



600 NE Grand Ave.  
Portland, OR 97232-2736

## Council work session agenda

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Tuesday, November 13, 2018

2:00 PM

Metro Regional Center, Council chamber

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**2:00 Call to Order and Roll Call**

**2:05 Chief Operating Officer Communication**

**Work Session Topics:**

2:10 Proposed Removal of the CET Sunset Provision and [18-5117](#)  
Proposed Policy and Investment Framework for Cycle 7 of  
2040 Planning and Development Grants

Presenter(s): Roger Alfred, Metro  
Lisa Miles, Metro

Attachments: [Work Session Worksheet](#)  
[Ordinance No.18-1425](#)  
[Exhibit A to Ordinance No. 18-1425](#)  
[Draft to Resolution No. 18-4916](#)  
[Staff Report](#)

3:10 Regional Investment Strategy: Parks and Nature [18-5118](#)  
framework

Presenter(s): Martha Bennett, Metro  
Jon Blasher, Metro

Attachments: [Work Session Worksheet](#)

**4:10 Councilor Communication**

**4:20 Adjourn**

# Metro respects civil rights

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尊重民權。欲瞭解Metro民權計畫的詳情，或獲取歧視投訴表，請瀏覽網站 [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights)。如果您需要口譯方可參加公共會議，請在會議召開前5個營業日撥打503-797-1700（工作日上午8點至下午5點），以便我們滿足您的要求。

### Ogeysiiska takooris la'aanta ee Metro

Metro waxay ixtiraamtaa xuquuqda madaniga. Si aad u heshid macluumaad ku saabsan barnaamijka xuquuqda madaniga ee Metro, ama aad u heshid warqadda ka cabashada takoorista, booqo [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights). Haddii aad u baahan tahay turjubaan si aad uga qaybqaadatid kullanka dadweynaha, wac 503-797-1700 (8 gallinka hore illaa 5 gallinka dambe maalmaha shaqada) shan maalmo shaqo ka hor kullanka si loo tixgaliyo codsashadaada.

### Metro의 차별 금지 관련 통지서

Metro의 시민권 프로그램에 대한 정보 또는 차별 항의서 양식을 얻으려면, 또는 차별에 대한 불만을 신고 할 수 [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights). 당신의 언어 지원이 필요한 경우, 회의에 앞서 5 영업일 (오후 5시 주중에 오전 8시) 503-797-1700를 호출합니다.

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### សេចក្តីជូនដំណឹងអំពីការមិនរើសអើងរបស់ Metro

ការគោរពសិទ្ធិពលរដ្ឋរបស់ ។ សំរាប់ព័ត៌មានអំពីកម្មវិធីសិទ្ធិពលរដ្ឋរបស់ Metro ឬស្នើសុំទទួលបានកម្មប្រព័ន្ធរើសអើងសូមចុះលេខស្នើសុំនៅទីកន្លែង [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights)។ បើលោកអ្នកត្រូវការអ្នកបកប្រែភាសានៅពេលអង្គប្រជុំសាធារណៈ សូមទូរស័ព្ទលេខ 503-797-1700 (ម៉ោង 8 ព្រឹកដល់ម៉ោង 5 ល្ងាច ថ្ងៃធ្វើការ) ប្រាំពីរថ្ងៃ ថ្ងៃធ្វើការ មុនថ្ងៃប្រជុំស្នើសុំអាចឲ្យគេសម្រួលតាមសំណើរបស់លោកអ្នក ។

### إشعار بعدم التمييز من Metro

تحتزم Metro الحقوق المدنية. للمزيد من المعلومات حول برنامج Metro للحقوق المدنية أو لإيداع شكوى ضد التمييز، يُرجى زيارة الموقع الإلكتروني [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights). إن كنت بحاجة إلى مساعدة في اللغة، يجب عليك الاتصال مقدماً برقم الهاتف 503-797-1700 (من الساعة 8 صباحاً حتى الساعة 5 مساءً، أيام الاثنين إلى الجمعة) قبل خمسة (5) أيام عمل من موعد الاجتماع.

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Iginagalang ng Metro ang mga karapatang sibil. Para sa impormasyon tungkol sa programa ng Metro sa mga karapatang sibil, o upang makakuha ng porma ng reklamo sa diskriminasyon, bisitahin ang [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights). Kung kailangan ninyo ng interpreter ng wika sa isang pampublikong pulong, tumawag sa 503-797-1700 (8 a.m. hanggang 5 p.m. Lunes hanggang Biyernes) lima araw ng trabaho bago ang pulong upang mapagbigyan ang inyong kahilingan.

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Metro tributes cai. Rau cov lus qhia txog Metro txoj cai kev pab, los yog kom sau ib daim ntawv tsis txaus siab, mus saib [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights). Yog hais tias koj xav tau lus kev pab, hu rau 503-797-1700 (8 teev sawv ntxov txog 5 teev tsaus ntuj weekdays) 5 hnub ua hauj lwm ua ntej ntxawm lub rooj sib tham.

**Proposed Removal of the CET Sunset Provision and Proposed Policy  
and Investment Framework for Cycle 7 of 2040 Planning and  
Development Grants**

*Work Session Topics*

Metro Council Work Session  
Tuesday, November 13, 2018  
Metro Regional Center, Council Chamber

# METRO COUNCIL

## Work Session Worksheet

**PRESENTATION DATE:** November 13, 2018

**LENGTH:** 60 minutes

**PRESENTATION TITLE:** Proposed Removal of the CET Sunset Provision and Proposed Policy and Investment Framework for Cycle 7 of 2040 Planning and Development Grants

**DEPARTMENT:** Planning and Development

**PRESENTER(S):** Roger Alfred, 503.797.1532, [roger.alfred@oregonmetro.gov](mailto:roger.alfred@oregonmetro.gov)  
Lisa Miles, 503.797.1877, [lisa.miles@oregonmetro.gov](mailto:lisa.miles@oregonmetro.gov)

### WORK SESSION PURPOSE & DESIRED OUTCOMES

- Purpose: Review proposed amendments to Metro code that remove the sunset provision of the CET and make other minor changes to the 2040 Planning and Development Grant program prior to bringing Ordinance 18-1425 to Metro Council for approval. Review the proposed policy and investment framework for Cycle 7 of the 2040 Planning and Development Grants program prior to bringing Resolution 18-4916 to Metro Council for approval.
- Outcome: Council understands the proposed code and policy changes and supports the proposed Cycle 7 investment framework

### TOPIC BACKGROUND & FRAMING THE WORK SESSION DISCUSSION

Please refer to attached Draft Staff Report to Ordinance 18-1425 and Resolution 18-4863.

### QUESTIONS FOR COUNCIL CONSIDERATION

- Does Council have any questions about the proposed amendments to chapter 7.04 of the Metro code?
- Does Council have any questions about the proposed policy and investment framework for Cycle 7 of the 2040 Planning and Development Grants?

