

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ESTABLISHING AN ) RESOLUTION NO. 94-1991B  
ADVISORY COMMITTEE TO EXAMINE THE )  
FINAL TRANSFER AND CONSOLIDATION ) Introduced by Councilor  
OF CERTAIN CITY OF PORTLAND ) Sandi Hansen  
FACILITIES AT METRO )

WHEREAS, Metro and the City of Portland entered into an agreement in 1989 to transfer the operation of certain City-owned facilities to Metro for management as phase one of a two-phase agreement; and

WHEREAS, The facilities (Civic Stadium and Portland Center for the Performing Arts) have been operated by the Metropolitan Exposition-Recreation Commission (MERC) for five years; and

WHEREAS, The original agreement anticipated a more complete consolidation of City-owned facilities within the MERC system as soon as possible after January 4, 1992; and

WHEREAS, Metro and the City approved amendments to the agreement in 1992, which included a deadline of June 30, 1993 for agreement on language to implement further consolidation; and

WHEREAS, Since target dates for concluding further consolidation have passed, it is now timely that the two governments revisit the agreement, update any provisions needing updating, and negotiate phase two of the agreement leading to consideration of transfer of title to the facilities to Metro;

WHEREAS, The MERC Commission adopted Resolution No. 94-74 at its meeting of November 9, 1994, which recommends that Metro and the city of Portland in 1995 examine the final transfer and consolidation of certain City facilities at Metro; now, therefore,  
BE IT RESOLVED by the Metro Council:

1. That a special advisory committee be established to review all aspects of past, current, and future facilities managed by MERC to assess finances, organization, overall costs and budget, and any other items related or affecting consideration of the permanent transfer of these and future facilities.
2. That the committee be composed of two Portland City Council members appointed by the Mayor, two Metro Councilors appointed by the presiding officer, the Metro Executive Officer, two

- MERC Commissioners appointed by the Chair, and two citizen members one each appointed by the Mayor and Presiding Officer.
3. That the committee will be appointed and begin no later than May 1, 1995 and will study the issues and will issue a report with recommendations to both elected bodies, MERC, and the public no later than December 1, 1995.
  4. That the recommendations will deal with all relevant issues including:
    - A. Observations on the financial operation and health of MERC itself;
    - B. An appropriate model for operation and management of the currently existing MERC system of facilities;
    - C. The potential for transfer of additional City-owned facilities to Metro, for inclusion in the system of facilities currently managed by MERC;
    - D. Whether, when, and in what manner the title to the city-owned facilities should be transferred;
    - E. Other issues as deemed appropriate by the committee.
  5. That the effort will be supported by staff from Metro, MERC and the City, and contracted consultants to the extent the parties agree on payment.

ADOPTED by the Metro Council this 22nd day of November, 1994.

  
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Judy Wyers, Presiding Officer

## REGIONAL FACILITIES COMMITTEE REPORT

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RESOLUTION NO. 94-1991A, ESTABLISHING AN ADVISORY COMMITTEE TO EXAMINE THE FINAL TRANSFER AND CONSOLIDATION OF CERTAIN CITY OF PORTLAND FACILITIES AT METRO

Date: November 17, 1994                      Presented by: Councilor McFarland

**COMMITTEE RECOMMENDATION:** At its November 16, 1994 meeting the Regional Facilities Committee voted 3-0 to recommend Council adoption of Resolution No. 94-1991A. Councilors Hansen, McFarland, and Moore voted in favor. Councilors Gates and Washington were absent.

**COMMITTEE DISCUSSION/ISSUES:** MERC General Manager Pat LaCrosse presented the staff report. He said the 1989 Consolidation Agreement that transferred management of the City facilities to Metro was considered to be the first phase of a two-phase process. The second phase was to consider the transfer of ownership of those facilities. The MERC Commission has discussed the status of the agreement over the past several months, and Commission members and staff have raised the issue in meetings with four of the five Portland City Council members in recent weeks.

