

Council work session agenda

Tuesday, June 29, 2021

2:00 PM

**<https://zoom.us/j/471155552> or
877-853-5257 (toll free)**

Please note: To limit the spread of COVID-19, Metro Regional Center is now closed to the public. This work session will be held electronically.

You can join the meeting on your computer or other device by using this link:
<https://zoom.us/j/471155552>, or by calling or 877-853-5257 (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.

2:00 Call to Order and Roll Call

Work Session Topics:

2:05 FY20 Sustainability Report for Internal Operations [21-5565](https://www.oregonmetro.gov/21-5565)

Presenter(s): Jenna Garmon, Metro
Heidi Rahn, Metro

Attachments: [Work Session Worksheet](#)
[Sustainability Annual Report 2020](#)

2:50 Adjourn to Council Meeting

Council Meeting Begins at 2:50 pm.

- 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. Written comments received by noon on the day of the meeting 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. 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. Individuals will have three minutes to testify unless otherwise stated at the meeting.

3. Resolutions

- 3.1 Resolution No. 21-5189, For the Purpose of Authorizing [RES 21-5189](#)
the Chief Operating Officer to Execute a Short-Term
Intergovernmental Revenue Sharing Agreement with
Multnomah, Washington, and Clackamas Counties to
Implement the Metro Supportive Housing Services
Program
- Presenter(s): Patricia Rojas, Metro
Shane Abma, Metro
- Attachments: [Resolution No. 21-5189](#)
[Exhibit A to Resolution 21-5189](#)
[Staff Report](#)

4. Chief Operating Officer Communication

5. Councilor Communication

6. Adjourn

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សេចក្តីជូនដំណឹងអំពីការមិនរើសអើងរបស់ Metro

ការការពារសិទ្ធិពលរដ្ឋរបស់ ។ សំរាប់ព័ត៌មានអំពីកម្មវិធីសិទ្ធិពលរដ្ឋរបស់ Metro ឬស្នើសុំទទួលបានកាតបណ្តឹងរើសអើងសូមចូលទស្សនាគេហទំព័រ www.oregonmetro.gov/civilrights។ បើលោកអ្នកត្រូវការអ្នកបកប្រែភាសានៅពេលអង្គប្រជុំសាធារណៈ សូមទូរស័ព្ទមកលេខ 503-797-1700 (ម៉ោង 8 ព្រឹកដល់ម៉ោង 5 ល្ងាច ថ្ងៃធ្វើការ) ប្រាំពីរថ្ងៃ ថ្ងៃធ្វើការ មុនថ្ងៃប្រជុំស្នើសុំអាចឲ្យគេសម្រួលតាមសំណើរបស់លោកអ្នក។

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FY20 Sustainability Report for Internal Operations
Work Session Topics

Metro Council Work Session
Tuesday, June 29, 2021

FY 2019-20 SUSTAINABILITY REPORT FOR INTERNAL OPERATIONS

Date: May 28, 2021
Department: Capital Asset Management
June 15, 2021

Prepared by: Jenna Garmon,
jenna.garmon@oregonmetro.gov

Presenter(s):

- Heidi Rahn, Director, Capital Asset Management
- Jenna Garmon, Sustainability Manager

Length: 45 min

ISSUE STATEMENT

Each year, Metro's Sustainability Program provides a report to Council on progress toward the agency's sustainability goals in the adopted [Sustainability Plan](#) for internal operations.

ACTION REQUESTED

The purpose of this work session is to provide Council with an overview of sustainability progress in FY 2019-20 and highlights of the work ahead. The FY 2019-20 Sustainability Report describes key accomplishments, provides a summary of progress toward each sustainability goal through indicator data, and identifies future direction. This discussion is an opportunity for Metro Council to provide guidance for advancing climate and sustainability progress in alignment with Metro's Strategic Framework.

IDENTIFIED POLICY OUTCOMES

- Metro Council has enhanced awareness of past and ongoing sustainability efforts as well as future opportunities.
- Staff have an understanding of Metro Council's priorities for making progress toward goals.

POLICY QUESTION(S)

- What are Council priorities for advancing sustainability broadly, and climate justice and resilience specifically, in alignment with Metro's Strategic Framework?