### PACKET MATERIALS

- Would legislation be required for Council action  Yes  No
- If yes, is draft legislation attached?  Yes  No
- What other materials are you presenting today? None.

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF REMOVING THE	)	ORDINANCE NO. 18-1425
SUNSET PROVISION OF THE METRO	)	
CONSTRUCTION EXCISE TAX THAT FUNDS	)	Introduced by Chief Operating Officer Martha
THE 2040 PLANNING AND DEVELOPMENT	)	Bennett in concurrence with Council
GRANT PROGRAM AND MAKING OTHER	)	President Tom Hughes
AMENDMENTS TO CHAPTER 7.04 OF THE	)	
METRO CODE	)	

WHEREAS, in 2006, Metro adopted Ordinance No. 06-1115, establishing a construction excise tax (CET) to generate revenue for providing grants to local governments for regional and local planning; and

WHEREAS, when the Metro Council adopted code provisions in 2006 implementing the CET, the Metro Council included a sunset provision providing that the CET would expire after \$6.3 million in revenue had been collected; and

WHEREAS, in June 2009, on recommendation of an advisory group and the Metro Chief Operating Officer (COO) regarding the continuing need for funding regional and local planning, the Metro Council adopted Ordinance No. 09-1220, extending the CET for an additional five year period, with a sunset date of September 2014; and

WHEREAS, on recommendation of an advisory group and the Metro COO, in June 2014 the Metro Council adopted Ordinance No. 14-1328, extending the CET for an additional five year period, with a new sunset date of December 31, 2020; and

WHEREAS, in order to comply with land use policies of the State of Oregon and Metro, local jurisdictions are required to perform concept planning of lands designated as urban reserves prior to petitioning Metro to include these lands within the urban growth boundary; and

WHEREAS, in order to comply with land use policies of the State of Oregon and Metro, local jurisdictions are required to complete comprehensive plans for new urban areas to enable these areas to develop as complete communities appropriately served with essential infrastructure; and

WHEREAS, planning and development work by local jurisdictions is critical to reduce barriers to development and enable infill development on lands already within the Urban Growth Boundary and served by infrastructure to develop and redevelop in a manner consistent with established regional goals; and

WHEREAS, planning and development work by local jurisdictions is critical to specifically facilitate development projects that advance equitable outcomes and access to opportunity for all residents of the region as the region grows and accommodates higher populations; and

WHEREAS, since the inception of the Construction Excise Tax in 2006, Metro has awarded over \$23.5 million in grants to cities, counties and other government entities in the region to fund critical planning and development activities that support implementation of the region's long range plan for growth; and

WHEREAS, in 2016 the Oregon legislature enacted Senate Bill 1533, which repealed existing state law that prohibited local governments from enacting new CETs statewide, and

WHEREAS, in the 12 years of its existence, revenue from the CET has funded dozens of planning and development grants across the region that have helped cities and counties make land ready for urban development, both inside the existing UGB and in areas identified for future urbanization; and

WHEREAS, absent the provision of grant funds from Metro for planning and development, local jurisdictions may not have reliable and sufficient sources of funding to implement the planning and development policies and projects that are essential to build complete communities and successfully support regional goals and policies set forth in the 2040 Growth Concept, the Urban Growth Management Functional Plan, and the six desired outcomes outlined in the Regional Framework Plan; now therefore

THE METRO COUNCIL HEREBY ORDAINS AS FOLLOWS:

1. The Metro Code is amended as shown on Exhibit A to remove the sunset provision on the CET such that Metro may continue to provide critical funding to local jurisdictions to facilitate planning and development activities;
2. The Metro Code is also amended as shown on Exhibit A to clarify the purpose of CET funding, the types of projects that are eligible for exemptions from paying the CET, and the types of entities who may apply for grants;
3. The Metro Council hereby directs the Metro COO and staff to amend the Metro administrative rules governing the CET program to be consistent with the Metro Code amendments enacted by this ordinance.

ADOPTED by the Metro Council this \_\_\_\_\_ day of November, 2018.

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Tom Hughes, Council President

Approved as to Form:

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Nathan Sykes, Acting Metro Attorney

Exhibit A to Ordinance 18-1425

Chapter 7.04

CONSTRUCTION EXCISE TAX

SECTION	TITLE
7.04.010	Short Title
7.04.020	Policy and Purpose
7.04.030	Definitions
7.04.040	Exemptions
7.04.045	Ceiling
7.04.050	Rules and Regulations Promulgation
7.04.060	Administration and Enforcement Authority
7.04.070	Imposition of Tax
7.04.080	Rate of Tax
7.04.090	Failure to Pay
7.04.100	Statement of Entire Value of New Construction Required
7.04.110	Intergovernmental Agreements
7.04.120	Rebates
7.04.130	Hearings Officer
7.04.140	Appeals
7.04.150	Refunds
7.04.160	Enforcement by Civil Action
7.04.170	Review
7.04.180	Failure to Pay - Penalty
7.04.190	Violation - Penalty
7.04.200	Rate Stabilization
7.04.210	Dedication of Revenue
7.04.220	Procedures for Distribution
7.04.225	Metro Administrative Fee
<del>7.04.230</del>	<del>Sunset Provision</del>

7.04.010 Short Title

This chapter shall be known as the "Construction Excise Tax."

(Ordinance No. 06-1115, Sec. 1.)

7.04.020 Policy and Purpose

This chapter establishes a Construction Excise Tax to provide funding for regional and local planning that is required to make land ready for development or redevelopment. ~~after its inclusion in the Urban Growth Boundary.~~

(Ordinance No. 06-1115, Sec. 1.)

Exhibit A to Ordinance 18-1425

7.04.030 Definitions

As used in this chapter:

(a) "Building Official" means any person charged by a municipality with responsibility for the administration and enforcement of a building code.

(b) "Chief Operating Officer" means the person holding the position of Metro Chief Operating Officer established by Section 2.20.010 of the Metro Code.

(c) "Construction" means erecting, constructing, enlarging, altering, repairing, moving, improving, removing, converting, or demolishing any building or structure for which the issuance of a building permit is required pursuant to the provisions of Oregon law, whether residential or non-residential. Construction also includes the installation of a manufactured dwelling.

(d) "Contractor" means any person who performs Construction for compensation.

(e) "Improvement" means any newly constructed structure or a modification of any existing structure.

(f) "Major Renovation" means any renovation, alteration or remodeling of an existing building or structure, or portion thereof, residential or non-residential, that requires or receives a building permit.

(g) "Manufactured Dwelling" means any building or structure designed to be used as a residence that is subject to regulation pursuant to ORS 446, as further defined in ORS 446.003(26).

(h) "Person" means and includes individuals, domestic and foreign corporations, public bodies, societies, joint ventures, associations, firms, partnerships, joint stock companies, clubs or any legal entity whatsoever.

(i) "Value of New Construction" means the total value of the Construction as determined by the construction permit or building permit for the Improvement and/or Major Renovation.

