

# Metro

600 NE Grand Ave.  
Portland, OR 97232-2736  
[oregonmetro.gov](http://oregonmetro.gov)



Metro

## Minutes

Thursday, November 4, 2021

10:30 AM

Revised 11/2 This Council Meeting will adjourn to a Work Session.

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

Council meeting  
&  
Work session

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

Council President Peterson called the Metro Council Work Session to order at 10:32 a.m.

**Present:** 6 - Council President Lynn Peterson, Councilor Shirley Craddick, Councilor Christine Lewis, Councilor Juan Carlos Gonzalez, Councilor Mary Nolan, and Councilor Gerritt Rosenthal

**2. Public Communication**

Council President Peterson opened the meeting to members of the public wanting to testify on a non-agenda items.

There was none.

**3. Consent Agenda**

**A motion was made by Councilor Nolan, seconded by Councilor Craddick, to adopt items on the consent agenda. The motion passed by the following vote:**

**Aye:** 6 - Council President Peterson, Councilor Craddick, Councilor Lewis, Councilor Gonzalez, Councilor Nolan, and Councilor Rosenthal

**3.1 Considerations of the Council Meeting Minutes for the October 21, 2021 Meeting.**

A motion was made by Councilor Rosenthal, seconded by Councilor Lewis that the Council Meeting Minutes for the October 21, 2021 Meeting be removed from the consent agenda to be revised by staff. The motion carried by the following vote:

Aye: 6 - Councilor Craddick, Councilor Lewis, Councilor Gonzalez, Councilor Nolan, Councilor Rosenthal, and Council President Peterson

**This item was tabled.**

**3.2 Resolution No. 21-5208, For the Purpose of Approving the PERS Contribution for Marissa Madrigal, Chief Operating Officer**

**4. Resolutions**

---

- 4.1 Resolution No. 21-5212, For the Purpose of Authorizing an Exemption from Competitive Bidding and Procurement of Construction Manager/General Contractor Services by Competitive Request for Proposals for the Arlene Schnitzer Concert Hall City Sewer Connection Project

Council President Peterson recessed the meeting of the Metro Council and convened the Metro Contract Review Board and called on Julie Hoffman (she/her), Metro and Nancy Strening (she/her), Metro to present to Council.

Julie asked the Metro Contract Review Board to authorize an alternative procurement method to connect the Arlene Snitzer Concert Hall sanitary system to the City of Portland's sewer line.

*Council Discussion:*

Councilor Lewis asked staff what the anticipated budget for the project.

Nancy explained that staff is forecasting a total budget at around \$960,000 and explained that the City of Portland will provide a lot of funding for this project.

Councilor Rosenthal asked if Metro is incurring any liability by not referencing in writing that this is a City project.

In response to Councilor Rosenthal's question Metro Attorney Carrie MacLaren (she/her) explained that Metro manages and maintains the building so this project is within the scope of Metro's responsibilities, so no additional liabilities are being taken on by Metro.

Councilor Craddick asked if staff would be coming back to Council about budgeting later in this process.

Nancy explained the contracting process and when they anticipate knowing more the total cost of this project and expressed that staff could come back to Council later in the process if more funding for the project is coming from Metro.

Councilor Craddick followed up and expressed concern about the vague nature

Chief Operating Officer Marissa Madrigal (she/her) expressed that she will check in with the COO of the City of Portland in order to make sure that both parties understand that this is a shared project with shared costs and asked Council if this is a good next step.

Council President Peterson appreciated COO Madrigal's comments and requested that Council be informed about the funding agreement that is made.

Councilor Rosenthal expressed concern about passing this resolution before funding agreements are made with the City of Portland.

Julie explained that on the public procurement side of things the way that Metro is moving forward will be accepted by the City of Portland.

**A motion was made by Councilor Lewis, seconded by Councilor Craddick, that this Resolution was adopted. The motion carried by the following vote:**

**Aye:** 6 - Council President Peterson, Councilor Craddick, Councilor Lewis, Councilor Gonzalez, Councilor Nolan, and Councilor Rosenthal

#### 4.1.1 Public Hearing for Resolution No. 21-5212

There was none.

- 4.2 Resolution No. 21-5205, For the Purpose of Amending the 2021-26 Metropolitan Transportation Improvement Program (MTIP) to Amend or Add Approximately 13 Projects Impacting Metro, Oregon Department of Transportation, Portland, And Tualatin Hills Parks and Recreation District Ensuring Required Federal Approvals and Phase Obligations Can Move Forward (OC22-01-OCT)

Council President Peterson called on Margi Bradway (she/her), Metro and Ted Leybold (he/him), Metro to present to Council.

