



600 NE Grand Ave.  
Portland, OR 97232-2736

## Council meeting agenda

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Thursday, October 1, 2020

2:00 PM

<https://zoom.us/j/615079992> or  
**888-475-4499 (toll free)**

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### Council Meeting & Work Session

Please note: To limit the spread of COVID-19, Metro Regional Center is now closed to the public.

This meeting will be held electronically. You can join the meeting on your computer or other device by using this link: <https://zoom.us/j/615079992> or by calling 888-475-4499 (toll free).

If you wish to attend the meeting, but do not have the ability to attend by phone or computer, please contact the Legislative Coordinator at least 24 hours before the noticed meeting time by phone at 503-797-1916 or email at [legislativecoordinator@oregonmetro.gov](mailto:legislativecoordinator@oregonmetro.gov).

#### 1. Call to Order and Roll Call

#### 2. Public Communication

Public comment may be submitted in writing and will also be heard by electronic communication (videoconference or telephone). Written comments should be submitted electronically by emailing [legislativecoordinator@oregonmetro.gov](mailto:legislativecoordinator@oregonmetro.gov). Written comments received by noon on Thursday, October 01 will be provided to the council prior to the meeting.

Those wishing to testify orally are encouraged to sign up in advance by either: (a) contacting the legislative coordinator by phone at 503-797-1916 and providing your name and the agenda item on which you wish to testify; or (b) registering by email by sending your name and the agenda item on which you wish to testify to [legislativecoordinator@oregonmetro.gov](mailto:legislativecoordinator@oregonmetro.gov). Those requesting to comment during the meeting can do so by using the "Raise Hand" feature in Zoom or emailing the legislative coordinator at [legislativecoordinator@oregonmetro.gov](mailto:legislativecoordinator@oregonmetro.gov). Individuals will have three minutes to testify unless otherwise stated at the meeting.

#### 3. Consent Agenda

- 3.1 Consideration of the Council Meeting Minutes for  
September 24, 2020

[20-5470](#)

Attachments: [092420](#)

#### 4. Resolutions

- 4.1 Resolution No. 20-5133, For the Purpose of Proclaiming October 12, 2020 as Indigenous Peoples' Day in the Greater Portland Area [RES 20-5133](#)

Presenter(s): Katie McDonald, Metro

Attachments: [Resolution No. 20-5133](#)  
[Staff Report](#)

**5 Ordinances (First Reading and Public Hearing)**

- 5.1 Ordinance No. 20-1449, For the Purpose of Authorizing the Financing of Metro's Implementation Services Expenditure [ORD 20-1449](#)

Presenter(s): Cinnamon Williams, Metro

Attachments: [Ordinance No. 20-1449](#)  
[Staff Report](#)

- 5.1.1 Public Hearing for Ordinance No. 20-1449

**6. Adjourn to Work Session**

**Work Session Begins at 2:15pm**

**1. Call to Order and Roll Call**

**2. Work Session Topics:**

- 2.1 Parks Bond Update [20-5464](#)

Presenter(s): Jon Blasher, Metro  
Scotty Elish, Metro  
Beth Cohen, Metro

Attachments: [Work Session Worksheet](#)  
[Recomm. for 2019 Parks Bond Oversight Committee](#)  
[Recomm. for Advancing Large-Scale Community Visions Program](#)  
[Parks Bond Update PPT](#)  
[Parks Bond Timeline Draft for Council](#)

**3. Chief Operating Officer Communication**

**4. Councilor Communication**

**5. Adjourn**

# Metro respects civil rights

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### Thông báo về sự Metro không kỳ thị của

Metro tôn trọng dân quyền. Muốn biết thêm thông tin về chương trình dân quyền của Metro, hoặc muốn lấy đơn khiếu nại về sự kỳ thị, xin xem trong [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights). Nếu quý vị cần thông dịch viên ra dấu bằng tay, trợ giúp về tiếp xúc hay ngôn ngữ, xin gọi số 503-797-1700 (từ 8 giờ sáng đến 5 giờ chiều vào những ngày thường) trước buổi họp 5 ngày làm việc.

### Повідомлення Metro про заборону дискримінації

Metro з повагою ставиться до громадянських прав. Для отримання інформації про програму Metro із захисту громадянських прав або форми скарги про дискримінацію відвідайте сайт [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights). або Якщо вам потрібен перекладач на зборах, для задоволення вашого запиту зателефонуйте за номером 503-797-1700 з 8.00 до 17.00 у робочі дні за п'ять робочих днів до зборів.

### Metro 的不歧視公告

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 galka hore illaa 5 galka dambe maalmaha shaqada) shan maalmaha 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.

### Metro의差別禁止通知

Metroでは公民権を尊重しています。Metroの公民権プログラムに関する情報について、または差別苦情フォームを入手するには、[www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights)。までお電話ください。公開会議で言語通訳を必要とされる方は、Metroがご要請に対応できるよう、公開会議の5営業日前までに503-797-1700（平日午前8時～午後5時）までお電話ください。

### សេចក្តីជូនដំណឹងអំពីការមិនរើសអើងរបស់ Metro

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

### 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.

### Paunawa ng Metro sa kawalan ng diskriminasyon

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.

### Notificación de no discriminación de Metro

Metro respeta los derechos civiles. Para obtener información sobre el programa de derechos civiles de Metro o para obtener un formulario de reclamo por discriminación, ingrese a [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights). Si necesita asistencia con el idioma, llame al 503-797-1700 (de 8:00 a. m. a 5:00 p. m. los días de semana) 5 días laborales antes de la asamblea.

### Уведомление о недопущении дискриминации от Metro

Metro уважает гражданские права. Узнать о программе Metro по соблюдению гражданских прав и получить форму жалобы о дискриминации можно на веб-сайте [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights). Если вам нужен переводчик на общественном собрании, оставьте свой запрос, позвонив по номеру 503-797-1700 в рабочие дни с 8:00 до 17:00 и за пять рабочих дней до даты собрания.

### Avizul Metro privind nediscriminarea

Metro respectă drepturile civile. Pentru informații cu privire la programul Metro pentru drepturi civile sau pentru a obține un formular de reclamație împotriva discriminării, vizitați [www.oregonmetro.gov/civilrights](http://www.oregonmetro.gov/civilrights). Dacă aveți nevoie de un interpret de limbă la o ședință publică, sunați la 503-797-1700 (între orele 8 și 5, în timpul zilelor lucrătoare) cu cinci zile lucrătoare înainte de ședință, pentru a putea să vă răspunde în mod favorabil la cerere.

### Metro txoj kev ntxub ntxaug daim ntawv ceeb toom

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 ntawm lub rooj sib tham.

**Television schedule for Metro Council meetings**

<p><b>Clackamas, Multnomah and Washington counties, and Vancouver, WA</b>  Channel 30 – Community Access Network  <i>Web site:</i> <a href="http://www.tvctv.org">www.tvctv.org</a>  <i>Ph:</i> 503-629-8534  Call or visit web site for program times.</p>	<p><b>Portland</b>  Channel 30 – Portland Community Media  <i>Web site:</i> <a href="http://www.pcmtv.org">www.pcmtv.org</a>  <i>Ph:</i> 503-288-1515  Call or visit web site for program times.</p>
<p><b>Gresham</b>  Channel 30 - MCTV  <i>Web site:</i> <a href="http://www.metroeast.org">www.metroeast.org</a>  <i>Ph:</i> 503-491-7636  Call or visit web site for program times.</p>	<p><b>Washington County and West Linn</b>  Channel 30– TVC TV  <i>Web site:</i> <a href="http://www.tvctv.org">www.tvctv.org</a>  <i>Ph:</i> 503-629-8534  Call or visit web site for program times.</p>
<p><b>Oregon City and Gladstone</b>  Channel 28 – Willamette Falls Television  <i>Web site:</i> <a href="http://www.wftvmedia.org/">http://www.wftvmedia.org/</a>  <i>Ph:</i> 503-650-0275  Call or visit web site for program times.</p>	

**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](http://www.oregonmetro.gov) and click on public comment opportunities.

Agenda Item No. 3.1

**Consideration of the Council Meeting Minutes for September 24, 2020**

*Consent Agenda*

Metro Council Meeting  
Thursday, October 01, 2020

# **Metro**

*600 NE Grand Ave.  
Portland, OR 97232-2736  
oregonmetro.gov*



**Metro**

## **Minutes**

**Thursday, September 24, 2020**

**2:00 PM**

**The meeting was held virtually.**

**Council meeting**

**1. Call to Order and Roll Call**

**Present:** 7 - Council President Lynn Peterson, Councilor Sam Chase, Councilor Shirley Craddick, Councilor Craig Dirksen, Councilor Bob Stacey, Councilor Christine Lewis, and Councilor Juan Carlos Gonzalez

**2. Public Communication**

Two members of the public gave testimony on non-agenda items; both gave testimony regarding the work session on wet waste allocations.