STRATEGIC CONTEXT & FRAMING COUNCIL DISCUSSION

Key accomplishments in FY 2019-20 included:

- Investments to drive down greenhouse gas emissions, including electric vehicle infrastructure, advanced energy management information systems and electric landscaping equipment, as well as energy and water efficiency improvements;
- Sustainability and equity advancements through renovation of the Oregon Convention Center;
- Comprehensive waste audits at Metro's largest facilities to accelerate progress toward Metro's ambitious waste reduction goal;
- Reduced use of toxic chemicals across Metro's facilities through Metro's Integrated Pest Management program; and

- Creation of a Sustainability Plan for the Oregon Zoo by the green team, as well as green team efforts to engage employees and implement sustainability projects.

Work since the end of FY 2019-20 has focused on climate action, including:

- Adoption of the Clean Air Construction Standard for Metro projects;
- Switching to renewable diesel in regional waste hauling and operations;
- Integrating climate into planning for future capital and fleet investments; and
- Preparing for increased telework and other sustainability opportunities when the Metro Regional Center reopens.

Looking ahead, climate justice and resilience will remain the priority in recognition of the urgency of the climate crisis. Planned work includes:

- Implementing the Clean Air Construction Standard and engaging other agencies in adopting the Standard;
- Rolling out an updated green building policy;
- Updating Metro's climate goal and strategies;
- Addressing key sources of Metro's emissions including capturing remaining energy efficiency opportunities, developing a renewable energy strategy, and pursuing key opportunities to electrify Metro's fleet and transition to low carbon fuels; and
- Convening a climate task force to articulate Metro's overall climate strategy, strengthen accountability and build climate justice and resilience capacity.

BACKGROUND

As a regional government committed to promoting sustainable communities, Metro also strives to walk its talk and make its own operations sustainable. With an extensive portfolio of buildings, including visitor venues, parks, office buildings and solid waste facilities, and serving millions of visitors and customers each year, Metro has a significant opportunity to reduce its impacts and advance positive progress on the region's quality of life. To that end, in 2003, the Metro Council set an ambitious vision for business operations to be sustainable within one generation, by 2025 (Resolution No. 03-3338). The Council adopted goals in five key categories: climate, waste, toxics, water and habitat (Resolution No. 03-3338), and adopted a Sustainability Plan in 2010 that identifies strategies and actions to achieve these goals (Resolution No. 10-4198).

Metro's Sustainability Program coordinates implementation of the agency's Sustainability Plan and Integrated Pest Management Plan for internal operations to achieve these goals. In recognition of the tenth anniversary of the Sustainability Plan, this report includes a status report on progress made in implementing the actions in the Plan. Of the 100 actions identified in the Plan, 80 actions are either complete, in progress or ongoing.

ATTACHMENTS

- Is legislation required for Council action? ☐ Yes ☒ No
- If yes, is draft legislation attached? ☐ Yes ☒ No
- What other materials are you presenting today?
 - FY2019-20 Sustainability Report



Metro



Sustainability report

FY 2019-20

May 2021

oregonmetro.gov

If you picnic at Blue Lake or take your kids to the Oregon Zoo, enjoy symphonies at the Schnitz or auto shows at the convention center, put out your trash or drive your car – we’ve already crossed paths.

So, hello. We’re Metro – nice to meet you.

In a metropolitan area as big as Portland, we can do a lot of things better together. Join us to help the region prepare for a happy, healthy future.

Stay in touch with news, stories and things to do.
oregonmetro.gov/news

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Sustainability program contact:

Jenna Garmon
 Sustainability Manager

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 Portland, OR 97232

503-797-1649
jenna.garmon@oregonmetro.gov



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INTRODUCTION

Advancing sustainability in Metro's operations

As a regional government committed to promoting sustainable communities, Metro also strives to walk its talk and make its own operations sustainable. With an extensive portfolio of buildings, including visitor venues, parks, office buildings and solid waste facilities, and serving millions of visitors and customers each year, Metro has a significant opportunity to reduce its impacts and advance positive progress on the region's quality of life.

To that end, in 2003, the Metro Council set an ambitious vision for business operations to be sustainable within one generation, by 2025. The Council adopted goals in five key categories: climate, waste, toxics, water and habitat, and adopted a Sustainability Plan in 2010 that identifies strategies and actions to achieve these goals. Metro's Sustainability Program coordinates implementation of the agency's Sustainability Plan and Integrated Pest Management Plan for internal operations to achieve these goals. In recognition of the tenth anniversary of the Sustainability Plan, this report includes a status report on progress made in implementing the actions in the Plan.

