

Metro

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



Metro

Minutes

Thursday, December 10, 2020

2:00 PM

<https://zoom.us/j/615079992>

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

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

There was none.

3. Consent Agenda

A motion was made by Councilor Craddick, seconded by Councilor Dirksen, to adopt items on the consent agenda.

The motion passed by the following vote:

Aye: 6 - Council President Peterson, Councilor Chase, Councilor Craddick, Councilor Dirksen, Councilor Lewis, and Councilor Gonzalez

Abstain: 1 - Councilor Stacey

- 3.1 Considerations of the Council Meeting Minutes for December 3, 2020
- 3.2 Resolution No. 20-5145, For the Purpose of Confirming the Appointments of Jessica Stetson, Wilson Munoz and Yousif Ibrahim as Community Representatives to the Transportation Policy Alternatives Committee.
- 3.3 Resolution No. 20-5150, For the Purpose of Accepting the November 3, 2020, General Election Abstract of Votes for Metro

4. Resolutions

- 4.1 Resolution No. 20-5143, For the Purpose of Metro Council's Acceptance of the Results of the Independent Audit for Financial Activity During Fiscal Year Ending June 30, 2020.

Presenter(s): Brian Evans, Metro
Brian Kennedy, Metro
Ashley Osten, Moss Adams

President Peterson introduced Brian Evans, Brian Kennedy, Ashley Osten, Jim Lanzarotta and Janel Smoot to present Resolution No. 20-5143. Mr. Lanzarotta reviewed the five key auditing areas of the 2020 Audit Report. Ms. Osten

summarized the required communications that took place between the Metro Audit Committee and Moss Adams. Ms. Snoot reviewed the best practice recommendations and updates to the recommendations from last year's report. Ms. Osten provided an accounting update and shared two new standards: GASB 96 and GASB 97.

Mr. Kennedy explained that this audit included the regional investment strategy and the financial impact the Covid-19 pandemic had on Metro-specifically the dramatic decline of revenue from our visitor venues.

Council Discussion

There was none.

A motion was made by Councilor Lewis, seconded by Councilor Gonzalez, that this item be approved. The motion passed by the following vote:

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

- 4.2 Resolution No. 20-5149, For the Purpose of Directing that Willamette Cove be Included in the List of Metro Parks and Natural Areas Eligible for 2019 Bond Funding and Development of a Plan for Public Engagement

Presenter(s): Marissa Madrigal, Metro
Jon Blasher, Metro

President Peterson introduced Marissa Madrigal (COO) and Jon Blasher (Director of Parks and Nature) to present on Resolution No. 20-5149. Ms. Madrigal summarized the goals and actions stated in the Parks and Nature Bond.

Mr. Blasher reviewed the history and cultural significance of the Willamette Cove natural area. He explained that the Willamette Cove Project falls under the "Taking Care of Existing Metro Parks" program area from the 2019 Parks and Nature Bond. Mr. Blasher summarized the following goals of Resolution 20-5149: Include Willamette Cove property to Exhibit # of 2019 parks and nature bond

resolution, affirm support to explore passive recreation, trail development and habitat restoration, direct staff to create engagement plan to identify community priorities and to continue to engage with tribal leaders throughout this project.

Council President Peterson opened the public comment portion of Resolution No. 20-5149.

Public Comment:

Art McConville, NiiMiiPuu, City of Portland: Mr. McConville as an elder of the Nez Perce and Cayuse tribes, expressed his concern with the efficacy of the clean-up portion of the project. He explained that if the clean-up is not sufficient because the area is susceptible to flooding and earthquakes the contaminants in that area can spread and do further harm to other natural areas.

Cassie Cohen, City of Portland: Ms. Cohen as the Director of the Portland Harbor Community Coalition, explained the cultural significance of this site and the importance of completely ridding the area of all contaminants. She asked Council to consider Councilor Chase's amendment and commit to a full clean-up of Willamette Cove.

Jeff Lang, City of Portland: Mr. Lang representing North Portland Greenway, shared North Portland Greenway's support of Resolution No. 20-5149. He expressed his support of the PHCC Commission's amendment to the resolution and urged Metro to commit to including Tribal leadership and groups like the Diversity and Environmental Equity at the decision table. Mr. Lang encouraged Metro to think long term and holistically while implementing this project.

Bob Sallinger, City of Portland: Mr. Sallinger as the

Conservation Director for the Portland Audubon Society, expressed his overall support of the resolution, but expressed his concerns with the shortcomings of the clean-up proposal. He explained that with the current clean-up plan, will leave 23% of the area contaminated. Mr. Sallinger asked Council to support option 3b which includes a total removal of contaminants from the site. He made the following requests of the Metro Council: to work with DEQ to incorporate a total clean-up in their plan, have staff review public comments, amend Councilor Chase's amendment to the resolution and to release the confidential agreement with the Port of Portland to the public.