**3. Consent Agenda**

**A motion was made by Councilor Stacey, seconded by Councilor Dirksen, that this was approved the Consent Agenda.. The motion carried by the following vote:**

**Aye:** 7 - Council President Peterson, Councilor Chase, Councilor Craddick, Councilor Dirksen, Councilor Stacey, Councilor Lewis, and Councilor Gonzalez

3.1 Consideration of the Council Meeting Minutes for September 03, 2020.

Attachments: [Council Meeting Minutes for September 03, 2020](#)

3.2 Resolution No. 20-5124, For the Purpose of Amending the FY 2020-21 Unified Planning Work Program (UPWP) to add an ODOT Project to Study and New Willamette River Bike and Pedestrian Bridge Between Oregon City and West Linn in the Vicinity of I-205

Attachments: [Resolution No. 20-5124](#)  
[Exhibit A to Resolution No. 20-5124](#)  
[Staff Report](#)

3.3 Resolution No. 20-5128, For the Purpose of Reappointing Ray Leary to the Metropolitan Exposition Recreation Commission

Attachments: [Resolution No. 20-5128](#)  
[Exhibit A to Resolution No. 20-5128](#)  
[Exhibit B to Resolution No. 20-5128](#)  
[Staff Report](#)

3.4 Resolution No. 20-5125, For the Purpose of Completing Required Technical

Corrections Through the First of Two Formal Transition Amendments to the 2021-2024 Metropolitan Transportation Improvement Program to Add New Projects Or Correct and Update Current Project Programming Involving Phase Slips, Cost Adjustments, Delivery Timing Updates, and/or Fund Swaps Impacting Various Projects and Agencies (AG21-01-AUG)

Attachments: [Resolution No. 20-5125](#)  
[Exhibit A to Resolution No. 20-5125](#)  
[Staff Report](#)

- 3.5 Resolution No. 20-5127, For the Purpose of Completing Required Final Corrections to the 2018-2021 Metropolitan Transportation Improvement Program (MTIP) Plus Amend, Complete Technical Corrections, and Add New Projects as Part of the Transition Formal Amendment to the 2021-24 MTIP (SP21-02-SEP)

Attachments: [Resolution No. 20-5127](#)  
[Exhibit A to Resolution No. 20-5127](#)  
[Staff Report](#)

- 3.6 Resolution No. 20-5129, For the Purpose of Approving an Amended and Restated Visitor Development Fund Services Agreement

Attachments: [Resolution No. 20-5129](#)  
[Exhibit A to Resolution No. 20-5129](#)  
[Staff Report](#)

#### **4. Adjourn to a Work Session**



Agenda Item No. 4.1

**Resolution No. 20-5133**, For the Purpose of Proclaiming October 12, 2020 as Indigenous Peoples' Day in the Greater Portland Area and November as Native American Heritage Month

*Resolutions*

Metro Council Meeting  
Thursday, October 01, 2020

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF PROCLAIMING ) RESOLUTION NO. 20-5133  
OCTOBER 12, 2020 AS INDIGENOUS PEOPLES' )  
DAY IN THE GREATER PORTLAND AREA ) Introduced by Chief Operating Officer  
Marissa Madrigal in concurrence with  
Council President Lynn Peterson

WHEREAS, Metro recognizes the greater Portland area is built upon the ancestral homelands, villages and traditional use areas of the Indigenous People and tribes of this region who have been caretakers of these lands we cherish since time immemorial; and

WHEREAS, we owe a special acknowledgement to the many tribes and bands including the Multnomah, Clackamas, Cascades, Clowwewalla, Tualatin Kalapuya, Molalla, additional Bands of Chinook and their descendants who ceded these lands; and

WHEREAS, Indigenous People possess inherent rights which derive from their political status, cultures, traditions and histories and especially their connections and rights to lands and resources; and

WHEREAS, Metro values and is committed to promoting trustworthy and meaningful relationships with Indigenous People under a banner of truth, goodwill and hope; and

WHEREAS, it is important for us to never forget Oregon's and the United States' history of violence, forced migration, thefts of lands and resources, broken treaties, termination, relocation, and other assimilative policies that we resolve to never repeat; and

WHEREAS, the Indigenous population of the greater Portland area is over 70,000 people, who are members of or descended from over 380 tribes across the nation who have a unique political status and relationship with the United States of America; and

WHEREAS, historical and contemporary contributions and innovations of Indigenous People to the arts, education, health, economic development, environmental stewardship and civic community make the greater Portland area and Oregon a better place to live and work; and

WHEREAS, Metro has a responsibility to oppose the systematic racism and exclusion of Indigenous People in the greater Portland area through policies and practices that uphold tribal rights, ensure greater access and opportunity and create educational opportunities for the public;

WHEREAS, Indigenous Peoples' Day transforms a celebration of colonialism, conquest, enslavement and genocide into a commitment to emphasize and realize a new future through partnerships and celebration of the enduring traditions, languages, governments and histories of Indigenous People;

WHEREAS, this history is a lesson to us all of the continued strength, vitality and resolution of Indigenous People to persist, and as we work together to forge a brighter future and achieve these ideals, we cannot shy away from the difficult aspects of our past; now therefore,

BE IT RESOLVED, Metro shall recognize every second Monday in October as Indigenous Peoples' Day in the greater Portland area to honor and celebrate the many sacrifices and significant contributions made by Indigenous People and tribes throughout our vibrant community, and Metro encourages all businesses, organizations, public institutions, and community members to recognize Indigenous Peoples Day and take

time to deepen their understanding of the history and cultural significance of the Indigenous People and tribes of this land; and

BE IT FURTHER RESOLVED, Metro shall continue its efforts to partner with tribal sovereigns and Indigenous People to promote prosperity and well-being in our community through implementing our programs and activities within the context of honoring and respecting tribal rights, cultural heritage and the pursuit of traditional life-ways for present and future generations.

ADOPTED by the Metro Council this first day of October, 2020.

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Lynn Peterson, Council President

Approved as to Form:

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Carrie MacLaren, Metro Attorney

## **STAFF REPORT**

IN CONSIDERATION OF RESOLUTION NO. 20-5133, FOR THE PURPOSE OF PROCLAIMING OCTOBER 12, 2020 AS INDIGENOUS PEOPLES' DAY IN THE GREATER PORTLAND AREA

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Date: October 1, 2020  
Department: Council Office  
Meeting Date: October 1, 2020

Prepared by: Kate Fagerholm,  
[Kate.Fagerholm@oregonmetro.gov](mailto:Kate.Fagerholm@oregonmetro.gov)  
503-517-6912

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### **ISSUE STATEMENT**

The Metro Council has an opportunity to honor, acknowledge, and celebrate the resiliency of Indigenous communities in this region and beyond by adopting Resolution No. 20-5133 proclaiming the second Monday of every October as Indigenous Peoples' Day in the greater Portland area.

### **ACTION REQUESTED**

Consideration and vote on Resolution No. 20-5133.

### **IDENTIFIED POLICY OUTCOMES**

Advancing the Metro Council's proclamation for the second Monday of each October 2020 to be Indigenous Peoples' Day in the greater Portland area to honor and celebrate the many significant contributions and sacrifices made by Indigenous People and tribes throughout our vibrant community. We encourage all to recognize Indigenous Peoples' Day and take time to deepen their understanding of the history and cultural significance of the Indigenous People and tribes of this land.

### **STAFF RECOMMENDATIONS**

Staff recommends the Metro Council adopt Resolution No. 20-5133.

### **STRATEGIC CONTEXT & FRAMING COUNCIL DISCUSSION**

- Council adoption of this resolution will further Metro's commitment to the goals stated in the Strategic Plan to advance Racial Equity, Diversity and Inclusion, in particular:
  - Metro meaningfully engages communities of color
  - Metro hires, trains and promotes a racially diverse workforce
  - Metro creates safe and welcoming services, programs and destinations
- Council adoption of this resolution will further codify Metro's desire and efforts to build relationships, promote effective communication and coordination, and seek

opportunities for partnership with sovereign tribal partners, and implement its programs and activities within the context of honoring and respecting tribal rights, cultural heritage and traditional life-ways

- Known Opposition/Support/Community Feedback  
None
- Legal Antecedents  
Metro Council Resolution No. 15-4663; Metro Council Resolution No. 16-4748; Metro Council Resolution No. 17-4851; Metro Resolution No. 18-4936; Metro Resolution 19-4992; Resolution No. 19-5036.
- Anticipated Effects  
Metro shall recognize every second Monday in October as Indigenous Peoples' Day and October 12, 2020 will be recognized as the sixth annual Indigenous Peoples' Day in the greater Portland area.
- Financial Implications  
None

## **BACKGROUND**

Metro recognizes the greater Portland area is built upon the ancestral homelands, villages and traditional use areas of the Indigenous People and tribes of this region who have been caretakers of these lands we cherish since time immemorial.

The second Monday in October is recognized by the federal government as Columbus Day. However, Columbus Day is not recognized by the State of Oregon. In 2011, the Affiliated Tribes of Northwest Indians, representing 59 tribes from Washington, Oregon, Idaho, Northern California, Western Montana, and Alaska, and the National Congress of American Indians, the oldest and largest national organization of tribal governments, passed separate resolutions supporting changing Columbus Day to Indigenous Peoples' Day. Since 2015, Metro has joined other local governments including the City of Portland in recognizing the important history and culture of Indigenous People in our community, country, and around the world on the second Monday of October as Indigenous Peoples' Day. It is important for us to never forget Oregon's and the United States' history of violence, forced migration, thefts of lands and resources, broken treaties, termination, relocation, and other assimilative policies that we resolve to never repeat.