Mr. LaCrosse discussed changes to the original proposal, which calls for the task force to start earlier. The earlier date is to accommodate the need to address issues specific to Civic Stadium (which is the subject of Resolution 94-1991A). The revised resolution will have the Consolidation Agreement discussions take place before the Stadium discussions, because the issues of management and ownership to be addressed here will determine which agency will have the responsibility to address the Stadium questions.

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## METROPOLITAN EXPOSITION-RECREATION COMMISSION

### Resolution 94-74

Recommending that the Portland City Council and Metro Council resolve in 1995 to examine the final transfer and consolidation of certain City facilities at Metro.

Whereas, Metro and the City of Portland entered into an agreement in 1989 to transfer the operation of certain City owned facilities to Metro for management as phase one of a two phase agreement; and

Whereas, the facilities--namely the Portland Center for the Performing Arts and the Civic Stadium--have been operated by MERC, a Metro subsidiary, for 5 years; and

Whereas, the original agreement anticipated a more complete consolidation of city owned facilities within the MERC system as soon as possible after January 4, 1992, deadlines for completion of the first; and

Whereas, Metro and the City approved amendments to the agreement in 1992, which included a deadline of June 30, 1993 for agreement on language to implement further consolidation, and

Whereas, since target dates for concluding further consolidation have passed, it is now timely that the two governments revisit the agreement, update any provisions needing updating, and negotiate phase two of the agreement leading to consideration of transfer of title to the facilities to Metro/MERC; now therefore,

**BE IT RESOLVED** that the MERC requests that the Metro Council and Portland City Council resolve:

- 1) That a special advisory committee be established to review all aspects of past, current, and future facilities managed by MERC to assess finances, organization, overall costs and budget, and any other items related or affecting consideration of the permanent transfer of these and future facilities.
- 2) That the committee be composed of two city council members appointed by the Mayor, two Metro Councilors appointed by the presiding officer, the Metro Executive Officer, and two MERC Commissioners appointed by the chair, and two citizen members one each appointed by the Mayor and the presiding officer.

- 3) That the committee will be appointed and begin no later than July 1st, 1995 and will study the issues for no more than one year and will issue a report with recommendations to both elected bodies, MERC, and the public.
- 4) That the recommendations will deal with all relevant issues including:
- A. Observations on the financial operation and health of MERC itself;
  - B. An appropriate model for operation and management of the currently existing MERC system of facilities;
  - C. The potential for transfer of additional City-owned facilities to Metro, for inclusion in the system of facilities currently managed by MERC;
  - D. The issue of whether, when and in what manner the title to the currently city-owned facilities should be transferred;
  - E. Integration of the Stadium T.F. recommendations into this scope as they may effect finance, management and operation;
  - F. Other issues as deemed appropriate by the committee.
- 5) That the effort will be supported by staff from Metro, MERC and the City, and contracted consultants to the extent the parties agree on payment.

Passed by the Commission on November 9, 1994

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Secretary-Treasurer

APPROVED AS TO FORM:  
Daniel B. Cooper, General Counsel

By: \_\_\_\_\_  
Mark B. Williams  
Senior Assistant Counsel

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    - C. The potential for transfer of additional City-owned facilities to Metro, for inclusion in the system of facilities currently managed by MERC;
    - D. Whether, when, and in what manner the title to the city-owned facilities should be transferred;
    - E. ~~[Integration of the recommendations of the joint advisory committee on Stadium issues into this scope, as those recommendations may affect finance, management, and operations.]~~
    - F.] Other issues as deemed appropriate by the committee.
  5. That the effort will be supported by staff from Metro, MERC and the City, and contracted consultants to the extent the parties agree on payment.

ADOPTED by the Metro Council this \_\_\_\_\_ day of \_\_\_\_\_, 1994.

Judy Wyers, Presiding Officer

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Judy Wyers, Presiding Officer