Metro produces a report each year on progress toward achieving these sustainability goals; this story is told by data in key indicators for

each goal and by key accomplishments across the agency. The indicator data for FY20 is not reflective of a typical year of operations due to the closure of many of Metro's facilities during the fourth quarter as a result of COVID-19, as well as the Oregon Convention Center hosting a temporary COVID homeless shelter and Portland Expo Center serving as a COVID testing site. As such, this year's report focuses on key accomplishments, along with a summary of data on progress toward Metro's climate goal. Discussion of progress toward each of Metro's sustainability goals may be found in previous reports.

In addition, the facility closures and budget impacts from the pandemic caused a shift in priorities for sustainability work in the last quarter of FY 2019-20 and beyond. Work since the end of FY 2019-20 has focused on supporting venues with heightened needs for facility maintenance and integrated pest management, as well as advancing climate action, including adoption of clean diesel requirements, transitioning to renewable diesel in regional waste hauling and operations,

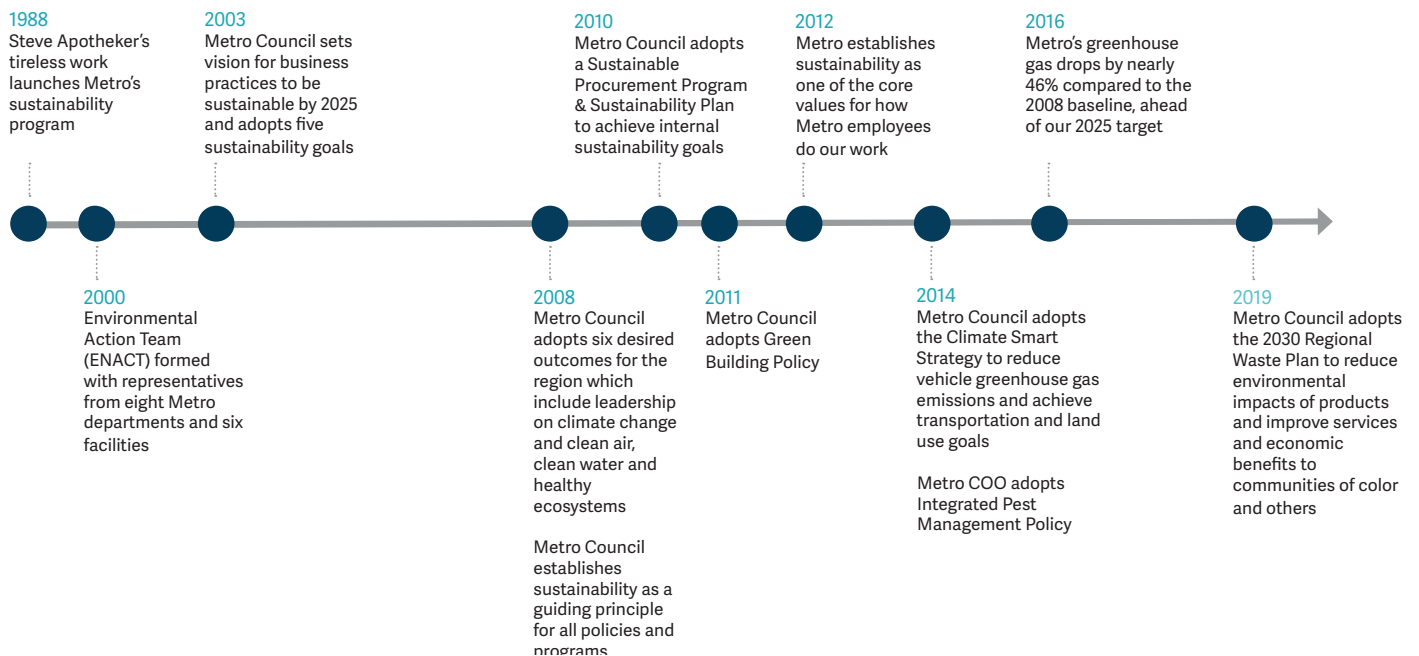
integrating climate into planning for future capital and fleet investments and preparing for increased telework and other sustainability opportunities when the Metro Regional Center reopens. Highlights from this work will be shared in the FY 2020-21 sustainability report.