In May 2017, the Metro Council adopted an updated Diversity Action Plan, following Council's adoption of the Strategic Plan to Advance Racial Equity, Diversity, and Inclusion in 2016. Together, these policies seek to address systemic inequities and create a more equitable region for all by focusing on racial equity, diversity and inclusion of historically marginalized communities in every aspect of Metro's work.

In recent years Metro has strategically created staff positions such as the Parks and Nature Indigenous Community Liaison and Tribal Policy Advisor to work collaboratively to develop and implement policies and practices that create trust, partnership and enhance access and opportunity with tribal sovereign governments and Indigenous community members. These efforts reflect Metro's commitment to implement its programs and activities within the context of honoring and respecting tribal rights, cultural heritage and traditional life-ways.

Declaring the second Monday of each October and this October 12, 2020 as Indigenous Peoples' Day in the greater Portland area will honor and acknowledge the resiliency of Indigenous communities in this region and beyond. Metro shall continue its efforts to partner with tribal sovereigns and Indigenous People to promote prosperity and well-being in our community through implementing our programs and activities within the context of honoring and respecting tribal rights, cultural heritage and the pursuit of traditional life-ways for present and future generations.

**ATTACHMENTS**

None

Agenda Item No. 5.1

**Ordinance No. 20-1449**, For the Purpose of Authorization and Sale of Metro Supportive Housing  
Revenue Bonds

*Ordinance (First Reading and Public Hearing)*

Metro Council Meeting  
Thursday, October 01, 2020

BEFORE THE METRO COUNCIL

AUTHORIZING THE FINANCING OF ) Ordinance No. 20-1449  
METRO’S IMPLEMENTATION )  
SERVICES EXPENDITURE ) Introduced by Marissa Madrigal, Chief  
) Operating Officer, with the concurrence  
) of Council President Lynn Peterson

WHEREAS, On May 19, 2020, the voters of the Metro region approved Metro’s Supportive Housing Services Ballot Measure 26-210 (the “Measure”), which authorizes Metro to impose a business income tax and personal income tax to fund Supportive Housing Services; and,

WHEREAS, Metro does not currently have the systems in place to efficiency and effectively collect the business income and personal income taxes authorized by the voters to fund Supportive Housing Services (the “Supportive Housing Services Taxes”); and,

WHEREAS, the City of Portland (the “City”) has the expertise to administer a personal income tax as well as a business income tax, and having the City administer Metro’s Supportive Housing Services personal and business income taxes will simplify reporting requirements for businesses in the Metro region and reduce administrative costs for Metro; and,

WHEREAS, Metro and the City have executed an Intergovernmental Agreement for the Collection of Business and Personal Income Taxes (the “IGA”) whereby Metro has agreed to make certain payments to the City for the implementation of a new tax collection software and the collection and administration of the Supportive Housing Services Taxes, including the One-time Implementation Services expenditure (the “One-time Implementation Services Expenditure”); and,

WHEREAS, those payments must be made to the City such that the tax collection infrastructure can be put into place, thereby enabling Metro to pursue the goals of the Measure; and,

WHEREAS, Metro is authorized to issue revenue bonds for a public purpose under ORS 287A.150 (the “Act”) and is also authorized to issue revenue bonds to refund revenue bonds pursuant to ORS 287A.360 to 287A.375, and revenue bonds issued under the Act may be payable from all or any portion of the “revenue” of Metro, as defined in ORS 287A.001(17). ORS 287A.001(17) defines “revenue” to mean all fees, tolls, excise taxes, assessments, property taxes and other taxes, rates, charges, rentals and other income or receipts derived by a public body or to which a public body is entitled; and,

WHEREAS, Metro may authorize revenue bonds under the Act by nonemergency ordinance and may not sell the revenue bonds under the Act until the period for referral of the nonemergency ordinance authorizing the revenue bonds has expired. If a nonemergency



ordinance authorizing the revenue bonds is referred, Metro may not sell the revenue bonds unless the voters approve the revenue bonds.

WHEREAS, it is now desirable to authorize the financing of the One-time Implementation Services Expenditure; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

**Section 1. Revenue Bonds Authorized.**

The Metro Council hereby authorizes the issuance of revenue bonds (the “Bonds”) pursuant to the Act in the aggregate principal amount not to exceed \$28,000,000 to finance the One-time Implementation Services Expenditure and costs related to the Bonds.

**Section 2. Refunding Bonds Authorized.**

Metro may issue revenue bonds to refund the revenue bonds issued pursuant to the authority under Section 1 and pay associated costs pursuant to ORS 287A.360 to 287A.375. The revenue bonds that are authorized by this Section 2 may be issued in amounts that are sufficient to refund the financing that is obtained under Section 1 plus additional amounts sufficient to pay the costs related to issuing the refunding bonds authorized by this Section 2. The revenue bonds authorized by Section 1 and 2 of this ordinance.

**Section 3. Procedure.**

No Bonds may be sold and no purchase agreement for any Bonds may be executed until the period of referral of this nonemergency ordinance has expired. If this ordinance is referred, Metro may not sell the Bonds unless the voters approve this ordinance.

**Section 4. Delegation.**

The Chief Operating Officer or the person designated by the Chief Operating Officer to act under this resolution (the “Metro Official”), on behalf of Metro and without further action by Metro Council, may:

- 4.1 Issue the Bonds in one or more series.
- 4.2 Establish the form, maturity schedules, interest rates, payment and prepayment terms and all other terms of each series of the Bonds.
- 4.3 Execute and deliver a bond declaration or bond purchase agreement for each series of the Bonds specifying the terms under which each series of the Bonds are issued and making covenants for the benefit of the Bond owners and any providers of credit enhancement for the Bonds.
- 4.4 Publish a notice of sale, receive bids and award the sale of each series of the Bonds to the bidder complying with the notice and offering the most favorable terms to Metro, or

select one or more underwriters, commercial banks, or other investors and negotiate the sale of any series with those underwriters, commercial banks, or other investors.

- 4.5 Participate in the preparation of, authorize the distribution of, and deem final any official statement or other disclosure documents relating to each series of the Bonds.
- 4.6 If applicable, undertake to provide continuing disclosure for each series of the Bonds and to comply with Rule 15c2-12 and any other applicable requirements of the United States Securities and Exchange Commission.
- 4.7 Apply for ratings for each series of the Bonds, determine whether to purchase municipal bond insurance or obtain other forms of credit enhancement for each series of the Bonds, enter into agreements with the providers of credit enhancement, and execute and deliver related documents.
- 4.8 Engage the services of paying agents and any other professionals whose services are desirable for the Bonds and negotiate the terms of and execute any agreement with such professionals.
- 4.9 Issue any series of Bonds as “taxable bonds” bearing interest that is includable in gross income under the Internal Revenue Code of 1986, as amended.
- 4.10 Execute and deliver each series of the Bonds to their purchasers.
- 4.11 Execute and deliver any agreements or certificates and take any other action in connection with each series of the Bonds which the Metro Official finds is desirable to permit the sale and issuance of that series of the Bonds in accordance with this ordinance.

**Section 5. Security.**

Pursuant to ORS 287A.315, Metro is authorized to pledge its full faith and credit and taxing power within the limitations of Sections 11 and 11b of Article XI of the Oregon Constitution to pay the Bonds. Metro is not authorized to levy additional taxes to pay the Bonds.

ADOPTED by the Metro Council this 15<sup>th</sup> day of October, 2020.

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Lynn Peterson, Council President

Attest:

Approved as to Form:

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## STAFF REPORT

### IN CONSIDERATION OF ORDINANCE NO. 20-1449, FOR THE PURPOSE OF AUTHORIZING THE SALE OF \$28,000,000 OF REVENUE BONDS FOR SUPPORTIVE HOUSING SERVICES INCOME TAX

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Date: September 22, 2020  
Department: Finance and Regulatory  
Services  
Meeting Date: October 1, 2020

Prepared by: Cinnamon Williams, FPD, x1695  
Presenters: Brian Kennedy, CFO, x 1913

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#### ISSUE STATEMENT

The purpose of this resolution is to authorize the sale of up to \$28,000,000 of revenue bonds late 2020. The ordinance was prepared with the assistance of Metro's bond counsel Hawkins, Delafield & Wood, LLP and Metro's financial advisor, Piper Jaffray.

#### ACTION REQUESTED

Council adoption of Ordinance No. 20-1449.

#### IDENTIFIED POLICY OUTCOMES

Council authorization of the sale of up to \$28,000,000 of Supportive Housing Services Revenue Bonds approved by voters on May 19, 2020.

#### POLICY QUESTION(S)

Is Council ready to authorize the sale of up to \$28,000,000 of bonds to provide funding for the tax collection services to implement the Supportive Housing Services High Earners' Tax?

#### POLICY OPTIONS FOR COUNCIL TO CONSIDER

- Authorize the sale of \$28,000,000 of revenue bonds to fund implementation of tax collection services for the personal and business income taxes approved by the voters in May 2020.
- Reject Ordinance 20-1449 and direct staff to return with a different funding mechanism. This would delay collection of the taxes.

#### STAFF RECOMMENDATIONS

The Chief Operating Officer recommends Council adoption of Ordinance 20-1449.