(Ordinance No. 06-1115, Sec. 1.)



Exhibit A to Ordinance 18-1425

7.04.040 Exemptions

(a) No obligation to pay the tax imposed by Section 7.04.070 shall be imposed upon any Person who establishes that one or more of the following are met:

- (1) The Value of New Construction is less than or equal to \$100,000; or
- (2) The Person who would be liable for the tax is a corporation exempt from federal income taxation pursuant to 42 U.S.C. 501(c)(3), or a limited partnership the sole general partner of which is a corporation exempt from federal income taxation pursuant to 42 U.S.C. 501(c)(3), the Construction is used for residential purposes and the property is restricted to being occupied by ~~Persons~~ people with incomes less than ~~50~~ 60 percent (~~50~~60%) of the median income for a period of 30 years or longer; or
- (3) The Person who would be liable for the tax is exempt from federal income taxation pursuant to 42 U.S.C. 501(c)(3) and the Construction is dedicated for use for the purpose of providing charitable services to ~~Persons with income less than 50 percent (50%) of the median income~~ disadvantaged people.

(b) The Building Official or Chief Operating Officer may require any Person seeking an exemption to demonstrate that the Person is eligible for an exemption and that all necessary facts to support the exemption are established.

(Ordinance No. 06-1115, Sec. 1.)

7.04.045 Ceiling

Notwithstanding the provisions set forth in Sections 7.04.070 and 7.04.080, if the Construction Excise tax imposed by this Chapter would be greater than \$12,000 (Twelve Thousand Dollars) as measured by the Value of New Construction that would generate that amount of tax, then the Construction Excise Tax imposed for that Construction is capped at a ceiling of \$12,000 (Twelve Thousand Dollars).

(Ordinance No. 06-1115, Sec. 1.)

Exhibit A to Ordinance 18-1425

7.04.050 Rules and Regulations Promulgation

The Chief Operating Officer shall promulgate rules and regulations necessary for the administration and enforcement of this chapter.

(Ordinance No. 06-1115, Sec. 1.)

7.04.060 Administration and Enforcement Authority

(a) The Chief Operating Officer shall be responsible for the administration and enforcement of this chapter. In exercising the responsibilities of this section, the Chief Operating Officer may act through a designated representative.

(b) In order to carry out the duties imposed by this chapter, the Chief Operating Officer shall have the authority to do the following acts, which enumeration shall not be deemed to be exhaustive, namely: administer oaths, certify to all official acts; to subpoena and require attendance of witnesses at hearings to determine compliance with this chapter, rules and regulations; to require production of relevant documents at public hearings; to swear witnesses; and to take testimony of any Person by deposition.

(Ordinance No. 06-1115, Sec. 1.)

7.04.070 Imposition of Tax

A Construction Excise tax is imposed on every Person who engages in Construction within the Metro Area. The tax shall be measured by the total Value of New Construction at the rate set forth in Section 7.04.080. If no additional value is created or added by the Construction and if the Construction does not constitute a Major Renovation, then there shall be no tax due. The tax shall be due and payable at the time of the issuance of any building permit, or installation permit in the case of a manufactured dwelling, by any building authority.

(Ordinance No. 06-1115, Sec. 1.)

7.04.080 Rate of Tax

The rate of tax to be paid for Construction and/or Major Renovation shall be 0.12% of the Value of New Construction.

Exhibit A to Ordinance 18-1425

(Ordinance No. 06-1115, Sec. 1.)

7.04.090 Failure to Pay

It shall be unlawful for any Person to fail to pay all or any portion of the tax imposed by this chapter.

(Ordinance No. 06-1115, Sec. 1.)

7.04.100 Statement of Entire Value of New Construction Required

It shall be unlawful for any Person to fail to state or to misstate the full Value of New Construction of any Improvement, Major Renovation, or Manufactured Dwelling. When any Person pays the tax, within the time provided for payment of the tax, there shall be a conclusive presumption, for purposes of computation of the tax, that the Value of New Construction of the Improvement, Major Renovation, or Manufactured Dwelling is the Value of New Construction as determined by the Building Official at the time of issuance of the building permit or installation permit. When any Person fails to pay the tax within the time provided for payment of the tax, the Value of New Construction constructed shall be as established by the Chief Operating Officer who may consider the Value of New Construction established by the Building Official but may consider other evidence of actual value as well.

(Ordinance No. 06-1115, Sec. 1.)

7.04.110 Intergovernmental Agreements

The Chief Operating Officer may enter into intergovernmental agreements with other local governments and jurisdictions to provide for the enforcement of this chapter and the collection and remittance of the Construction Excise Tax. The agreements may provide for the governments to retain no more than 5 percent (5%) of the taxes actually collected as reimbursement of administrative expenses, and also for the reimbursement of the government's reasonable, one time, start-up costs as set forth in the agreements.

(Ordinance No. 06-1115, Sec. 1.)

7.04.120 Rebates

(a) The Chief Operating Officer shall rebate to any Person who has paid a tax the amount of tax actually paid, upon the

Exhibit A to Ordinance 18-1425

Person establishing that the tax was paid for Construction that is eligible for an exemption under Section 7.04.040.

(b) The Chief Operating Officer shall either rebate all amounts due under this section within 30 days of receipt of a complete application for the rebate or give written notice of the reasons why the application has been denied. Any denial of any application may be appealed as provided for in Section 7.04.140.

(Ordinance No. 06-1115, Sec. 1.)

7.04.130 Hearings Officer

The Chief Operating Officer shall appoint a hearings officer to conduct hearings related to enforcement or appeals of this chapter. All hearings shall be conducted in accordance with rules and regulations adopted by the Chief Operating Officer.

(Ordinance No. 06-1115, Sec. 1.)

7.04.140 Appeals

Any Person who is aggrieved by any determination of the Chief Operating Officer regarding liability for payment of the tax, the amount of tax owed, or the amount of tax that is subject to refund or rebate may appeal the determination in accordance with Section 7.04.130. All appeals must be in writing and must be filed within 10 days of the determination by the Chief Operating Officer. No appeal may be made unless the Person has first paid the tax due as determined by the Chief Operating Officer.

(Ordinance No. 06-1115, Sec. 1.)

7.04.150 Refunds

(a) Upon written request, the Chief Operating Officer shall refund any tax paid to the Person who paid the tax after that Person has established that Construction was not commenced and that any Building Permit issued has been cancelled as provided by law.

(b) The Chief Operating Officer shall either refund all amounts due under this section within 30 days of a complete application for the refund or give written notice of the reasons why the application has been denied. Any denial of any application may be appealed as provided for in Section 7.04.140.

Exhibit A to Ordinance 18-1425

(Ordinance No. 06-1115, Sec. 1.)

