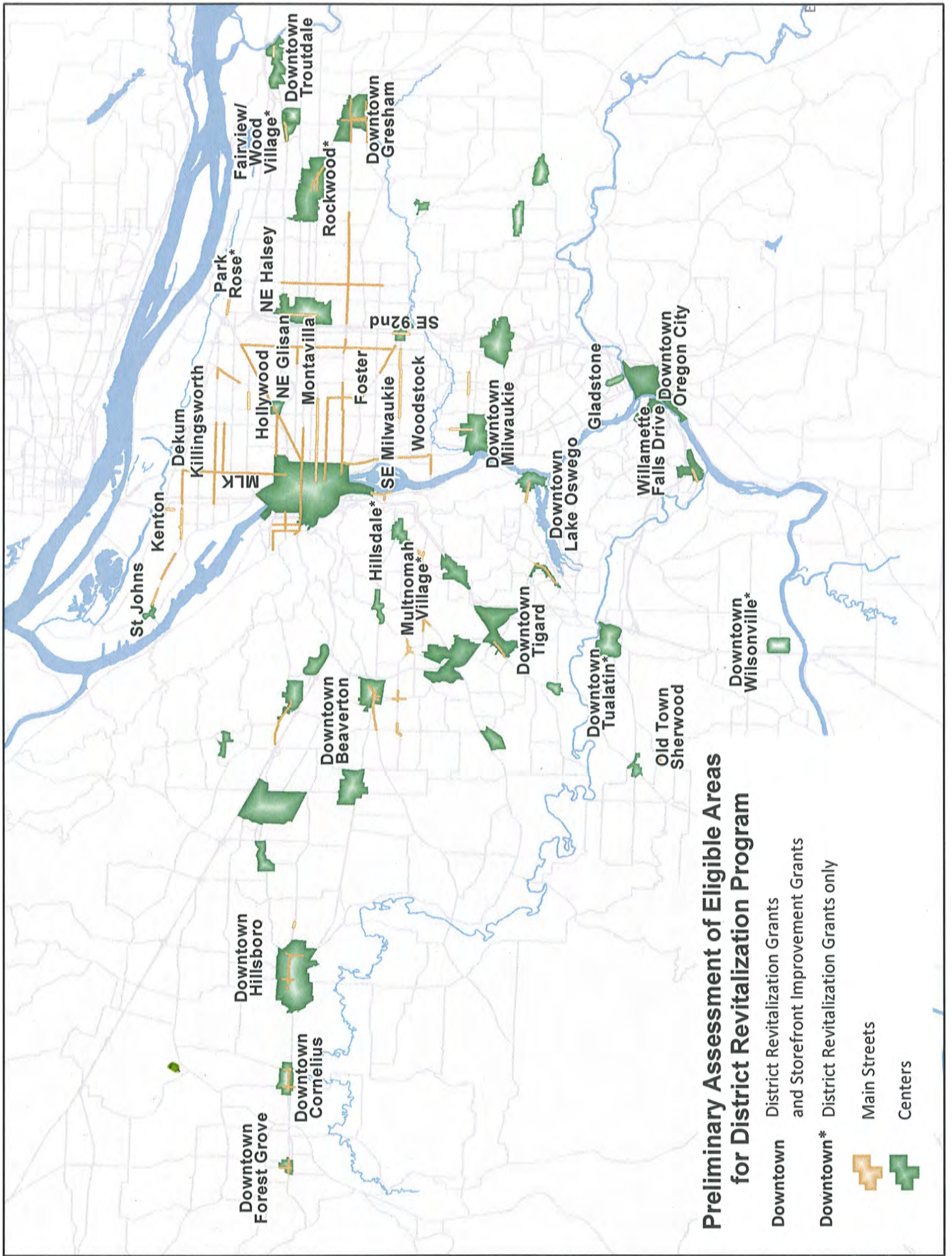
Respectfully submitted,



Jill Schmidt, Council Policy Assistant

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF MAR. 13, 2014

Item	Topic	Doc. Date	Document Description	Doc. Number
2.0	Handouts	N/A	Gemstone Bridge Proposals from Citizen	31314c-01
3.1	Handout	2/20/14	Council Minutes from Feb. 20, 2014	31314c -02
3.2	Handout	2/25/14	Council Minutes from Feb. 25, 2014	31314c -03



Preliminary Assessment of Eligible Areas for District Revitalization Program

- Downtown** District Revitalization Grants and Storefront Improvement Grants
- Downtown*** District Revitalization Grants only



BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING METRO TO)	RESOLUTION NO. 14-4509
APPLY FOR A LAND AND WATER)	
CONSERVATION FUND GRANT FROM THE)	Introduced by Chief Operating Officer Martha
OREGON PARKS AND RECREATION)	Bennett in concurrence with Council
DEPARTMENT FOR DEVELOPMENT AT OXBOW)	President Tom Hughes
REGIONAL PARK AND RECOGNIZING THE)	
AUTHORITY OF THE SUSTAINABILITY CENTER)	
DIRECTOR TO SIGN THE APPLICATION)	

WHEREAS, the Oregon State Parks and Recreation Department is accepting applications for the federal Land and Water Conservation Fund Grant Program; and

WHEREAS, Metro’s Sustainability Center desires to participate in this grant program to the greatest extent possible as a means of providing needed play area facility improvements at Oxbow Regional Park in unincorporated Multnomah County; and

WHEREAS, grant funds would be used to implement nature based play opportunities throughout the 1,100 acre regional park, and improvements would include sand and water play areas, “base camps” to orient young explorers, and defined off-trail exploration areas; and

WHEREAS, Metro Parks & Environmental Services has available local Operating Levy matching funds to fulfill its share of obligation related to this grant application should the grant funds be awarded; and

WHEREAS, Metro Parks & Environmental Services has estimated that annual maintenance costs will be \$12,000 and will dedicate adequate funding for on-going operations and maintenance of this park and recreation facility should the grant funds be awarded; now therefore

BE IT RESOLVED that the Metro Council authorizes Metro Sustainability Center to apply for a Land and Water Conservation Fund Grant from the Oregon Parks and Recreation Department for implementation of the nature based play area opportunities improvements at Oxbow Regional Park, recognizes the authority of the department director to sign the application, and approves the addition of the Oxbow Regional Park facility improvements project to the 2013 Operating Levy Funds.