Learn more about Metro's Sustainability Program including the Sustainability Plan, policies, annual reports and greenhouse gas inventories: oregonmetro.gov/greenmetro

Sustainability Plan history and achievements

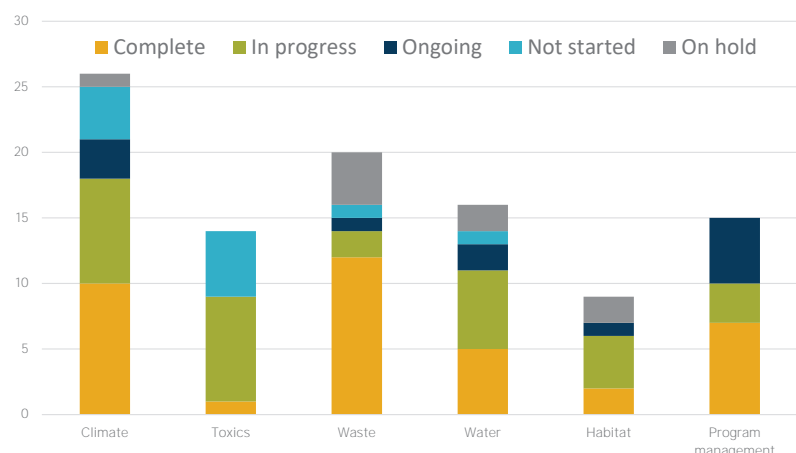
In recognition of the tenth anniversary of launching Metro's Sustainability Plan, the graphic below highlights some of the key milestones and accomplishments since Metro

started to focus on sustainable operations. Much of this started with Metro staff Steve Apotheker, the namesake for Apotheker Plaza at the Metro Regional Center.



Metro's Sustainability Plan identifies strategies and actions to achieve the goals. The graphic to the right illustrates the progress made in implementing those actions. Of the 100 actions in the Plan, 80 actions are either complete, in progress or ongoing.

Sustainability Plan actions implementation



About the Sustainability Program

Metro's *Sustainability Plan*, adopted by the Metro Council in 2010, identifies strategies and 100 actions to accomplish Metro's sustainability goals. This work is coordinated by the Sustainability Program and implemented by staff across all Metro properties and departments. In FY 2019-20, the Sustainability Program underwent significant organizational change, including hiring a new climate analyst, creating a program manager position, and adding the integrated pest management coordinator to create a Sustainability Program team. This team was moved from the Waste Prevention and Environmental Services Department to the newly formed Capital Asset Management Department to more effectively integrate with capital projects and operations, and in recognition that the program provides a central service to all departments.

We are leaders in demonstrating resource use and protection in a manner that enables people to meet current needs without compromising the needs of future generations, and while balancing the needs of the economy, environment, and society.

- Metro value of sustainability

Sustainability Program Team

Jenna Garmon, Sustainability Manager

Rob Hamrick, Integrated Pest Management Coordinator

Dana Visse, Climate Analyst



Metro's sustainability goals



Reduce carbon

Reduce direct and indirect greenhouse gas emissions to 80 percent below 2008 levels by 2050.



Choose nontoxic

Eliminate the use or emissions of persistent bioaccumulative toxics (PBTs) and other priority toxic and hazardous substances by 2025.



Prevent waste

Reduce overall generation of waste, and recycle or compost all remaining waste by 2025.



Conserve water

Reduce water use to 50 percent below 2008 levels by 2025.



Enhance habitat

Ensure that Metro's parks, trails, natural areas and developed properties support healthy, functioning ecosystems and watersheds.



Sustainability Steering Committee

A steering committee of representatives from Metro's major facilities and venues and key departments provides oversight and accountability for implementation of the Metro Sustainability Plan. Committee members in FY 2019-20 were:

- Ed Williams and Julie Bunker, Portland's Centers for the Arts
- Will Cortez, Oregon Zoo
- Matthew Uchtman and Ryan Harvey, Oregon Convention Center
- Chuck Dills, Portland Expo Center
- Nicole Lewis, Parks and Nature
- Michael Guebert, Property and Environmental Services, Solid Waste Operations
- Nancy Strening, Construction Project Management Office
- Rory Greenfield, Metro Regional Center
- Tracy Fisher, Finance and Regulatory Services, Procurement Services division
- Phillip McCreary and Cinnamon Williams, Finance and Regulatory Services