7.04.160 Enforcement by Civil Action

The tax and any penalty imposed by this chapter constitutes a debt of the Person liable for the tax as set forth in Section 7.04.070 of this chapter and may be collected by the Chief Operating Officer in an action at law. If litigation is necessary to collect the tax and any penalty, the prevailing party shall be entitled to reasonable attorney fees at trial or on appeal. The Office of Metro Attorney is authorized to prosecute any action needed to enforce this chapter as requested by the Chief Operating Officer.

(Ordinance No. 06-1115, Sec. 1.)

7.04.170 Review

Review of any action of the Chief Operating Officer taken pursuant to this chapter, or the rules and regulations adopted pursuant thereto, shall be taken solely and exclusively by writ of review in the manner set forth in ORS 34.010 through 34.100, provided, however, that any aggrieved Person may demand such relief by writ of review.

(Ordinance No. 06-1115, Sec. 1.)

7.04.180 Failure to Pay - Penalty

In addition to any other fine or penalty provided by this chapter, failure to pay the tax within 15 days of the date of issuance of any Building Permit for any Improvement, Major Renovation, or installation permit for any Manufactured Dwelling shall result in a penalty equal to the amount of tax owed or fifty dollars (\$50.00), whichever is greater.

(Ordinance No. 06-1115, Sec. 1.)

7.04.190 Violation - Penalty

(a) In addition to any other civil enforcement provided herein, violation of this chapter shall be a misdemeanor and shall be punishable, upon conviction, by a fine of not more than five hundred dollars (\$500.00).

Exhibit A to Ordinance 18-1425

(b) Violation of this chapter by any officer, director, partner or other Person having direction or control over any Person violating this chapter shall subject each such Person to such fine.

(Ordinance No. 06-1115, Sec. 1.)

7.04.200 Rate Stabilization

In order to protect against the cyclical nature of the construction industry and development patterns, the Council shall annually as part of the budget process create reserves from the revenues generated or expected to be generated by the Construction Excise Tax, which reserves are designed to protect against future fluctuations so as to promote stability in the funds needed to support required programs.

(Ordinance No. 06-1115, Sec. 1.)

7.04.210 Dedication of Revenue

Revenue derived from the imposition of this tax after deduction of necessary costs of collection shall be dedicated to fund regional and local planning that is required to make land ready for development ~~or redevelopment after inclusion in the Urban Growth Boundary.~~

(Ordinance No. 06-1115, Sec. 1.)

7.04.220 Procedures for Distribution

The Chief Operating Officer shall distribute the revenues from the Construction Excise Tax as grants to local governments based on an analysis of grant requests ~~submitted by the local jurisdiction which set forth the expected completion of certain milestones associated with Metro Code Chapter 3.07, the Urban Growth Management Functional Plan for planning or pre-development work that will implement the region's long range plan. Grants may also be distributed to private entities for projects that are endorsed by a local government and in the public interest.~~

(Ordinance No. 06-1115, Sec. 1; and Ordinance No. 09-1220, Sec. 2.)

7.04.225 Metro Administrative Fee

Exhibit A to Ordinance 18-1425

Metro shall retain five percent (5%) of the taxes remitted to Metro for payment towards Metro's administrative expenses.

(Ordinance No. 09-1220, Sec. 2; and Ordinance No. 14-1328, Sec. 2.)

~~7.04.230 Sunset Provision~~

~~The Construction Excise Tax shall not be imposed on and no person shall be liable to pay any tax for any construction activity that is commenced pursuant to a building permit issued on or after December 31, 2020.~~

(Ordinance No. 06-1115, Sec. 1; Ordinance No. 09-1220, Sec. 2; and Ordinance No. 14-1328, Sec. 2.)

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF APPROVING THE ) RESOLUTION NO. 18-4916  
POLICY AND INVESTMENT FRAMEWORK )  
FOR THE 2040 PLANNING AND ) Introduced by Chief Operating Officer Martha  
DEVELOPMENT GRANT PROGRAM IN 2019 ) Bennett in concurrence with Council  
) President Tom Hughes

WHEREAS, in 2006, Metro adopted Ordinance No. 06-1115, establishing a construction excise tax (CET) to generate revenue for providing grants to local governments for regional and local planning; and

WHEREAS, on recommendation of an advisory group and the Metro Chief Operating Officer (COO) regarding the continuing need for funding regional and local planning, on June 11, 2009 the Metro Council adopted Ordinance No. 09-1220, extending the CET for an additional five year period, with a sunset date of September 2014; and

WHEREAS, on recommendation of an advisory group and the Metro COO, in June 2014 the Metro Council adopted Ordinance No. 14-1328, extending the CET for an additional five year period, with a new sunset date of December 31, 2020; and

WHEREAS, since the inception of the CET in 2006, Metro has awarded over \$23.5 million in grants to cities, counties and other government entities in the region to fund critical planning and development activities that support implementation of the region’s long range plan for growth; and

WHEREAS, the 2014 CET Ordinance directed the Metro COO to propose amendments to the existing administrative rules implementing the CET and CPDG programs under Metro Code Chapter 7.04 (“Administrative Rules”) and to return to the Metro Council for its approval of the revised Administrative Rules prior to promulgating them; and

WHEREAS, on March 19, 2015 the Metro Council adopted Resolution No. 15-4595, which approved the Metro COO’s proposed amendments to the Administrative Rules; and

WHEREAS, the Metro COO approved additional amendments to the Administrative Rules in March 2017, which renamed the program the “2040 Planning and Development Grant Program,” modified the program to consider proposals and award grants on an annual basis, and set the policy and investment framework for Cycle 5 of Metro’s 2040 Planning and Development Grants; and

WHEREAS, the Metro COO approved additional amendments to the Administrative rules in January 2018, which clarified the types of projects that are eligible to be considered for grant funding, clarified the criteria for evaluating grant applications, and set the policy and investment framework for Cycle 6 of the 2040 Planning and Development Grant program; and

WHEREAS, in March 2018 the COO approved new amendments to the Administrative Rules to allow for the creation of a technical assistance reserve fund that may be used to provide grant recipients with necessary technical assistance in completing their projects, up to a maximum amount of \$25,000 per grant recipient; and



WHEREAS, on April 12, 2018 the Metro Council adopted Resolution No. 18-4882, which authorized and directed the Metro COO and staff to develop and administer an additional technical assistance program component to support the 2040 Planning and Development grants in accordance with the revised administrative rules; and

WHEREAS, in order to most effectively address barriers to development, implement the 2040 Growth Concept, and to help address the equitable housing crisis in our region, the Metro Council has established a policy emphasis in previous grant cycles to enable the grant program respond to current trends and issues affecting development in our region; and

WHEREAS, our region continues to have a crisis in housing supply as growth continues, especially for low income residents, and multiple tools, strategies, and approaches are needed across the region to provide more equitable housing; and

WHEREAS, equity, equitable development and equitable housing are currently issues of considerable local and regional concern given the potential for displacement of long-term residents, businesses and communities of color due to changing neighborhoods and rapidly escalating real estate costs; and