ADOPTED by the Metro Council this _____ day of _____, 2014.

Tom Hughes, Council President

Approved as to Form:

Alison R. Kean, Metro Attorney

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 14-4509, FOR THE PURPOSE OF AUTHORIZING METRO TO APPLY FOR A LAND AND WATER CONSERVATION FUND GRANT FROM THE OREGON PARKS AND RECREATION DEPARTMENT FOR DEVELOPMENT AT OXBOW REGIONAL PARK AND RECOGNIZING THE AUTHORITY OF THE SUSTAINABILITY CENTER DIRECTOR TO SIGN THE APPLICATION

Date: March 20, 2014

Prepared by: Mark Davison, 503-797-1854

BACKGROUND

The Land and Water Conservation Fund (the "LWCF") State Assistance program was established by the LWCF Act of 1965 (Section 6, Land and Water Conservation Fund Act of 1965, as amended; Public Law 88-578; 16 U.S.C 4601-4 et seq.) to stimulate a nationwide action program to assist in preserving, developing, and assuring to all citizens of the United States of present and future generations such quality and quantity of outdoor recreation resources as may be available and are necessary and desirable for individual active participation. The LWCF State Assistance Program provides matching grants to States, and through the States to local governments, for the acquisition and development of public outdoor recreation areas and facilities.

The Oregon Parks and Recreation Department is responsible for the distribution of LWCF monies to state agencies and local governments. This money is distributed for public purposes of financing protection, repair, and creation of parks and outdoor recreation areas. Projects eligible for funding assistance are acquisition, development, and rehabilitation projects consistent with the outdoor recreation goals contained in the Statewide Comprehensive Outdoor Recreation Plan. The adopted administrative rules for the distribution of funds require approval by resolution from the elected officials of the governing bodies for all applicants.

In May 2013, the region's voters approved a five year local option levy (the "levy") to care for natural areas and regional parks. The levy included funding to improve play experiences at Oxbow Regional Park, and Metro strives to connect children and families to the outdoors. This project will design and build innovative landscape based outdoor play opportunities at Oxbow Regional Park allowing for enhanced outdoor experiences. The experiences resulting from construction of the nature based play areas will benefit children's physical, emotional and social growth and appreciation of natural places. The scope of the project includes construction of two nature based play areas, trail wayfinding and destination monuments which will promote natural area exploration and encourage visitors to experience the different landscape types within this 1,100-acre regional park.

Developing the nature play area concept involved a collaborative design process including Oxbow's lead rangers, naturalists, play professionals, landscape architects and the public. As part of this effort the public reviewed concepts for the design at the Salmon Homecoming. At this event and other smaller events the design ideas received unanimous positive feedback. Following the public outreach, the concepts were finalized and will be further developed for completion of permitting and construction documents. With the additional funding from the LWCF grant, Metro will be able to fully build out the nature play area design concepts along with associated interpretive nature trails, wayfinding signage, and educational elements that encourage further exploration of nature.

Metro has direct experience with supporting and developing these types of innovative play areas. Metro recently created a nature based play area at Blue Lake Regional Park using natural materials such as logs, boulders and loose parts salvaged from Metro's natural areas. This play area allows for collaborative, creative and imaginative play.

Upon adoption of this Resolution, Metro's Sustainability Center and Parks & Environmental Services Department will work collaboratively in applying for funds through the Federal Land and Water Conservation Fund State Assistance program. These funds will assist with implementation of nature based play area facility improvements for Oxbow Regional Park.

ANALYSIS/INFORMATION

1. Known Opposition

None.

2. Legal Antecedents

Resolution No. 06-3672B, "For the Purpose of Submitting to the Voters of the Metro Area a General Obligation Bond Indebtedness in the Amount of \$227.4 Million to Fund Natural Area Acquisition and Water Quality Protection," adopted March 9, 2006.

Resolution No. 12-4398, "For the Purpose of Referring to the Voters of the Metro Area a Local Option Levy for the Purpose of Preserving Water Quality, Fish and Wildlife Habitat and Maintaining Metro's Parks and Natural Areas for the Public," adopted December 18, 2012.

Metro Code Section 2.20.030 regarding powers of the Chief Operating Officer and various delegations of signature authority to department directors.

3. Anticipated Effects

If Metro is awarded this grant, the funds will be used to design, permit and construct two nature based play areas and nature based play opportunities.

4. Budget Impacts

The proposed Parks and Environmental Services FY 2013-14 budget includes funding to develop conceptual designs for the play areas. The FY 2015-16 proposed budget includes sufficient appropriation to build out and complete this capital improvement project. External sources of fund for this project include \$100,000 from this grant application to the State.

RECOMMENDED ACTION

Staff recommends adoption of Resolution 14-4509.