#### STRATEGIC CONTEXT & FRAMING COUNCIL DISCUSSION

- **Known Opposition/Support/Community Feedback:**  
None
- **Legal Antecedents:**  
Metro may issue revenue bonds pursuant to the authority granted by Metro

Charter Section 10 and ORS 268.520 and the applicable provisions of ORS Chapter 287A and pursuant to the voters' approval of Measure 26-210 at the primary election held on May 19, 2020.

- **Anticipated Effects:**

This action authorizes the issuance of up to \$28,000,000 in revenue bonds for costs associated with tax collection services. It also authorizes the Chief Operating Officer, Chief Financial Officer or their designee to negotiate and sign all documents and conduct the sale and issuance of the bonds.

- **Financial Implications (current year and ongoing):**

The issuance of the bonds will generate funding to pay for tax collection services, as provided by the City of Portland for both implementation of software and additional personnel. Bond proceeds will be recognized in the current fiscal year. Current fiscal year appropriations were approved by Council by adoption of Resolution 20-5121 on July 30, 2020. Payments for debt service will be included in the FY 2021-22 budget and future budgets.

## **BACKGROUND**

### **Parks and Nature Bonds:**

In the May 2020 election, Metro was given a new programmatic responsibility by voters: to collect and oversee regional resources intended to invest in increasing the supportive housing services provided by Multnomah, Washington, and Clackamas counties, and to develop a regional system for providing and evaluating these services across jurisdictional boundaries. This requires Metro to undertake new work, design new programs, and put new systems in place in order to manage these resources and accomplish the intended outcomes. It also requires Metro to collect new taxes to provide the above services.

### Issuance amount

This \$28,000,000 issuance of revenue bonds planned just for this fiscal year to pay for the tax collection services necessary to implement Measure 26-210. Ongoing collection services will be paid for with tax revenue as assessed and collected.

### Ratings Review

Metro currently carries bond ratings of "AAA," the gold standard, from Moody's Investor's Service and S&P Global Ratings. Metro anticipates seeking ratings from both agencies again for this bond sale, a significant work effort for the entire agency, from financial, program and executive staff, to the Council. We are confident that Metro's financial discipline and adherence to our financial policies will be seen favorably and result in confirmation of our highest ratings.

### Impact to Taxpayers

Revenue Bonds will be paid for by the assessed tax from Measure 26-210. Therefore, there isn't additional tax impact to the taxpayer for the Bonds. There is use of resources for the collection that cannot be used for direct program services.

## **ATTACHMENTS**

- Ordinance 20-1449

**Parks Bond Update**

*Work Session Topics*

Metro Council Work Session  
Thursday, October 01, 2020

## 2019 PARKS BOND REFINEMENT UPDATE

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Date: September 23, 2020  
Department: Parks and Nature  
Meeting Date: October 01, 2020

Prepared by: Beth Cohen  
Presenters: Jon Blasher, Scotty Ellis, Beth Cohen

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### **ISSUE STATEMENT**

On November 5, 2019, Greater Portland voters overwhelmingly approved a \$475 million Metro parks and nature bond measure with the following program areas and allocations:

- Protect and restore land (\$155 million)
- Support local projects – “Local Share” (\$92 million)
- Nature in Neighborhood capital grants (\$40 million)
- Take care of Metro parks (\$98 million)
- Create trails for walking and biking (\$40 million)
- Advance large-scale community visions (\$50 million)

As with previous Parks and Nature bonds approved by voters in 1995 and 2006, refinement process will clarify processes for investing bond funds. At the May 19 work session, Parks and Nature staff shared a plan for refinement of the six bond program areas.

This work session will be an opportunity to provide an update on the refinement work. In addition, the bond refinement timeline identifies a fall milestone for staff to seek Council direction on two concepts—a program structure for Advancing Large-Scale Community Visions and a structure for the 2019 Parks Bond Oversight Committee.

### **ACTION REQUESTED**

Provide direction on the initial concepts presented for the Advancing Large-Scale Community Visions Program and the 2019 Parks Bond Oversight Committee.

### **IDENTIFIED POLICY OUTCOMES**

#### Advancing Large Scale Community Visions

The 2019 parks bond includes a program called Advancing Large-Scale Community Visions, which will provide up to \$50 million to help deliver large-scale projects that uplift communities by leveraging nature to achieve benefits such as job opportunities, affordable housing and safe, reliable transportation. \$20 million of this program is set aside for the Willamette Falls Legacy Project.

The parks bond resolution articulates program investments must be one of the following:

- Improve access to nature for people.

- Protect and reclaim rivers, increase tree canopy and/or restore or improve other important natural features in urban areas for the benefit of people and wildlife.
- Create access to nature in a regional or town center, employment area or other areas identified as a priority for investment in Metro's 2040 Growth Concept.
- Foster partnerships between public agencies and between the public and private sectors and/or catalyze private investment by focusing public investments and efforts on specific priority projects.
- Meet a need identified by communities of color, Indigenous Communities, people with low incomes and other historically marginalized communities.
- Complement investments in affordable housing and transit or active transportation projects.

At the October 1 work session, Parks and Nature staff will present a recommendation on structure and decision-making for this program that reflects the criteria and what we've heard from Council so far, and allows for subsequent direction from Council.

#### 2019 parks bond oversight committee

Independent community oversight has been essential to Metro's accountability and delivery on promises made to voters in each of our funding measures. The 2019 parks bond provides an opportunity to set a new standard for inclusive, equitable community oversight built on lessons learned from Metro's work with previous oversight committees.

The independent committee will be charged with reviewing progress in the implementation of the 2019 parks bond, including protection of land, local and community project implementation, capital construction of Metro park and regional trail projects, and grant program administration as well as on how the bond implementation is meeting racial equity, community engagement and climate resilience criteria.

At the October 1 work session, Parks and Nature staff will present a recommendation on committee structure, membership and recruitment that reflects direction from the bond resolution and feedback from Council.

### **POLICY OPTIONS FOR COUNCIL TO CONSIDER**

The Council's policy direction is reflected in the 2019 parks bond resolution. Staff are advancing that policy direction through the implementation of the refinement work plan. This work session is dedicated to review key refinement milestones.

### **STAFF RECOMMENDATIONS**

See accompanying memos on Advancing Large Scale Community Visions and the 2019 Parks Bond Oversight Committee

### **POLICY QUESTION(S)**



How does the recommendation outlined in the accompanying memo for the community visions program structure align with the expectations of the Metro Council?

How does the recommendation outlined in the accompanying memo for the 2019 Parks Bond Oversight Committee align with the expectations of the Metro Council?

Does Council have feedback, questions or concerns about the rest of the parks bond refinement update as presented, or have additional requests for follow up?

## **STRATEGIC CONTEXT & FRAMING COUNCIL DISCUSSION**

*Bond criteria:* The bond resolution includes three overarching criteria—advancing racial equity, climate resilience and community engagement. The community visions program is one of a few bond programs—capital grants, participatory grant-making pilot and the to-be defined pilot for community-led land acquisition—that would provide opportunities for community to shape recommendations for investment in a direct and meaningful way.

*Regional Investment Strategy:* Continued coordination with the Affordable Housing bond, the Supportive Housing Services program and the proposed Get Moving 2020 measure is increasingly important during the community visions program development and recruitment for the parks bond oversight committee.

*COVID and upcoming furloughs:* Metro staff will be working on reduced schedules through the fall. Our partners are likely to be busy juggling the many and varied demands of this moment, and we'll be sensitive with asks for their time and energy.

## **BACKGROUND**

At the May 19 work session, Metro Council reviewed the proposed timeline for the bond refinement work and provided the following feedback:

- Target bond investments to benefit communities most disproportionately impacted by COVID in the short term within the limitations of the bond.
- Expedite the scoping work for complex community visions program.
- Explore expediting the capital grants program and the participatory grant-making pilot.

Staff can share progress in advancing refinement and being responsive to Council direction.

## **ATTACHMENTS**

- Is legislation required for Council action?  Yes  No
- If yes, is draft legislation attached?  Yes  No
- What other materials are you presenting today?

Recommendation for Advancing Large Scale Community Visions program (attached)  
Recommendation for 2019 Parks Bond Oversight Committee (attached)

# Memo



**Metro**

600 NE Grand Ave.  
Portland, OR 97232-2736

Date: September, 15, 2020  
To: Council President Peterson and Metro Councilors  
Subject: Recommendation for 2019 Parks Bond Oversight Committee

## **Purpose and background**

Independent community oversight has been essential to Metro's accountability and delivery on promises made to voters in each of its funding measures. The Natural Areas and Capital Program Performance Oversight Committee, which gives the Metro Council and the region an independent, outside review of the 2006 natural areas bond and capital projects funded by Metro's local option levy, is slated to sunset at the end of 2020.

This memo outlines a staff recommendation on the structure of a new independent oversight committee for the 2019 parks bond to ensure effective oversight and accountability. Direction from Council on these recommendations will allow for the launch of member recruitment in fall 2020.