Margi explained that none of the amendments that are being voted on in this resolution meet the threshold that Council discussed for additional analysis or discussion so staff recommends that Council votes to move forward with the 13 amendments that all meet Metro's RTP goals.

*Council Discussion:*

Councilor Nolan asked for staff to confirm that there is nothing in this amendment that expands capacity to any interstate or state roads or affects any projects that will cost over \$100 million.

Ted confirmed that none of the amendments being presented affect any projects that will cost over \$100 million or adds a new phase to add capacity to the existing road network.

Councilor Gonzalez asked for confirmation from staff that these amendments are mostly maintenance and safety related.

Margi explained why these amendments are being presented by explaining that there is currently a lot of variation in the labor market and costs of project materials

and confirmed that these amendments are mostly maintenance and safety related.

Councilor Rosenthal asked staff if the culvert replacements in items 12 and 13 will be replaced to salmon passage habitat standards.

Ted explained that he does not know the specifics on the culverts and their relationship to salmon habitats but knows the ODOT and local programs that repair and replace culverts have gone through processes to prioritize meeting fish habitat standards.

Council Craddick thanked Councilor Gonzalez, Councilor Nolan and staff. And expressed pleasure with the amendment process.

**A motion was made by Councilor Rosenthal, seconded by Councilor Lewis, that this Resolution was adopted. The motion carried by the following vote:**

**Aye:** 6 - Council President Peterson, Councilor Craddick, Councilor Lewis, Councilor Gonzalez, Councilor Nolan, and Councilor Rosenthal

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

5.1 Ordinance No. 21-1467, For the Purpose of Amending the 2018 Regional Transportation Plan to Include the Preliminary Engineering Phase of the I-205 Toll Project, and to Clarify the Financial Connection of the I-205 Toll Project to the I-205 Improvement Project

Council President Peterson called on Kim Ellis (she/her), Metro, Mandy Putney (she/her), Oregon Department of Transportation and Brendan Finn (he/him), Oregon Department of Transportation, to present to Council.

Staff pulled up *I-205 Toll Project RTP Amendment & Oregon Toll Program Update PowerPoint Presentation*.

Kim introduced the presentation.

Brendan summarized the challenges of transportation in the Metro region including congestion costs and how rising costs are adding to a widening wealth gap. Brendan explained the Urban Mobility Office's five pillars, the Oregon Toll Program, the Regional Mobility Pricing Project and I-205 Toll Projects, Commitments to advance equity and mobility, Congestion pricing and toll policy coordination.

Mandy explained the I-205 Toll Project RTP amendment, key questions that funding will help answer, income based tolling, diversion impacts, and the transit and multimodal corridor strategy.

#### *Council Discussion*

Councilor Nolan asked staff for clarity on the process, if MPAC and JPACT have seen this Ordinance or taken action on it, when ODOT will submit an application to the FHWA for the approval of value pricing tolling, if the federal government has found that tolling would have no significant environmental impact, and expressed that they support value pricing tolling and asked if ODOT is looking at value pricing tolling on the I-205 project and if tolling revenue can be used for uses other than the repayment of construction debt.

Kim responded by explaining that JPACT has received an introduction of this ordinance but not a draft of legislation yet and that MPAC received an overview of the proposed amendment last week. MPAC, JPACT and Council will all receive more briefings in the future.

Brendan expressed that ODOT no longer has to put in an application for value pricing for the system wide approach.

Mandy added that I-205 would be the first part of the regional system that gets implemented and gave a potential

tolling timeline for the region and the state and explained that ODOT is hoping that no significant impact would be found but that this process has not been completed yet. Mandy then explained that for I-205 ODOT is looking at variable rate time of day tolling.

Councilor Craddick expressed that she supports congestion pricing and the entire system being tolled and asked what impact does moving forward with the I-205 tolling project have on Metro's ultimate goal of having a congestion pricing system on all freeways that is being paid by everyone equitably.

Margi responded to Councilor Craddick's question by explaining that the regional congestion pricing study concluded that a system wide approach and variable pricing will be important to influence demand.

Mandy expressed that this I-205 project is the first step of a system wide approach.

Council President Peterson explained that much of the confusion is because there are a number of separate ODOT projects so it is hard to see a commitment to the totality of the region from ODOT.

Brendan highlighted that ODOT is continuing to work on showing how all these projects are connected.

Margi explained more about where the revenue from the I-205 tolling project is going to be found.

Councilor Rosenthal asked staff if whatever tolling project gets implemented for the I-205 project be changed if a regional system wide approach is implemented and if exhibit a, b, and c are the same as attachment 1, 2, and 3 and noted that there is no reference to diversion in the ordinance and



suggested that be included.

Brendan confirmed that the I-205 project would be brought into the entire region-wide system.

Kim explained what Exhibit a, b, and c will be and that they will be different than what are currently attachments 1, 2, and 3.