WHEREAS, in 2016, the Metro Council adopted the Strategic Plan to Advance Racial Equity, Diversity and Inclusion; and

WHEREAS, complementary strategies for employment growth, redevelopment, and land readiness are also important to address other current regional growth and development issues; and

WHEREAS, a clear policy framework outlining the goals of Cycle 7 grants and the types of projects that will be prioritized for the current round of funding will assist local governments in identifying and scoping projects that will best satisfy the policy emphasis and meet the selection criteria; now therefore

BE IT RESOLVED that:

1. The Metro Council hereby directs the Metro COO and staff to continue to implement improvements to grant program administration and monitoring of the investments over time to ensure that the program is successfully supporting regional goals and policies set forth in the 2040 Growth Concept, the Urban Growth Management Functional Plan, and the six desired outcomes outlined in the Regional Framework Plan.
2. The Metro Council hereby authorizes and directs the Metro COO and staff to initiate Cycle 7 of Metro's 2040 Planning and Development grants, and to award up to \$2.25 million of CET revenue to fund projects using the following policy and investment emphasis:
  - a. One million dollars (\$1,000,000.00) of allocated funds will be targeted for qualified projects that will facilitate implementation of equitable development projects inside the UGB, which may include but are not limited to:
    - Planning or pre-development work for equitable housing (diverse, physically accessible, affordable housing choices with access to opportunities, services, and amenities);
    - Planning or pre-development work for projects that will advance quality of life outcomes for marginalized communities, such as quality education, living wage employment, healthy environments, and transportation;

- Facilitation of development-related efforts in partnership with a community organization whose primary mission is to serve communities of color;
  - Planning or pre-development for projects that will serve a specific neighborhood or geography with a high percentage of residents that are people of color or historically marginalized communities;
  - Planning for public and private developments, investments, programs and policies that will be enacted to meet the needs of communities of color and reduce racial disparities, taking into account past history and current conditions.
- b. Two hundred fifty thousand dollars (\$250,000.00) of allocated funds will be targeted to qualified projects that will facilitate development in centers, corridors, station areas, employment areas, or other locations within the UGB.
- c. Seven hundred fifty thousand dollars (\$750,000.00) of allocated funds will be targeted to qualified concept planning and comprehensive planning projects for urban reserves and new urban areas.
- d. In the event that there are insufficient qualified applications within any one funding target category, grant funds may be awarded to qualified applications in any other category.
3. The Metro Council hereby authorizes and directs the Metro COO and staff to utilize discretion in determining which of the grant applications received meet the intent of the equitable development target and therefore merit consideration under category (a) above, or if they should be reassigned to another category.

ADOPTED by the Metro Council this \_\_\_\_ day of November 2018.

\_\_\_\_\_  
Tom Hughes, Council President

Approved as to Form:

\_\_\_\_\_  
Nathan Sykes, Acting Metro Attorney

## STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO.18-1425, FOR THE PURPOSE OF REMOVING THE SUNSET PROVISION OF THE METRO CONSTRUCTION EXCISE TAX THAT FUNDS THE 2040 PLANNING AND DEVELOPMENT GRANT PROGRAM AND MAKING OTHER AMENDMENTS TO CHAPTER 7.04 OF THE METRO CODE

AND

IN CONSIDERATION OF RESOLUTION NO.18-4916, FOR THE PURPOSE OF APPROVING POLICY AND INVESTMENT FRAMEWORK FOR CYCLE 7 OF THE 2040 PLANNING AND DEVELOPMENT GRANT PROGRAM

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Date: October 30, 2018

Prepared by: Lisa Miles 503.797.1877  
Roger Alfred 503.797.1532

## BACKGROUND

### CET and Sunset Provision

In 2006, Metro established a construction excise tax (CET) to generate revenue for providing grants to local governments for regional and local planning. The ordinance contained a sunset provision based on a maximum amount collected of \$6.3 million, and the maximum amount was reached in 2009. In 2009 the Metro Council extended the CET for an additional five year period.

In 2014, the Metro Council adopted Ordinance No. 14-1328, which extended the CET through December 2020 and directed the Chief Operating Officer (COO) to seek direction from the Metro Council prior to revising the Administrative Rules for implementation of the CET and the Community Planning and Development Grants (CPDG). In 2015, the Metro Council adopted a resolution approving the Metro COO's amendments to the Administrative Rules.

Originally conceived as a source of funding primarily for concept planning of land that had been brought into the urban growth boundary (UGB) in order to make it ready for development, the grant program has evolved to respond to local and regional development priorities and changing regulatory frameworks. In later grant cycles, projects that removed barriers to infill development in existing urban areas already served by infrastructure were favored over planning of lands at the region's edge, where development was stalled due in part to lack of infrastructure. During the three most recent grant cycles, a percentage of total grant funding has been targeted for equitable housing as well as other types of planning and development projects designed to promote equity throughout the region.

In February, 2016 the Metro Auditor conducted a review the Community Planning and Development Grant program and made recommendations for improvements. At the outset of the following grant cycle in 2017, the COO and staff gave additional consideration to how the CPDG and Equitable Housing Planning and Development Grant programs evolved, and what could make the programs more effective. On April 6, 2017 the Council approved Resolution 17-4782, authorizing additional administrative rule changes and program adjustments, including changing to an annual grant award cycle and one application process for all grant types. The CPDG program name was also changed to

2040 Planning and Development Grants. The program began to utilize the ZoomGrants software, and revised other application procedures to be more user-friendly and better assist applicants with grant project development.

Since the program's inception in 2006, Metro has awarded over \$23.5 million in grants to local cities, counties, and other government entities. CET funding for this grant program provides a critical ongoing funding mechanism to support many essential and required planning activities necessary for jurisdictions to comply with land use regulations and to implement the region's long range vision.

#### **Ordinance 18-1425: Proposed Amendments to Metro Code Chapter 7.04**

Removal of the December 2020 sunset provision of the CET requires an ordinance to amend the Metro Code. Once the code has been amended, the COO has the authority to make corresponding revisions to the grant program's administrative rules without requiring further formal action by the Metro Council. In addition to removal of the sunset provision, amendments to four other subsections of the code are proposed in order to more accurately reflect current program policies and facilitate program administration:

- 7.04.020 Policy and Purpose: update the language to better align with the current purpose of the grant program, which includes not only planning for new urban areas but also projects that facilitate infill development or redevelopment within the UGB.
- 7.04.040 Exemptions (a)(2): amend the eligible income threshold for affordable housing projects to receive an exemption from paying the CET; the threshold was raised from affordable units to be occupied by people with incomes less than 50% of median income to 60% of median income, which is a typical affordability level for projects to receive state tax credits.
- 7.04.040 Exemptions (a)(3): remove the 50% median income threshold applicable to exemptions for construction dedicated to providing charitable services; amended language instead provides that the construction must be dedicated "for providing charitable services to disadvantaged people," which is a more practical requirement for many charities that do not require clients they are serving to provide proof of income.
- 7.04.210 Dedication of Revenue: update the language to better align with the current purpose of the grant program, which includes not only planning for new urban areas but also projects that facilitate infill development or redevelopment within the UGB.
- 7.04.220 Procedures for Distribution: update the language to reference implementation of the region's long range vision rather than the Urban Growth Management Functional Plan; add language to expand the range of eligible grant recipients to include other entities besides local governments provided that the proposed project is in the public interest and is endorsed by a local government; this is intended to provide flexibility and spur innovative public-private partnerships.
- 7.04.230 Sunset Provision: delete section.