## **What we've heard**

Feedback from the Metro Council and the 2006 Natural Areas and Capital Program Performance Oversight Committee included the following themes:

- Rigorous and independent oversight from a group that brings a diversity of knowledge, experience and perspectives on Metro and its work is essential.
- The 2019 parks bond provides an opportunity to set a new standard for inclusive, equitable community oversight. The membership and focus of the 2019 Parks Bond Oversight Committee should reflect the values of racial equity, climate resilience and community engagement that were instrumental in guiding the development of the bond measure.
- Utilize lessons in proactive and broad member recruitment, meaningful onboarding and providing tools for effective oversight learned from seating and supporting oversight committees for the 2006 natural areas bond, 2008 zoo bond, the 2018 affordable housing bond and the 2020 supportive housing services measure.

## **Recommendation: Committee purpose and structure**

An independent 2019 parks bond oversight committee would provide oversight on the following:

- Review progress in the implementation of the bond measure, including protection of land, local and community project implementation, capital construction of Metro park and regional trail projects and grant program administration.
- Ensure that the refinement and implementation of the parks bond is in alignment with the direction set by the Metro Council and approved by the voters of the region in protecting water quality and habitat and connecting people to nature as well as the three bond-wide criteria—racial equity, community engagement and climate resilience.

# Memo



**Metro**

600 NE Grand Ave.  
Portland, OR 97232-2736

- As is the case with the Natural Areas and Capital Program Performance Oversight committee, provide oversight on capital projects funded by the local option levy.
- Work with staff to develop a set of outcomes and metrics through which to evaluate the success of bond implementation.

In order to build stable membership, deepen expertise and provide ongoing opportunities for new members, staff recommends that the Metro Council, upon establishing the committee, set a charter with staggered terms for all members, term limits and an identified Chair.

## **Recommendation: Committee membership**

In order to build a group that can provide effective oversight on all aspects of the 2019 parks bond, staff recommend a committee of 13-17 members that have **an understanding of and strong commitment to advancing racial equity** and **represent one or more of the following kinds of knowledge and experience, among others:**

- Experience in the following areas: finance, land acquisition, construction, environmental law, working lands and conservation
- Experience and understanding of needs of the disability community
- Experience and understanding of Tribal sovereignty issues
- Representation from the urban Indigenous Community
- Representation from all three counties in the region
- Representation from the region's culturally specific community based organizations
- Representation from the Parks and Nature Equity Advisory Committee

In order to ensure continuity and context from the 2006 natural areas bond and the 2019 parks bond development, staff recommend including ex officio members comprised of:

- Representation from the Metro Council
- Representation from the Natural Areas and Capital Program Performance Oversight Committee

## **Recommendation: Recruitment strategies and methods**

In order to ensure that the membership reflects the bond values around racial equity and community engagement, staff recommend a proactive and far-reaching recruitment process:

- Utilize a simple application form on the Metro website
- Focus targeted engagement for soliciting applications from culturally specific community partners and other historically marginalized communities
- Seek Council engagement in recruitment efforts and solicit individual Councilor feedback throughout the application review processes, in addition to regular consultation with the Council liaisons
- Coordinate with other Regional Investment Strategy measures around targeted engagement for recruitment, to enable a more holistic approach to multiple oversight and engagement opportunities across the measures

# Memo



**Metro**

600 NE Grand Ave.  
Portland, OR 97232-2736

Date: September 16, 2020  
To: Council President Peterson and Metro Councilors  
Subject: Advancing Large-Scale Community Visions Program – staff recommendation

## **Purpose and background**

The 2019 parks and nature bond includes the development of a new program: Advancing Large-Scale Community Visions. This program includes up to \$50 million to fund large-scale, regionally significant, and catalytic investments that connect parks and nature with other community assets such as transportation and affordable housing. During bond development, the Metro Council allocated \$20 million from this program to the Willamette Falls Legacy Project. This leaves up to \$30 million unallocated, to implement a program structure in alignment with Council's direction.

This memo presents a recommendation for the structure and community involvement for the program.

## **Recommendation summary**

To align with the core program principles, Metro Council guidance, and community desires, Metro staff recommends that the Advancing Large-Scale Community Visions program be structured in two phases:

1. Council directed, rapid funding allocation process to address current regional economic conditions
2. Community-centered project identification and funding allocation process to create meaningful opportunities for historically marginalized communities to shape investments

## **Reminder**

**Fundamental program principles** – These principles were core to the creation of this program area during the development of the 2019 bond:

- Advance racial equity through bond investments by meaningfully engaging with communities of color, Indigenous Communities, people with low incomes and other historically marginalized communities in planning, development and selection of projects
- Advance the Regional Investment Strategy by complementing investments in affordable housing and transit or active transportation projects
- Center marginalized communities by prioritizing projects identified by communities of color, Indigenous Communities, people with low incomes and other historically marginalized communities
- Foster public and private partnership to create nature access in regional-scale development projects

**Community feedback** – These program-related themes were identified over nine months (August 2018 – May 2019) of community engagement leading up to the development of the bond legislation:

- Coordinate with affordable housing and transportation investments to stabilize neighborhoods and reduce displacement
- Seek beneficial partnerships in education, public health and economic and neighborhood prosperity
- To truly achieve racial equity outcomes, communities of color must be integrally engaged as Metro and its partners develop the bond measure, shape projects and carry them out
- Prioritize projects that partner with culturally-specific and historically marginalized communities
- Parks and nature bond investments must coincide with other anti-displacement measures
- Promote opportunities that will strengthen Metro's relationship with Indigenous Communities

**Metro Council guidance** – The following is a set of general parameters that Metro Councilors have recommended to staff in recent individual briefings:

- Fund large-scale projects that have already completed the development and design stages and cleared certain thresholds of risk assessment; this program is not intended to seed project development
- Ensure the funds available for allocation are significant enough to achieve the outcomes articulated for this program; don't divide funds in too-small pots
- Invest program funds to assist regional economic conditions, acknowledging urgent need
- Use this process to create opportunities for historically marginalized communities to participate and help shape recommendations about investments
- Prioritize projects with anti-displacement strategies and/or objectives
- Balance investments from the program throughout the region

### **Staff recommendation— Two-phased program**

**Phase 1 – Rapid funding allocation into large-scale, catalytic projects to address current regional economic conditions.**

#### Overview

Phase 1 would be a Metro Council directed process to review and select large-scale, catalytic projects to receive immediate funding. The phase would include an expedited solicitation process to retrieve the set of projects that would be under consideration by Council.

Staff recommends that the funding allocation for this phase be within the range of \$10 to \$20 million, leaving sufficient funds to implement an impactful community-centered approach outlined in Phase 2.

#### Decision-making process

Solicitation of projects for this phase would involve a letter of interest proposal process. Submitters of proposals would describe how their project meets the criteria set for project selection identified in the bond resolution and further articulated by the Metro Council.

A subcommittee, comprised of three Metro councilors, would review and select recommended projects and allocation amounts that would then be submitted to the full Metro Council for consideration and approval.

#### Timing

If Council confirms this recommendation, the projected timeline for phase 1 is fall 2020 to spring 2021.

**Phase 2 – Community-centered project solicitation and identification for investment in large-scale, catalytic projects.**

#### Overview

This phase would involve a community working group including a Council member who would be deeply engaged in solicitation and review of a number of large-scale projects to consider for funding.

The funding allocation for this phase would be limited to the remaining dollars in the program after accounting for the Willamette Falls Legacy Project and the phase 1 rapid funding allocation process.

### Membership

The community working group would consist of seven to nine individuals. This group would include a Council member and have strong representation from culturally-specific and historically marginalized communities. It should also allow for jurisdictional partners and other voices at the table. Membership would involve an application process where staff would review and build a recommendation of members for Council to consider and approve.

Responsibilities of this group would be to help lead engagement of the public in unearthing and soliciting a number of projects that meet a Council-approved framework. Members would also work together to build upon or connect solicited projects to strengthen their potential impact. Lastly, members would act as conduits to the community to direct solicited projects that do not meet Council-approved framework to other funding opportunities offered by the bond. Supporting the work of this group will require a significant amount of staff time and other resources.

### Decision-making process

The community working group, once seated, would provide recommendations to Metro Council for consideration and approval in accordance with project selection criteria identified in the bond resolution and further articulated by Metro Council prior to the beginning of this phase.

### Timing

If Council confirms this recommendation, the community working group could be convened as early as winter 2021/2022.

### **Implementation and next steps**

Once staff have received initial direction from Council, next steps could include identifying staffing and resources to support this work, working with the Council President to think about the Council subcommittee in phase 1 and continuing to get Council direction on criteria, parameters and types of projects for both proposed phases.

In addition, both proposed phases would work to involve the parks and nature staff to closely collaborate with Parks and Nature Director Jon Blasher and Planning and Development Director Elissa Gertler as well as the Government Affairs and DEI teams to ensure alignment with other Regional Investment Strategy measures. In addition, program staff in Parks and Nature (and perhaps other departments) could provide technical assistance to the potential projects as part of the review process.

Materials following this page were distributed at the meeting.



Metro

# 2019 Parks and Nature bond refinement

October 1, 2020



# Agenda

1. Parks bond refinement review and update
2. Recommendation on structure for new parks bond oversight committee
3. Recommendation on community visions program structure
4. Questions for Council



# Bond Measure Principles

- Serve communities through inclusive engagement, transparency and accountability.
- Advance racial equity through bond investments.
- Protect clean water for people, fish and wildlife.
- Protect and restore culturally significant native plant communities.
- Protect, connect and improve habitat for native fish and wildlife.
- Take care of what we have.
- Make parks and natural areas more accessible and inclusive.
- Connect more people to the land and rivers of our region.
- Invest in trails for biking and walking.
- Support community-led parks and nature projects.
- Make communities more resilient to climate change.