Councilor Lewis asked staff why this project is in an EA and not an EIS, the impact of absolute diversion, asked staff to respond to dynamic pricing for tolling.

Mandy explained the difference between an EA and an EIS process, that diversion is being analyzed now, and that dynamic pricing is not currently being pursued.

Council President Peterson expressed that Council sees the EA process as shortcut because decisions are made that are less transparent and lack accountability.

Councilor Gonzalez expressed concern about the kind of tolling mechanism that will be used for the I-205 tolling project and explained that he can not support moving forward with a tolling program that does not fall within the dynamic pricing or variable tolling scope.

Brendan reiterated that ODOT will move forward with a congestion pricing system that will have variable pricing.

Council President Peterson asked staff what will be included in the PE and what the money provided for PE will cover and expressed that she hopes for more communication and transparency from ODOT to Council moving forward with this process.

Mandy explained what ODOT hopes to complete during the

PE phase of this project and expressed that ODOT intends to have a public conversation about impacts and mitigation.

#### 5.1.1 Public Hearing for Ordinance No. 21-1467

Council President Peterson opened the meeting to members of the public wanting to testify on Ordinance No. 21-1467. Chris Smith on behalf of No More Freeways, expressed that this amendment does not align with the Metro regional congestion pricing study and that using tolling to fund freeway expansion is contrary to the region's climate goals.

Douglas Allen in Council District 6 discussed an express bus route on I-205 and explained that ODOT should fund this express bus route from tolls, and reflected on the Council discussion.

Andre from the Street Trust, thanked Council for their attention to detail on the matter. Andre expressed that Street trust is a strong proponent of congestion pricing but do not support tolling as a revenue generator to fund freeway expansion projects.

## 6. Adjourn to Work Session

There being no further business, Council President Peterson adjourned the Metro Council Meeting at 12:20 p.m

## 1. Call to Order and Roll Call

Council President Peterson called the Work Session to order at 12:20 p.m.

**Present:** 6 - Council President Lynn Peterson, Councilor Shirley Craddick, Councilor Christine Lewis, Councilor Juan Carlos Gonzalez, Councilor Mary Nolan, and Councilor Gerritt Rosenthal

## 2. Work Session Topics:

### 2.1 Affordable Housing Bond Program update

Council President Peterson introduced Patricia Rojas

---

(she/her) and Emily Lieb (she/her) to present to Council.

Patricia Rojas summarized the progress made in the affordable housing bond implementation by highlighting Rockwood Village.

Emily Lieb highlighted progress made on The Mary Ann, Viewfinder, and explained what's coming next.

Patricia summarized how the program can improve and the oversight committee report.

Emily continued to summarize how the program can improve by explaining how the program is "doing more with more", operational improvements, economic opportunity in construction, climate resilience, and moved into recommendations including cooling plans for the pipeline.

Patricia summarized integration with supportive housing, recommended more permanent supportive housing and investment opportunities.

Emily concluded the presentation and proposed next steps for Council action.

#### *Council Discussion*

Council President Peterson asked Council if they would like the investment recommendations to come back to Council as a proposal in December and wants generational wealth to be discussed when this comes back to Council.

Councilor Nolan explained that they want to prioritize homeownership programs to be top priority after safety measures and stressed that specific numbers must be

discussed.

Emily explained that homeownership is an eligible use of bond funds and is an identified priority of five of the local implementation partner strategies.

Council President Peterson clarified her question to Council and staff by asking if staff can move forward with the interest earnings proposals knowing that Council is requesting more information about a homeownership model.

Councilor Lewis stressed that more time must be spent before Council is ready for a vote and questioned if some costs presented by staff are accurate estimates of the funding necessary, stressed challenges of affordable homeownership, and wants to discuss temporary housing opportunities.

Councilor Craddick showed support for the project and presentation but wants more information about home ownership and asked how they plan on mitigating the negative affect that air conditioning units would have on climate and presented the idea of solar panels.

Councilor Gonzalez explained that he wants more detail on what air conditioning would look like, asked staff details about PSH funding and expressed that he would like to explore a broader conversation about homeownership.

Patricia responded to Councilor Gonzalez's question by explaining that distribution options for PSH funding are still being analyzed.

Councilor Rosenthal asked staff how long it will take for

them to come back to Council.

Metro Council President responded to Councilor Rosenthal's question by requesting that staff have a follow up work session in the middle of December.

Chief Operating Officer Marissa Madrigal (she/her) summarized next steps for staff.

**3. Councilor Communication**

There was none.

**4. Chief Operating Officer Communication**

Marissa Madrigal provided an update on the following events or items:

- Metro benefits open enrollment
- Midyear budget recommendations are coming to Council in a few weeks

Councilor Rosenthal asked about health benefits.