## **Policy and Investment Framework and Performance in Recent Grant Cycles**

Prioritization of CET funds to promote equity across the region has evolved as a key aspect of the grant program over the last three funding cycles. As part of the resolution approving the Cycle 4 grants in 2015, the Metro Council directed the COO and staff to return to the Council with a proposal regarding possible uses of unallocated CET revenue from Cycle 4. In response to the Metro Council's directive, the COO and Metro staff developed the Equitable Housing Planning and Development Grant Program as a subset of the CPDG program using unallocated Cycle 4 CET revenue to support local implementation of projects that would eliminate barriers to construction of affordable housing across the region. On December 1, 2016 the Metro Council adopted Resolution No. 16- 4753, which awarded approximately \$575,000 in Equitable Housing Planning and Development grants.

At the outset of Grant Cycle 5, to help address the region's continuing housing crisis, especially for people of color and low-income residents, Resolution 17-4782 established an investment emphasis targeting 50% of the grant funds in the cycle to fund equitable development projects. During that round, Metro received 18 complete applications requesting \$3.7 million in grant funding. Fourteen of the applications requested consideration in the equitable development funding category. In October, 2017 the Council passed Resolution 17-4846 awarding \$1.99 million in grant funds to 9 projects; \$984,000 or 49.5% of available funds were awarded to projects that had a strong emphasis on equitable development.

As part of the Strategy to Advance Racial Equity, Diversity and Inclusion adopted by Metro Council in Resolution No. 16-4708 in June 2016, the Planning and Development Department has been reviewing programs and policies to identify improvements that could help advance racial equity throughout the region. The investment framework established for Grant Cycle 6 was similar to the framework for Cycle 5 as far as funding targets, but provided further clarity about the types of projects that could be eligible for consideration in the Equitable Development funding category:

...funding will be targeted for qualified projects that will facilitate implementation of equitable development projects inside the UGB, which may include but are not limited to:

- Planning or pre-development work for equitable housing (diverse, physically accessible, affordable housing choices with access to opportunities, services, and amenities);
- Planning or pre-development work for projects that will advance quality of life outcomes for communities of color, such as quality education, living wage employment, healthy environments, and transportation;
- Facilitation of development-related efforts in partnership with a community organization whose primary mission is to serve communities of color;
- Planning or pre-development for projects that will serve a specific neighborhood or geography with a high percentage of residents that are people of color;
- Planning for public and private developments, investments, programs and policies that will be enacted to meet the needs of communities of color and reduce racial disparities, taking into account past history and current conditions.

In Cycle 6, Metro received a total of 11 grant applications from nine jurisdictions requesting a combined total of \$2.3 million. Six of eleven projects requested funding in the Equitable Development Category and five of the six requests were approved for full or partial funding, with a combined total of \$895,000 or 45% of Grant funds.

## **Proposed Policy and Investment Framework for Cycle 7 in 2019**

Our region continues to have an affordable housing crisis that disproportionately affects people of color, and multiple tools, strategies, and approaches are needed across the region to promote equitable development. Metro staff recommends that the Council continue to target \$1 million in grant funding in Cycle 7 for projects that have an equitable development emphasis. Staff recommend that the Council target \$250,000 in funding for other qualified projects to facilitate development within the Urban Growth Boundary. Staff recommend that funding for concept planning projects in urban reserves and comprehensive planning of new urban areas be increased to \$750,000 in Cycle 7 for a combined total of \$2.00 million in available grant funding.

The explicit equitable development emphasis for grant investments will continue to encourage cities and counties to prioritize project applications that specifically address racial inequities and affordable housing challenges in their communities. Metro staff will review applications that seek consideration under the equitable development category; those that do not have a sufficiently strong equitable development emphasis to merit funding in that category will then be added to the general pool of applications for projects within the UGB, and evaluated alongside those applications based on their relative overall merits.

The increase in Cycle 7 funding for concept planning and comprehensive planning is recommended because of the anticipated increase in applications for comprehensive planning by the four cities for the new urban areas that the COO has recommended for inclusion within the UGB. The COO's recommendation calls for grant funds to be allocated to King City to assist them with continued planning work including a market feasibility study for their proposed new town center. Increasing the available funds will enable the Council to honor this pledge to King City while also ensuring that a sufficient pool of funding is available for grants to other jurisdictions in the event that Metro receives multiple compelling grant applications in this funding category.

In the event that there are insufficient qualified applications within any one funding target category, grant funds may be awarded to qualified applications in any other category. The screening committee, the COO, and the Council will ultimately bring their own professional judgment and common sense to applying the grant criteria, allocating resources from each funding target and determining what projects best meet all criteria (including regional policy priorities and equitable development objectives) and therefore warrant funding. The 2040 Planning and Development Grants application handbook will address the above nuances and provide adequate clarification for applicants.

## **ANALYSIS/INFORMATION**

### **1. Known Opposition**

It is possible that there may be opposition to the removal of the sunset provision of the CET and establishment of the 2040 Planning and Development Program as an ongoing program that Metro offers the region to support local planning and development.

The proposed policy and investment framework for Cycle 7 grants set forth in Resolution 18-4916 is similar to the framework set forth in prior grant cycles so opposition is not anticipated.

## **2. Legal Antecedents**

- Metro Ordinance 06-1115 (“2006 CET Ordinance) established the construction excise tax
- Metro Ordinance 09-1220 extended the CET for an additional five year period (through September 2014).
- Metro Ordinance 14-1328 extended the CET for an additional five year period (through December 2020) and directed the Metro COO to propose amendments to the existing administrative rules.
- Metro resolution 15-4595 approved the Metro COO’s proposed amendments to the administrative rules
- Metro resolution 15-4640 directed the Metro COO’s to propose a possible use for unallocated funds in Cycle 4
- Metro resolution 16-4753 awarded approximately \$575,000 in Equitable Housing Planning and Development Grants
- Metro resolution 17-4782 revised administrative rules, the program name, and established annual grant cycles and also set the investment targets for Cycle 5 to promote equitable development
- Metro resolution 17-4846 awarded \$1.99 million in 2040 Planning and Development Grants, of which \$984,000 (49.5%) was awarded to equitable development projects.
- Metro resolution 18-4863 set the investment targets for Cycle 6 to promote equitable development
- Metro resolution 18-4882 approved the Metro COO’s proposed amendments to the administrative rules in order to create a technical assistance program to support the 2040 Planning and Development Grants.
- Metro resolution 18-4902 awarded \$1.99 million in 2040 Planning and Development Grants, of which \$895,000 (45%) was awarded to equitable development projects.