# Bond Criteria

- Racial equity
- Climate resilience
- Community engagement



# Bond Program Areas

- Land investments and restoration, \$155 million
- Metro park improvements, \$98 million
- Nature in Neighborhoods capital grants, \$40 million
- Local parks and nature projects, \$92 million
- Walking and biking trails, \$40 million
- Advancing large scale community projects, \$50 million



# Council feedback in May 2020

- Support the proposed refinement timeline
- Affirm commitment to meaningful engagement throughout refinement
- Where possible, expedite programs that get money into the community
- Use bond as an economic driver

# What we've been doing

- ✓ Expediting program development for local share, grants and community visions
- ✓ Contract and workforce equity strategy
- ✓ Building partnerships to invest in our community partners through the refinement work



# Current refinement timeline

## Metro Parks and Nature bond refinement timeline

October 2020 - proposed high-level milestones subject to change, refinement timeline expected to continue through 2021

Anticipated Council action

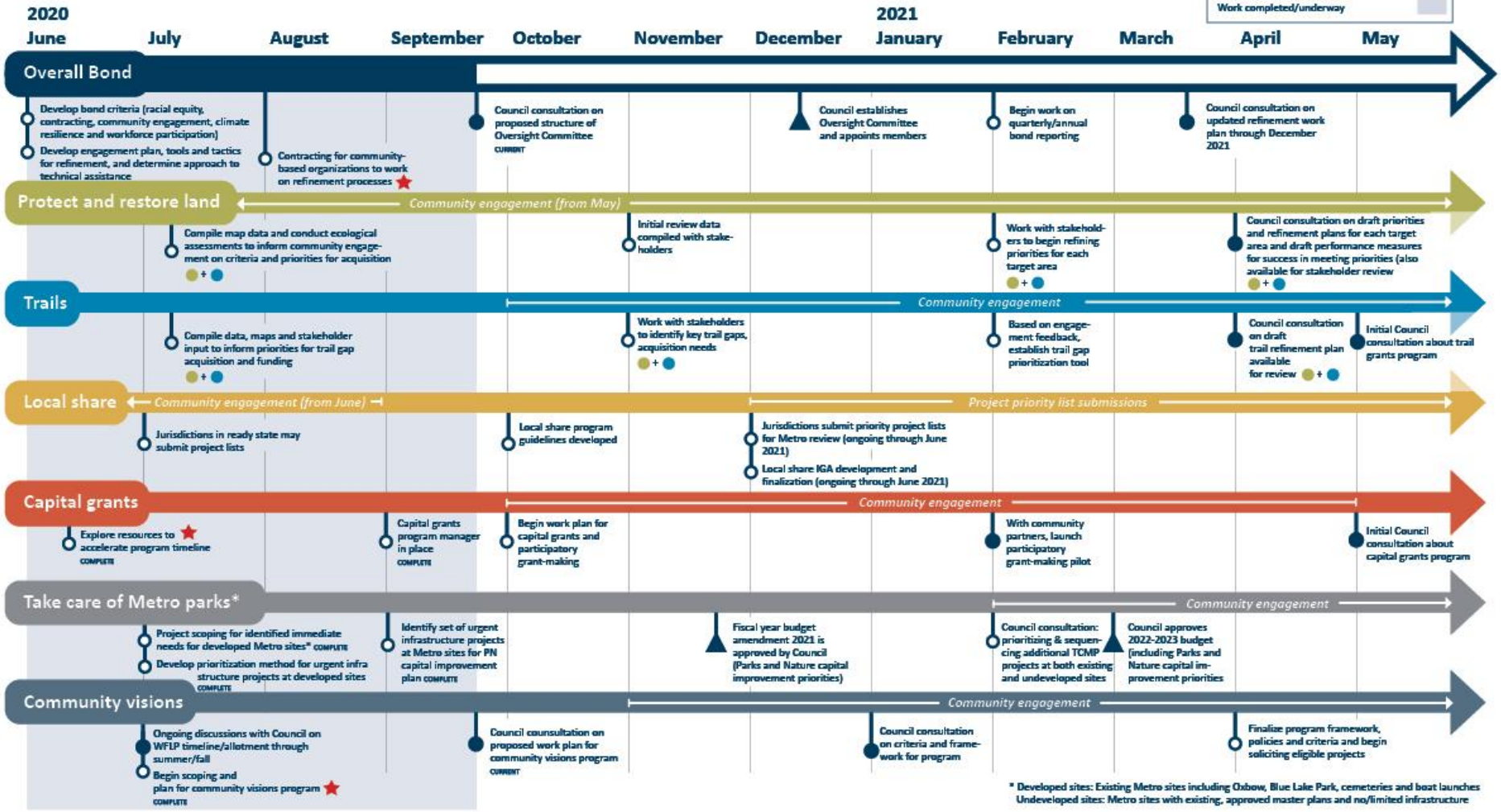
Anticipated refinement milestone (marked at starting points)

Council consultation (via briefing/work session as Council directs)

Joint work across programs (color coded by program)

Adjustments to timeline in response to Council direction

Work completed/underway



\* Developed sites: Existing Metro sites including Oxbow, Blue Lake Park, cemeteries and boat launches  
Undeveloped sites: Metro sites with existing, approved master plans and no/limited infrastructure

# Independent oversight committee for the 2019 parks bond

- Provide oversight on bond progress, capital projects funded from the levy
- Build on models and lessons learned from other Metro seated oversight committees





# Set new standard for inclusive and equitable oversight

- 13-17 members with diverse, complementary backgrounds, knowledge
- Online application
- Targeted outreach to culturally specific and other marginalized communities
- Application review by Metro staff and leadership, Council input throughout

# Oversight committee: Council involvement

- Member recruitment and feedback during application review
- Appoint chair and members and establish charter
- Ex officio(s) on committee



# Questions for Council

Does the proposal for the 2019 parks bond oversight committee align with Council's expectations?



# Community visions: background and framing



# Community visions: question

How does this proposal for program structure align with Council expectations for the program?



# Community visions: Council guidance

- Fund large-scale projects that have already completed the development and design stages
- Ensure the funds available for allocation are significant
- Invest program funds to assist regional economic conditions
- Create opportunities for historically marginalized communities to participate and help shape recommendations about investments
- Prioritize projects with anti-displacement strategies and/or objectives
- Balance investments from the program throughout the region

# Community visions: program structure proposal

Two phase allocation process

1. Council sub-committee
2. Collaborative community table

# Community visions: program structure proposal

## Phase 1 – Metro Council directed

- **Premise:** An expedited solicitation process to identify possible projects for Council consideration for investment
- **Phase components:**
  1. Council approves staff developed criteria and guidelines
  2. Solicitation of letter of interest
  3. Council sub-committee to review proposed projects and submit an investment recommendation to the full Council



# Community visions: program structure proposal

## Phase 2 – Community collaboration

- **Premise:** A community working group (includes Council member) deeply engaged in solicitation and review of projects to consider for funding.
- **Phase components:**
  1. Council approves staff developed criteria and guidelines
  2. Community working group
  3. Community driven and involved solicitation process
  4. Working group to review proposed projects and submit an investment recommendation to the full Council

# Pending Council direction, potential next steps

## **Fall-winter 2020**

- Council approve specific criteria and guidelines for Phase 1
- Council establishes Council sub-committee for Phase 1

## **January 2021 and beyond**

- Finalize staffing plan
- Establish solicitation process

# Community visions: question

How does this proposal for program structure align with Council expectations for the program?