Elijah Cetas, City of Portland: Mr. Cetas representing the Portland Harbor Community Coalition and the Sunrise Movement explained the cultural importance of this area and expressed his concern with an incomplete clean-up. He expressed Metro's duty to uphold tribal obligations to the tribes of the Willamette River and explained that the Confederate tribes of the Yakima nation are calling for the full clean-up of the site. Mr. Cetas requested Council to share the confidential agreement with the Port of Portland with the public, agree to Councilor Chase's amendment and to commit to a complete clean-up of the site.

Laura Feldman: Ms. Feldman expressed her concern with an incomplete clean-up effort and encouraged council to incorporate Councilor Chase's amendment to the resolution.

Alvey Seeyouma, City of Portland: Mr. Seeyouma as a member of the Southwest Nations, expressed his concern with the lack of transparency in the process and the importance of a complete clean-up of the Willamette Cove natural area.

Michael Pouncil, City of Portland: Mr. Pouncil as the chair of

Portland Harbor Community Coalition Advisory Group, highlighted the importance of this project and strongly encouraged Council to incorporate Councilor Chase's amendment to Resolution No. 20-5149. He shared that his community and organization will continue to reject any contaminants left after a clean-up project.

Willie Levenson, City of Portland: Mr. Levenson representing the Human Action Project, expressed his solidarity with other community groups such as the Portland Harbor Community Coalition and the Portland Audoban Society in their work of pushing for a complete clean-up of the site. He shared his frustration with the lack of transparency throughout this project and the decision to not do a total clean-up of the natural area. Mr. Levenson thanked Council for their work and encouraged them to release the agreement with the Port of Portland.

Alex Lopez, City of Portland: Mr. Lopez as state of Oregon registered geologist, expressed his concern with the current proposed clean-up plan. He encouraged Council to accept Councilor Chase's amendment in support of a more thorough clean-up of Willamette Cove.

Dishaun Berry, City of Portland: Mr. Berry expressed the importance of fully preserving natural sites and shared his concern that the Willamette Cove project won't be complete without a total clean-up.

Steven Glickman, City of Portland: Mr. Glickman expressed his concern around a partial clean-up and urged Council to amend Resolution 20-5149 to reflect a total clean-up.

Doug Larson, City of Portland: Mr. Larson expressed his concern about contaminants remaining in Willamette Cove and stressed the importance of preserving natural areas within the Portland area.

Ona Golonka, City of Portland: Ms. Golonka stressed the importance of having natural areas in the Portland area and the importance of a total clean-up of Willamette Cove.

Matt Stein, City of Portland: Mr. Stein expressed his support of Councilor Chase's amendment and urged Council to support a total clean-up.

Lukas Angus, Red Spike Elk, City of Portland: Mr. Angus as a member of the Nez Perce tribe and Seven Waters Canoe, shared the cultural and historical significance of the Willamette River and his opposition to a partial clean-up.

Damon Motz-Storey, City of Portland: Mr. Motz-Storey representing Oregon Physicians for Social Responsibility (PSR), expressed PSR's support of a total clean-up of the site.

Scott Mizze, City of Portland: Mr. Mizze urged Council to support Councilor Chase's amendment to do a full clean-up of Willamette Cove. He explained the importance of the preservation of this natural area.

Mark Whitcome, City of Portland: Mr. Whitcome representing the Willamette River Advocacy Group, asked Council to release the agreement between Metro and the Port of Portland and to support Councilor Chase's amendment to do a full clean-up of Willamette Cove.

Council Discussion

Councilor Chase proposed the following amendment: Metro Council shall convene a Work Session within 30 days of the issuance of the DEQ record of decision Willamette Cove, to discuss additional and voluntary actions that Metro could take at the site to further improve its environmental

condition. He explained that this amendment does not require Metro to commit to a full clean-up but to commit to review all clean-up options before making a final decision.

Councilor Craddick thanked the public for their testimony and highlighted the importance of creating greater access to waterways.

Councilor Lewis expressed her support of the 115 viewers who sat in on the meeting and their shared goal of creating stronger access to nature. She thanked the community partnerships that have pushed for this important work. Councilor Lewis stressed the urgency of this project and the health of the Willamette River.

Councilor Dirksen shared that Resolution 20-5149 makes Willamette Cove eligible to be funded by the 2019 Parks and Nature Bond. He explained that DEQ's decision will provide the minimum standard of clean-up under Oregon law and that Metro should have further discussion on what they want to do after reviewing DEQ's minimum requirements. Councilor Dirksen expressed the importance of making the Willamette River accessible to the public and that it should be a priority of the Metro Council.

Councilor Gonzalez shared his thanks to the public who gave testimony and highlighted the importance of their guidance and passion for Willamette Cove and preservation. He thanked staff and Councilor Chase for their work on the project. Councilor Gonzalez expressed his confidence in staff, Council and the public in ensuring the work is done correctly.