## **3. Anticipated Effects**

Approval of the ordinance will remove the provision that currently requires Metro to end collection of the Construction Excise Tax in 2020. With the removal of this provision, collection of the Construction Excise Tax would continue into the future until such time as the Metro Council determines it is no longer necessary or effective. The ordinance will also clarify the types of projects that may apply for exemption from paying the CET, clarify the purpose of the grants, and allow other entities to apply for grants if they are proposing a project in the public interest which has been endorsed by a local government.

Approval of the resolution will continue Metro Council’s policy and investment emphasis for grant funding to support equitable development by earmarking \$1 million of available funds and giving first consideration to qualified projects inside the UGB with a strong emphasis on serving historically marginalized communities and/or equitable housing.

## **4. Budget Impacts**

Exact funding levels for any grant cycle is subject to the projected excise tax revenues collected. Staff time for program implementation is included in the Planning and Development Department budget.

**RECOMMENDED ACTION**

The Chief Operating Officer recommends adoption of the ordinance to amend chapter 7.04 of the Metro Code to remove the sunset provision of the Construction Excise Tax and make other amendments to the CET code to reflect continued improvements in the 2040 Planning and Development Grant Program.

The Chief Operating Officer recommends adoption of the resolution to approve the policy and investment framework for Cycle 7 of the 2040 Planning and Development Grant Program, which will occur in 2019.

DRAFT



**Regional Investment Strategy: Parks and Nature Framework**

*Work Session Topics*

Metro Council Work Session  
Tuesday, November 13, 2018  
Metro Regional Center, Council Chamber

# METRO COUNCIL

## Work Session Worksheet

**PRESENTATION DATE:** November 13, 2018

**LENGTH:** 60 min.

**PRESENTATION TITLE:** Regional Investment Strategy: Parks and Nature framework

**DEPARTMENTS:** Parks and Nature, COO

**PRESENTER(S):** Martha Bennett, COO  
Jon Blasher, Parks and Nature Director

### WORK SESSION PURPOSE & DESIRED OUTCOMES

- Purpose: Present timeline and key issues for completing a COO framework recommendation for potential Parks and Nature bond
- Outcome: Feedback and input from Council to help complete recommendation

### TOPIC BACKGROUND & FRAMING THE WORK SESSION DISCUSSION

The Metro Council has recognized the need to work together as a region on big-picture solutions to make this a more livable place for everyone, as greater Portland grows more congested and costly. The council also seeks to give more people more say about how to do this – especially those who have faced barriers or discrimination. In late 2017, the Metro Council directed staff to work with partners and the community on a coordinated regional strategy for potential investments in housing, parks and nature, and transportation to build on greater Portland’s many years of successful collaboration and meet our communities’ changing needs.

Parks and natural areas have long set greater Portland apart from other metropolitan regions. They are something nearly everyone appreciates as essential to quality of life. And people have repeatedly supported investments in parks and nature here. Over the past quarter-century, the region’s voters have passed two bond measures that allowed Metro to create a unique regional park system with nature at its heart – and two levies to care for it.

Metro has a strong track record of success delivering on commitments made to voters in these funding measures. With voters’ continuing support, Metro has worked with partners to protect clean water, restored fish and wildlife habitat, and brought nature closer to hundreds of thousands of people. Parks and nature investments have made our water cleaner, our communities healthier and our economy stronger. Metro now manages 17,000 acres of parks, trails and natural areas across greater Portland, including beloved parks like Oxbow and Blue Lake, as well as lesser-known but invaluable natural areas.

Although much has been accomplished, there is more to do. Investing in parks and nature remains an urgent priority in greater Portland. A growing population and changing climate threaten the streams and habitat Oregonians have worked so hard to protect. Treasured parks and trails need improvements to keep up with demand. And some communities – particularly communities of color and other historically marginalized communities – still need access to the benefits of investments.

At the Metro Council’s direction in late 2017, staff initiated a work plan to engage partners and the community in developing a potential framework for continuing Metro’s parks and nature bond investments to build on our momentum, meet new challenges, and continue protecting and connecting nature and people into a new decade. The Metro Council identified November 2019 as a potential date for putting a new parks and nature bond measure before the region’s voters.

The council also directed staff to advance racial equity through this framework, incorporating lessons learned through past investments and partnerships with community organizations. This means including in decision-making those communities that have been left out in the past, as well as looking at how future investments can support communities of color.

Staff presented an engagement plan for this work at a Metro Council work session on June 26, 2018, and at MPAC on July 25, 2018. Since that time, staff have actively engaged a variety of partners and community members to begin developing a framework for a potential measure, including scale, scope and criteria for prioritizing investments.

Through the fall, staff conducted focused discussions with members of the conservation community, fellow park providers, Indigenous community members, and farmers to discuss priorities and concerns for a potential bond measure, including how it could advance racial equity. Working with a cohort of community-based organizations and conservation organizations, Metro also co-hosted two community forums with more than 100 total attendees.

In September, Metro convened a Stakeholder Table to explore options and provide recommendations to the Metro chief operating officer. The table includes roughly 30 members representing perspectives from the conservation community, culturally-specific organizations, business leaders, working lands representatives and local elected officials. At its fourth meeting on Nov. 9, the Stakeholder Advisory Table will make recommendations for a bond measure framework to submit to the Metro chief operating officer.

Through the rich insight of these community members and partners, staff identified several common priorities for shaping a potential third parks and nature bond, as well as unique ideas that could help a bond be more successful meeting community and conservation needs in the future. Staff presented a summary of engagement to date to the Metro Council at an Oct. 11 retreat, and received feedback for moving forward with developing a measure framework.

Staff are working toward a Chief Operating Officer framework recommendation to present to the Metro Council in December. The framework recommendation will include the potential bond's scale, scope, funding allocations and criteria for investment. Beyond recommending *what* should go into a potential bond, the recommendation will also discuss *how* Metro and local partners will advance racial equity in a bond through community engagement, investment prioritization, decision-making, planning, implementation and accountability.

At the Nov. 13 work session, staff will discuss areas of alignment between community and partner feedback, the Stakeholder Table's recommendations, and potential staff framework recommendations, as well as areas where there is less alignment. Staff will also discuss a timeline for engaging community and partners to complete the recommendation.

On Dec. 11, staff will present the COO's recommendation and seek direction from the Metro Council. At the Council's direction, staff would then proceed into a second phase of engagement and technical work in early 2019 to identify investments that could be include in a potential bond measure referral. The Metro Council could consider referral of a bond to voters in late spring 2019.

#### **QUESTIONS FOR COUNCIL CONSIDERATION**

- Does Council have feedback on staff's proposed next steps to complete the Chief Operating Officer's framework recommendation?