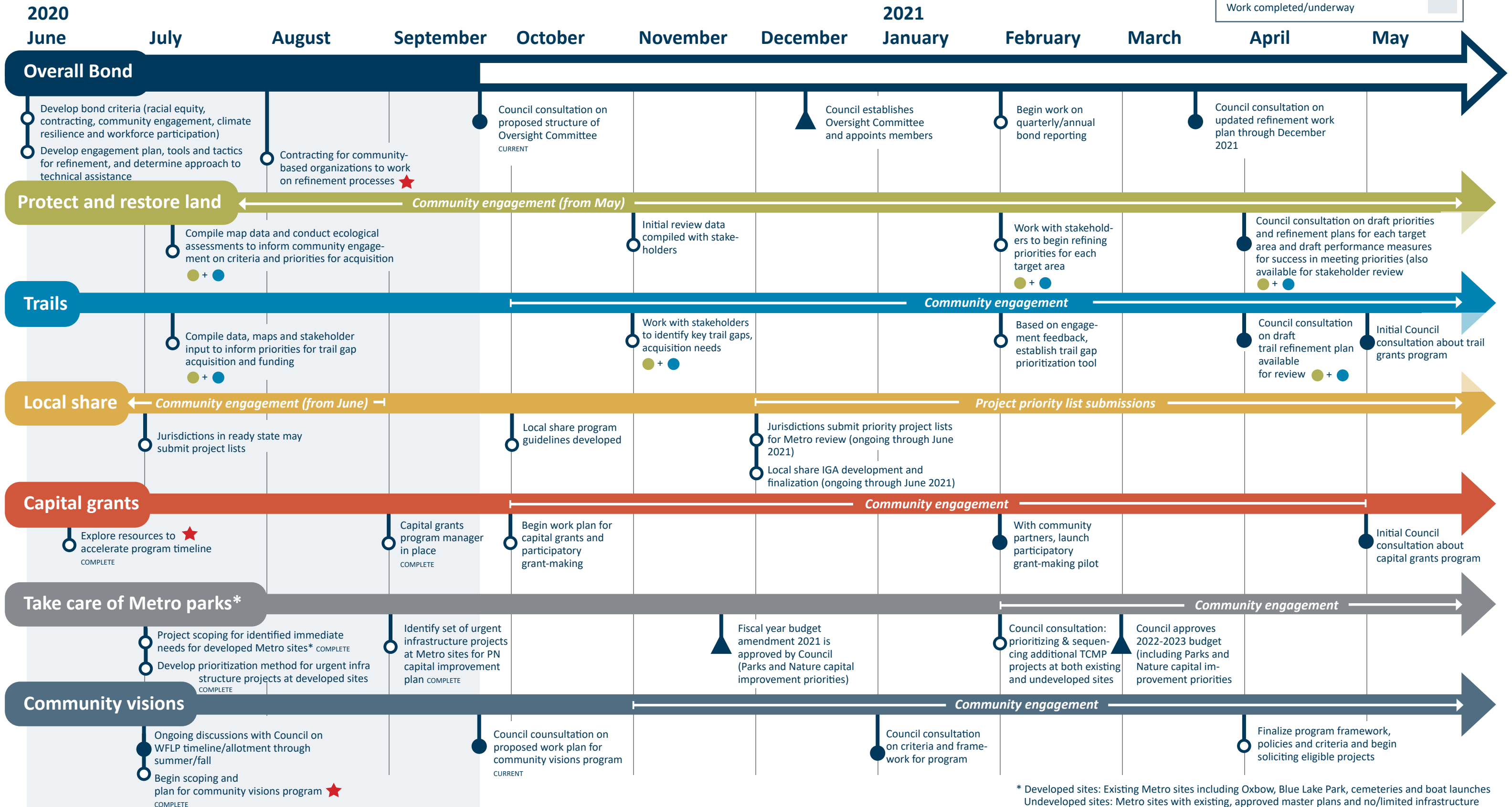




# Metro Parks and Nature bond refinement timeline

October 2020 - proposed high-level milestones subject to change, refinement timeline expected to continue through 2021

- Anticipated Council action
- Anticipated refinement milestone (marked at starting points)
- Council consultation (via briefing/work session as Council directs)
- Joint work across programs (color coded by program)
- Adjustments to timeline in response to Council direction
- Work completed/underway



\* Developed sites: Existing Metro sites including Oxbow, Blue Lake Park, cemeteries and boat launches  
Undeveloped sites: Metro sites with existing, approved master plans and no/limited infrastructure



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*Via Email*  
September 30, 2020

Council President Lynn Peterson  
Deputy Council President Juan Carlos González  
Councilor Shirley Craddick  
Councilor Christine Lewis  
Councilor Craig Dirksen  
Councilor Sam Chase  
Councilor Bob Stacey  
Metro  
600 NE Grand Ave  
Portland, OR 97232

**Re: Reject Ordinance 20-1449 and delay implementation of Supportive Housing Services income taxes**

Dear Council President Peterson, Deputy Council President González, and Councilors:

I urge Metro Council to reject Ordinance 20-1449. More importantly, I urge Council to delay implementation of Metro's Supportive Housing Services income taxes that are scheduled to go into effect January 1, 2021.

**Outrageous implementation and collection costs**

The ordinance would authorize the sale of up to \$28 million in revenue bonds. The funds would be used to implement, impose, and collect Metro's new personal and business income taxes. When Metro was considering these taxes, I warned you that the implementation and collection costs would be huge. In one forum, Councilor González agreed with my estimate of \$15-20 million. We both were wrong—\$28 million is a staggering sum far in excess of even the most aggressive expectations.

The amount is all the more outrageous because Council President Peterson repeatedly gave the impression that the City of Portland's collection system was already in place and wouldn't require significant additional expenditures. In addition, last week Metro's posted a [FAQ](#) for the taxes that claims:

The City currently administers business taxes for Portland and Multnomah County, as well as other taxes. The City also has experience administering the Multnomah County personal income tax (“ITAX”, 2003-2005). The City has the experience, the technical capability and a scalable team to allow for collection of these taxes for Metro.

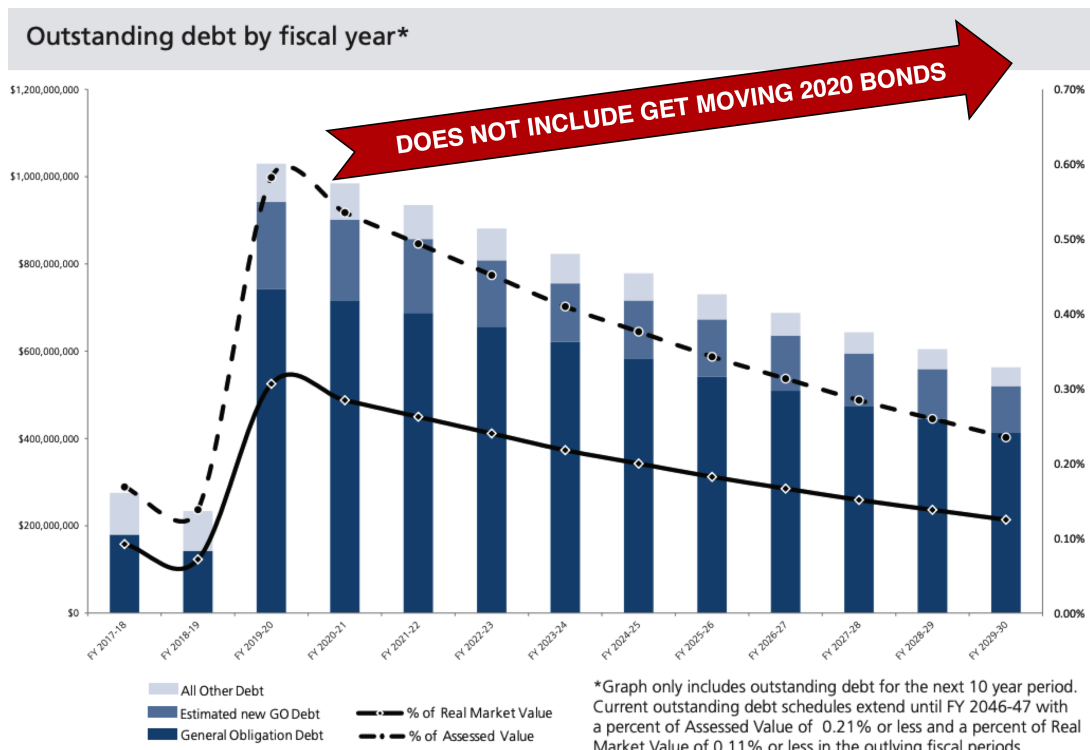
**Metro is deep in debt and getting deeper**

Perhaps even more outrageous than the dollar amount is the fact that Metro is in such dire financial condition that it must turn to the bond market to borrow the money.

As you know, since this Council took office in 2019, Metro’s debt has more than quadrupled and currently has more than \$1 billion in outstanding debt. Approximately 1-in-6 dollars spent by Metro goes toward debt service. Every dollar spent on debt service is a dollar that can’t be spent on the core services voters expect Metro to perform.

During Metro Council meetings to refer the “Get Moving 2020” payroll tax to voters, Council President Lynn Peterson indicated if the measure passes, she intends Metro to “immediately” issue bonds backed by the anticipated payroll tax revenues. While she doesn’t say how big the bond issue would be, it could easily double Metro’s outstanding debt to something more than \$2 billion.

While waiting for the payroll tax revenues to roll in sometime in 2022, Metro will again be under enormous pressure to raise taxes, fees, and charges just to cover the increased debt service costs. How much do you think you can raise taxes on your voters before they say, “Enough is enough”?



### **Metro’s revenue bonds are no “gold standard” of quality**

You should pay special attention to the staff report for Ordinance 20-1449. It claims, “Metro currently carries bond ratings of ‘AAA,’ the gold standard, from Moody’s Investor’s Service and S&P Global Ratings.” This is not entirely truthful as it conflates the bond ratings on Metro’s *general obligation* (“GO”) bonds with the ratings on its *revenue* bonds. Because Ordinance 20-1449 would authorize the sale of revenue bonds, Metro’s GO bond ratings are irrelevant.

According to the 2020-21 fiscal year budget you approved, Moody’s rates Metro’s revenue bonds as “Aa3,” which is not “the gold standard.” In fact, “Aa3” is the weakest of Moody’s high quality ratings, which is four steps below the strongest creditworthiness and only one step “above average.”

Metro’s revenue bonds are tied to transient lodging tax revenue associated with the Convention Center Hotel. The [New York Times](#) mentions the Convention Center while reporting about the pandemic-related plunge in convention hotel travel that has put municipal bonds, such as Metro’s, at risk of default.

You are taking an unnecessary risk authorizing revenue bonds at this time, with no assurance of how much revenue will be generated by the income taxes.