Councilor Stacey thanked Councilor Chase for his work on the project and highlighted the importance of access to the Willamette River.

Councilor Chase expressed his appreciation to the community and advocates of this project. He thanked staff and Councilors for their continuous work on this project.

President Peterson thanked Council and Councilor Chase's work on this project. She expressed her shared vision of a safe natural area for the community to access the Willamette River.

A motion was made by Councilor Dirksen, seconded by Councilor Stacey, that this item be approved as amended. The motion passed by the following vote:

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

4.3 Resolution No. 20-5139, For the Purpose of Adopting the National Incident Management System

Presenter(s): Courtney Patterson, Metro

President Peterson introduced Courtney Patterson to present Resolution No. 20-5139. Ms. Patterson summarized why the region needs the National Incident Management System (NIMS) and how Metro incorporated this framework in the response to wildfires this summer and the Pandemic.

Council Discussion

There was none.

A motion was made by Councilor Craddick, seconded by Councilor Stacey, that this item be approved. The motion passed by the following vote:

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

5. Ordinances (Second Reading)

5.1 Ordinance No. 20-1451, For the Purpose of Updating Metro Code Chapter 5.10 to Improve Clarity, Remove Outdated Sections and Align with the

Regional Waste Plan and to Add a New Metro Code Chapter 5.15 and to Update Definitions in Metro Code Chapter 5.00

Presenter(s): Jennifer Erickson, Metro

President Peterson introduced Jennifer Erickson to present on Ordinance No. 20-1451. Ms. Erickson summarized Ordinance No. 20-1451.

Council Discussion

There was none.

A motion was made by Councilor Stacey, seconded by Councilor Gonzalez, that this item be approved. The motion passed by the following vote:

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

5.2 Ordinance No. 20-1452, For the Purpose of Adding a New Title XI to the Metro Code and a New Chapter 11.01 "Supportive Housing Services Program" within that Title

Presenter(s): Jes Larson, Metro
Rachael Lembo, Metro

This item was continued.

5.3 Ordinance No. 20-1453, For the Purpose of Adding a New Metro Code Section 2.19.270 Establishing a Supportive Housing Services Regional Oversight Committee

Presenter(s): Jes Larson, Metro
Rachael Lembo, Metro

This item was continued.

5.4 Ordinance No. 20-1454, For the Purpose of Amending Metro Code Title VII to Add New Chapters 7.05 "Income Tax Administration for Personal and Business Taxes", 7.06 "Personal Income Tax", and 7.07 "Business Income Tax"

Presenter(s): Jes Larson, Metro

Rachael Lembo, Metro

President Peterson introduced the Metro Attorney Carrie MacLaren, Metro Finance Manager Rachael Lembo and Supportive Housing Services staff to present Ordinance No. 20-1454.

Ms. MacLaren reviewed Metro's taxing authority independent of the state and explained why the Office of the Metro Attorney believes Metro does not have to comply with ORS 268.505.

Rachael Lembo presented on the policy options presented in Ordinance No. 20-1454. Ms. Lembo reviewed the advantages and disadvantages of each policy option presented in Ordinance No. 20-1454.

Council Discussion

Councilor Lewis moved to amend sections 7.060.40 (c), 7.060.70 (a) and 7.060.70 (b) of the personal income tax and Exhibit B of Ordinance 214-54.

Council moved to move the vote for Ordinance's No. 20-1452, 20-1453, 20-1454 and Resolution No. 20-5148 to the following Council Meeting, Thursday December 17.

This item was amended.

- 5.5 Resolution No. 20-5148, For the Purpose of Adopting the Supportive Housing Services Work Plan

Presenter(s): Jes Larson, Metro
Rachael Lembo, Metro

This item was continued.

6. Chief Operating Officer Communication

There was none.

7. Councilor Communication

Councilor Gonzalez announced that the Hillsboro Hawks

have advanced to the Single A advanced league, increasing their season games.

8. Adjourn

Seeing no further business, Council President Lynn Peterson adjourned the Metro Council work session at 4:46 p.m.

Respectfully submitted,

Pilar Karlin

Pilar Karlin, Council Policy Assistant

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF DECEMBER 10, 2020

ITEM	DOCUMENT TYPE	DOC DATE	DOCUMENT DESCRIPTION	DOCUMENT NO.
3.1	Minutes	12/10/20	Council Meeting Minutes for December 03, 2020	121020c-01
4.1	PowerPoint	12/10/20	Audit Results Presentation	121020c-02
4.2	PowerPoint	12/10/20	Willamette Cove Presentation	121020c-03
4.2	Written Testimony	12/10/20	Written Testimony from various Portland Residents and Community members.	121020c-04
4.3	PowerPoint	12/10/20	National Incident Management System (NIMS) Presentation	121020c-05
5.2-5.5	PowerPoint	12/10/20	Supportive Housing Services Presentation	121020c-06