#### **PACKET MATERIALS**

- Would legislation be required for Council action?  Yes  No
- If yes, is draft legislation attached? Yes  No

Materials following this page were distributed at the meeting.



# Potential Metro parks and nature bond 2019

## Concept for Discussion at Metro Council Work Session 11/13/18

November 2018

*Concept informed by Stakeholder Table input (4th meeting 11/9); Community and partner engagement, fall 2018; Metro Council direction and policy, technical considerations.*

### **Purpose**

Protect and connect people and nature: Advance racial equity while delivering on Metro's Parks and Nature mission.

Continue funding program at same tax rate (\$.19/1,000).

### **Protect clean water and healthy habitat**

Maintain emphasis as past measures, while responding to changing needs including climate resiliency and demographic changes.

#### **Prioritize investments in:**

- Protecting and improving water quality, quantity; emphasis on headwaters, wetlands, floodplains, riparian areas
- Salmon, trout, steelhead, lamprey habitat \*
- Culturally significant land, plants – identified through engagement and partnership with indigenous community \*
- Sites identified and supported by communities of color and other historically marginalized communities \*
- Major fish and wildlife habitat restoration opportunities.

#### **Commit to meaningful, ongoing and long-term community engagement, particularly with communities of color and other historically marginalized groups.**

- In Phase II (Spring 2019), identify how community will participate in decision-making along the way from planning and oversight through implementation and evaluation.

### **Provide access to nature for people - regional parks and natural areas**

Greater emphasis than previous bond measures, reflecting community and partner feedback. Establishes criteria for Metro projects.

#### **Prioritize investments in:**

- "Taking care of what we have" – prioritize sustaining legacy parks, then fulfilling master plans that have been developed with meaningful community engagement, then considering new regional sites for access \*
- Projects identified by and supporting communities of color and other historically marginalized populations \*
- Universal/inclusive design \*
- Current and future community needs; work with communities to identify and define \*
- Improving access for people to local rivers and streams \*
- Supporting community gatherings, multi-generational access, healing spaces \*
- Improving access to nature for people by completing projects in the Regional Trails Plan; emphasize proximity to affordable housing, transit and connections to regional or local parks. \*

#### **Commit to developing tools for impact assessment.**

- In Phase II (Spring 2019), work with Stakeholder Table, community and partners to identify and measure outcomes, including racial equity outcomes; develop strategies to prevent displacement and stabilize communities.

### **Support community projects - local share**

Similar level of investment as previous bond measures, with new expectations for community engagement and advancing racial equity.

#### **Criteria/eligibility**

- Refine local share criteria in Phase II (Spring 2019); use regional criteria as starting point.
- Use a per-capita formula to determine funding amount per county as in past Metro Parks and Nature bond measures.
- Park providers within Metro's jurisdiction (cities, counties and special park districts) eligible for these funds.

#### **Advance racial equity**

Require meaningful community engagement before project approval, uplift priorities of communities of color, be accountable for outcomes and measure impact. \*

#### **Phase II activities (Spring 2019)**

- Work with local governments and community partners to develop local government funding priorities within each county. \*
- Ensure local projects advance racial equity and are developed through meaningful, ongoing community engagement. \*

Specific projects to be identified in Phase III: Implementation (after bond approval).

### **Support community projects - Nature in Neighborhoods capital grants**

Greater level of investment than 2006 bond measure to support more community-led projects, responding to input from conservation advocates, communities of color and other historically marginalized communities.

#### **In Phase II (Spring 2019), engage Stakeholder Table, community and partners to develop:**

- New grant criteria and project review and selection process that meaningfully engage communities of color in decision making. Use Metro and local share priorities and criteria as starting point. \*
- Match and partnership requirements.
- Other program or process improvements that can help Metro fulfill commitment to advancing racial equity. \*

Grant awards occur in Phase III: Implementation (after bond approval).

*\*denotes new criteria/approach from previous Metro Parks and Nature bond measures*





# Potential Metro parks and nature bond 2019 Council Retreat 10/11/18

<b>1995 Parks and Open Spaces Bond</b> \$135.6 M	<b>2006 Natural Areas Bond</b> \$227.4 M	<b>2019 Potential Parks and Nature Bond</b> \$\$\$ ???
<b>Regional Land Acquisition</b> \$92M (~68%) <ul style="list-style-type: none"> <li>• Preserve local lands for parks and trails</li> <li>• Maintain water quality in rivers and streams</li> <li>• Protect salmon, trout, steelhead</li> <li>• Provide areas for walking, picnicking and other outdoor recreation.</li> </ul>	<b>Regional Land Acquisition</b> \$168M (~73%) <ul style="list-style-type: none"> <li>• Water quality</li> <li>• Habitat value</li> <li>• Rare or unique ecosystem or natural features</li> <li>• Parcel size</li> <li>• Restoration potential</li> <li>• Connectivity for wildlife and people</li> <li>• Scenic resources, natural and cultural landscapes</li> <li>• Public access for nature-based recreation activities near where people live.</li> </ul>	<b>Protecting land</b> \$/%? <i>New/additional criteria?</i> <i>New approaches?</i>
<b>Improving Metro parks and natural areas (includes trails)</b> n/a  As part of the transfer of Multnomah County Parks to Metro, Metro became responsible for Multnomah County share (\$3.4M) and selected projects.	<b>Improving Metro parks and natural areas (includes trails)</b> \$29 M (~14%)  \$6.9 M dedicated to planning and development of three new nature parks (Mount Talbert, Cooper Mountain, Graham Oaks).  \$22 M dedicated by Council resolution in 2014 based on goals and objectives established in approved refinement plans for each "target area" for new access, regional trails and fish habitat restoration investments.	<b>Improving Metro parks and natural areas (includes trails)</b> \$/%?  <i>New/additional criteria?</i> <i>New approaches?</i>
<b>Local Share</b> \$25 M (~18%)  Restoration or enhancement of natural areas Trail construction Access and public use facilities Environmental education facilities	<b>Local Share</b> \$44 M (~20%)  Acquiring natural areas or park lands (including active park uses) Restoring fish, wildlife habitat Enhancing public access Designing and constructing local or regional trails Enhance education opportunities	<b>Supporting community projects (Local Share)</b> \$/%? <i>New/additional criteria?</i> <i>New approaches?</i>
<b>No grants in 1995 measure</b>	<b>Nature in Neighborhoods Capital Grants</b> \$15 M (~7%)  Safeguard water quality in local rivers and streams Protect and enhance fish and wildlife habitat Promote partnerships that protect and enhance nature in neighborhoods Increase the presence of ecological systems and plant and animal communities in nature- deficient and other disadvantaged neighborhoods within the region	<b>Supporting community projects (Nature in Neighborhoods Capital Grants)</b> \$/%? <i>New/additional criteria?</i> <i>New approaches?</i>
		<b>New ideas?</b>