Councilor Gonzalez asked about the open enrollment deadline.

**5. Adjourn**

There being no further business, Council President Peterson adjourned the Metro Work Session at 1:10 p.m.

Respectfully submitted,

*Stellan Roberts*

Stellan, Legislative Assistant

Revised 11/2 This Council Meeting will adjourn to a Work Session.



**Metro**

600 NE Grand Ave.  
Portland, OR 97232-2736

## Council meeting action update

Thursday, November 4, 2021

10:30 AM

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

### 1. Call to Order and Roll Call

**Present:** 6 - Council President Lynn Peterson, Councilor Shirley Craddick, Councilor Christine Lewis, Councilor Juan Carlos Gonzalez, Councilor Mary Nolan, and Councilor Gerritt Rosenthal

### 3. Consent Agenda

**A motion was made by Councilor Nolan, seconded by Councilor Craddick, to adopt items on the consent agenda. The motion passed by the following vote:**

**Aye:** 6 - Council President Peterson, Councilor Craddick, Councilor Lewis, Councilor Gonzalez, Councilor Nolan, and Councilor Rosenthal

- 3.1 Considerations of the Council Meeting Minutes for the October 21, 2021 Meeting.

**This item was tabled.**

- 3.2 Resolution No. 21-5208, For the Purpose of Approving the PERS Contribution for Marissa Madrigal, Chief Operating Officer

### 4. Resolutions

- 4.1 Resolution No. 21-5212, For the Purpose of Authorizing an Exemption from Competitive Bidding and Procurement of Construction Manager/General Contractor Services by Competitive Request for Proposals for the Arlene Schnitzer Concert Hall City Sewer Connection Project

**A motion was made by Councilor Lewis, seconded by Councilor Craddick, that this Resolution was adopted. The motion carried by the following vote:**

**Revised 11/2 This Council Meeting will adjourn to a Work Session.**

**Aye:** 6 - Council President Peterson, Councilor Craddick, Councilor Lewis, Councilor Gonzalez, Councilor Nolan, and Councilor Rosenthal

4.1.1 Public Hearing for Resolution No. 21-5212

4.2 Resolution No. 21-5205, For the Purpose of Amending the 2021-26 Metropolitan Transportation Improvement Program (MTIP) to Amend or Add Approximately 13 Projects Impacting Metro, Oregon Department of Transportation, Portland, And Tualatin Hills Parks and Recreation District Ensuring Required Federal Approvals and Phase Obligations Can Move Forward (OC22-01-OCT)

**A motion was made by Councilor Rosenthal, seconded by Councilor Lewis, that this Resolution was adopted. The motion carried by the following vote:**

**Aye:** 6 - Council President Peterson, Councilor Craddick, Councilor Lewis, Councilor Gonzalez, Councilor Nolan, and Councilor Rosenthal

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

5.1 Ordinance No. 21-1467, For the Purpose of Amending the 2018 Regional Transportation Plan to Include the Preliminary Engineering Phase of the I-205 Toll Project, and to Clarify the Financial Connection of the I-205 Toll Project to the I-205 Improvement Project

**Assigned to Council; with a date for second reading and vote to be**

**assigned**

5.1.1 Public Hearing for Ordinance No. 21-1467

**PLEASE NOTE:** Official copies of legislation will be available in electronic format via format via Metro Online Records. For assistance, please contact Becky Shoemaker, Metro Record Officer at ext. 1740.

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF NOVEMBER 04, 2021**

<b>ITEM</b>	<b>DOCUMENT TYPE</b>	<b>DOC DATE</b>	<b>DOCUMENT DESCRIPTION</b>	<b>DOCUMENT NO.</b>
<b>1.0</b>	PowerPoint	11/04/21	I-205 Toll Project RTP Amendment & Oregon Toll Program update PowerPoint	110421c-01
<b>2.0</b>	PowerPoint	11/04/21	Affordable Housing Bond Program updates and next steps PowerPoint	110421c-02
<b>3.0</b>	Testimony	11/04/21	Chris Schaffer Written Testimony	110421c-03
<b>4.0</b>	Testimony	11/04/21	Chris Smith Written Testimony	110421c-04
<b>5.0</b>	Testimony	11/04/21	Attachment to Chris Smith Written Testimony	110421c-05
<b>6.0</b>	Testimony	11/04/21	Doug Allen Written Testimony	110421c-06
<b>7.0</b>	Testimony	11/04/21	Attachment to Doug Allen Written Testimony	110421c-07
<b>8.0</b>	Testimony	11/04/21	Washington County Board of Commissioners support letter for the RTP amendment	110421c-08
<b>9.0</b>	Testimony	11/04/21	THPRD Letter of Support for Resolution No. 21-5205	110421c-09