### **Metro’s misplaced priorities and mismanagement**

Metro gets 57% of its revenues from running commercial enterprises ([CAFR](#), p. 17). These revenues include fees from solid waste disposal at Metro’s two transfer stations and MERC revenues at four visitor venues: Oregon Convention Center, Oregon Zoo, Portland’s Centers for the Arts, and Portland Expo Center. Less than 30% of Metro’s revenues come from property and excise taxes.

Over the past few years, Metro has been running these enterprises into the ground. In the 2017-18 fiscal year, Metro’s commercial enterprises provided nearly \$10 million in income to support the agency’s other operations and programs. However, in 2018-19—when the economy was still booming and the current council took office—Metro’s business activities managed to *lose* money. The pandemic has made things worse. In this fiscal year, Metro expects its commercial enterprise to lose nearly \$40 million.

Metro has completely misplaced its priorities. Instead of focusing on its core obligations, it has spent the last two years expanding its mission by chasing expensive new programs funded with new and increasing tax burdens on its constituents.

### **Reject Ordinance 20-1449 and delay implementation of Supportive Housing Services income taxes**

This Council must step back from the messes it has made for itself and Metro as a whole. Spend your next two years recovering Metro from the pandemic’s financial hit and focusing on the organization’s mission, not its mission creep.

There is no reason to charge full speed ahead on the Supportive Housing Services measure. You're not missing out on federal matching funds. There's no major infrastructure project that'll be put on hold. You'll be giving a much needed break to your tax weary and struggling constituents. And, you'll save yourselves from being known as the Council that created the most hated tax since Portland's Arts Tax.

Respectfully submitted by,

A handwritten signature in black ink, appearing to read "Eric Fruits". The signature is stylized and cursive.

Eric Fruits, Ph.D.



# Memo



**Metro**

600 NE Grand Ave.  
Portland, OR 97232-2736

Date: Thursday, Oct. 1, 2020  
To: Metro Council  
From: Brian Kennedy, Chief Financial Officer  
Subject: Response to Cascade Policy Institute Testimony for Ordinance 20-1449

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The written testimony from the Cascade Policy Institute includes multiple inaccuracies. Responses are organized by the letter's headers for clarity, but do not reflect agreement with the statements made therein.

## Outrageous implementation and collection costs

- The implementation cost estimate is \$21.9 million. Staff are including a 25% contingency which brings the total to \$27.4 million. Metro will pay actual costs; any unused contingencies will not be billed to Metro.
- The implementation costs are significant, but implementing a tax collection system from scratch would cost far more. The City recently implemented a new tax collection software system and has significant in-house staff expertise. Implementing a similar software system at Metro and hiring a new staff team would be significantly more expensive than the current proposal.

## Metro is deep in debt and getting deeper

- The statement "Every dollar spent on debt service is a dollar that can't be spent on the core services voters expect Metro to perform" is not accurate. The vast majority of Metro's debt service payments are backed by dedicated revenue sources that can only be spent on debt service. Property taxes authorized by voters to repay general obligation bonds cannot legally be spent for other purposes.
- Similarly, the debt service for this bond issuance is backed by a dedicated revenue source and cannot be spent on other Metro services.
- The need for this debt issuance is not related to Metro's financial condition. Reserves in other funds cannot be legally be spent on other services (e.g. solid waste reserves). This is a new program with no existing revenue stream, so debt issuance is a reasonable method to fund implementation of the means to begin collecting those revenues.

## Metro's revenue bonds are no "gold standard" of quality

- It is true that Metro's ratings for our general obligation bonds are different than the rating for Metro's most recent revenue bond issuance. That revenue bond was to support the Convention Center hotel project and was backed exclusively by revenues from the Visitor Facilities Trust Account and Multnomah County's excise tax fund. Staff is requesting to pledge Metro's full faith and credit obligations for repayment of these bonds in addition to the revenue from the personal and business income taxes. Metro also pledges the agency's full faith and credit obligations for any general obligation bonds issued.

- Metro's last non-general obligation debt issuance backed by Metro's full faith and credit obligations also received a AAA rating from S&P Global Ratings in 2018.
- Moody's investor's service recently reviewed the rating for the Convention Center hotel bonds and did not downgrade them from their current Aa3 rating. They did assign a negative outlook for the bonds. The final credit opinion stated that the bonds "...are supported by strong reserves available for debt service, historically robust coverage and solid mechanisms for repayment of the bonds."

#### Metro's misplaced priorities and mismanagement

- The statement "Metro's commercial enterprises provided nearly \$10 million in income to support the agency's other operations and programs." is not accurate. Net revenue from Metro's enterprise operations cannot legally be spent to support other operations and programs. Those enterprise operations reimbursed Metro's General Fund for central business services and general management. Any net revenue from those operations stays with the enterprise that generated it.
- The change in net position in the enterprise operations (shown on page 17 of Metro's Comprehensive Annual Financial Statement) is not a result of "losing money." It is primarily a reflection of funding the Convention Center's recent renovation with accumulated fund balance reserves designated for that purpose.

Cc: Marissa Madrigal, Chief Operating Officer



Date: October 1, 2020  
From: Audubon Society of Portland  
To: Metro Council  
Re: 2019 Greenspace Bond Measure Implementation

Dear Chair Peterson and Metro Councilors.

I am writing on behalf of the Audubon Society of Portland to provide input into the work session on the 2019 Bond Greenspace Measure that is occurring this afternoon. We understand that there is no formal testimony associated with this work session but we hope you will consider our comments as you move forward.

Audubon has been a longtime partner of Metro dating back to the inception of the Metro Greenspace Program. We have partnered with Metro on greenspace bond measures in 1991, 1995, 2006 and 2019 as well as Metro greenspace levees in 2013 and 2016. During the 2019 Greenspace Bond Measure, Audubon served on various committees related to the bond measure including the campaign steering committee, stakeholder table and community cohort, donated and raised money to support the campaign, attended editorial board interviews, mobilized volunteers and actively promoted passage through our outreach and communication channels. We conveyed to our 17,000 members in the Portland Metro Region that we viewed passage of the bond measure to be the highest conservation priority for the region during the second half of 2019.

**The following are some general issues related to bond measure implementation to date as well as some specific issues pertaining to the information before you today.**

**Communication and Engagement:** We very much recognize and appreciate the unprecedented challenges presented by the Covid-19 pandemic. However, we are disappointed that in the nearly eleven months since the Bond Measure was passed by the voters, other than a couple of general bond measure newsletters, Metro has not reached out a single time. This stands in stark contrast with prior Metro bonds and levy's where we felt that Metro did a good job of moving quickly to refinement and implementation as well as maintaining and strengthening connections with community partners and stakeholders who helped develop and pass the measures. Audubon has reached out to Metro on several occasions and been given various timelines for the initiation of the refinement process, but those timelines have now passed without any further communication.

**Protection of Natural Areas within the Urban Interior:** One significant deficiency in the bond measure that we noted at the time it was referred to voters was the lack of specificity on acquisition target areas

within the urban interior. Unlike prior Metro Bond Measures which delineated specific target areas both within the urban interior and closer to the urban growth boundary, the 2019 Bond Measure simply covered the entire urban interior landscape with a gray box, with the understanding that priority target areas would be determined post passage. We were assured by staff that the refinement of this element of the bond measure would be prioritized after the election. To the best of our knowledge, as we approach the first anniversary of passage, there has been no movement on this issue.

**Oversight Advisory Committee:** We are surprised by the degree to which habitat, fish and wildlife, climate, natural area management, water quality and environmental education are completely ignored in the composition of this committee. In fact, in reading the composition of the committee, one would be very hard pressed to recognize that this committee has anything to do with a bond measure focused on the acquisition, protection, restoration and activation of natural areas. Of the seven bullets delineating the membership of the committee, the only vague reference that indicates any connection to natural resources, is the inclusion of the term “conservation” at the end of the first bullet, after a string of other priority skills including finance, land acquisition, construction, environmental law and working lands. Land acquisition to benefit fish and wildlife, water quality and access is at the core of this measure and represents the largest funding bucket. It is important that the composition of the oversight advisory committee adequately incorporate expertise that reflects this priority.

**Advancing Large Scale Community Projects:** Again we are surprised by the degree to which nature seems to be little more than an afterthought in this document. This element of the bond measure was portrayed to the public during the campaign as “catalytic investments that connect parks and nature with other community assets such as transportation and affordable housing.” However, nothing in this document gives any indication of how parks and nature actually fit into the implementation of this program. As with the Oversight Advisory Committee, the Large Scale Community Projects Advisory Committee also appears to ignore inclusion of members with expertise in habitat, fish and wildlife, climate, natural area management, water quality and environmental education. This element of the bond measure received some of the highest levels of scrutiny during the campaign due to its somewhat amorphous description; we are concerned that the document being presented to council today suggests that the connections between “community projects” and “nature” may have become even more tenuous.

Again, we very much appreciate the challenges presented by the Covid-19 crisis. We offer these comments in the hopes that they will help inform implementation going forward. Thank you for your consideration of these comments.

Respectfully

A handwritten signature in black ink that reads "Bob Sallinger". The signature is written in a cursive, slightly slanted style.

Bob Sallinger  
Conservation Director  
Audubon Society of Portland