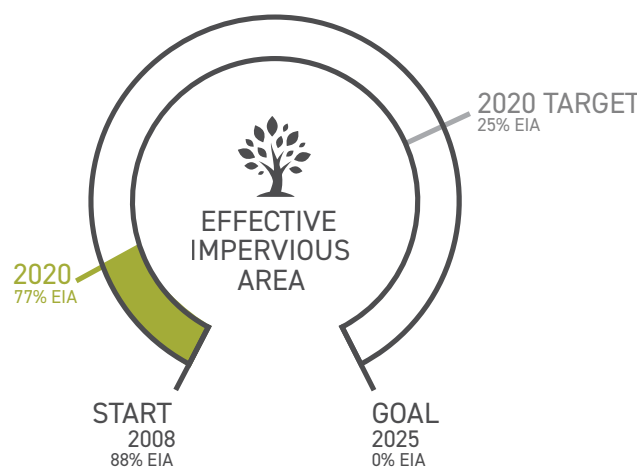
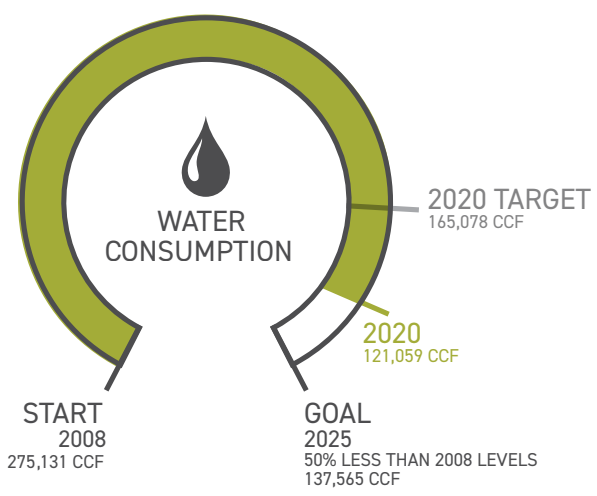
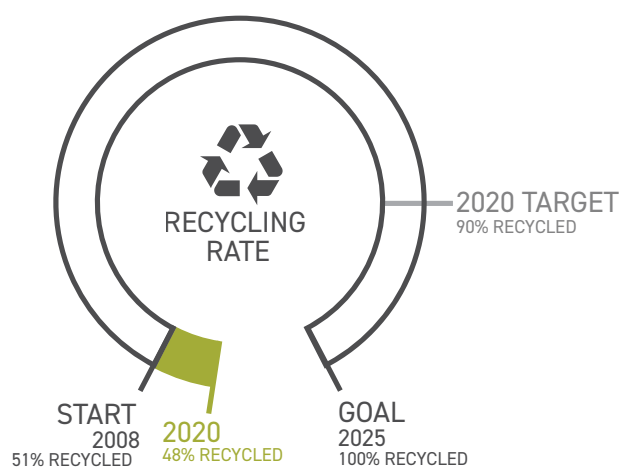
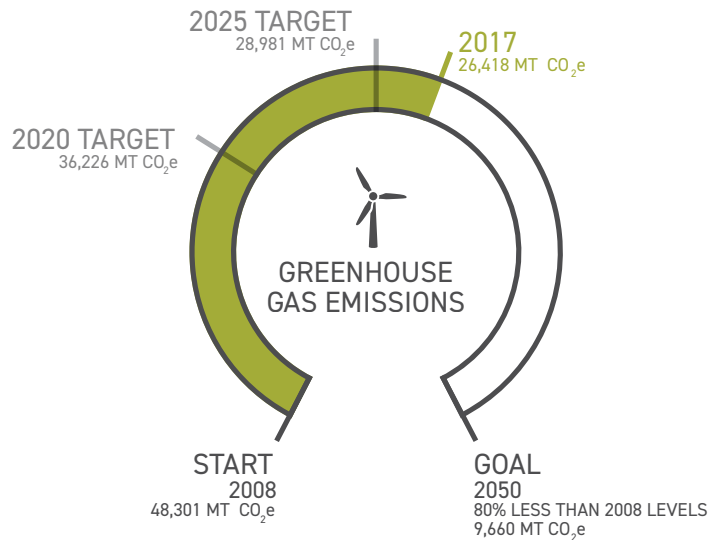
Green Teams

Green teams engage employees and advance implementation of sustainable practices at Metro workplaces.

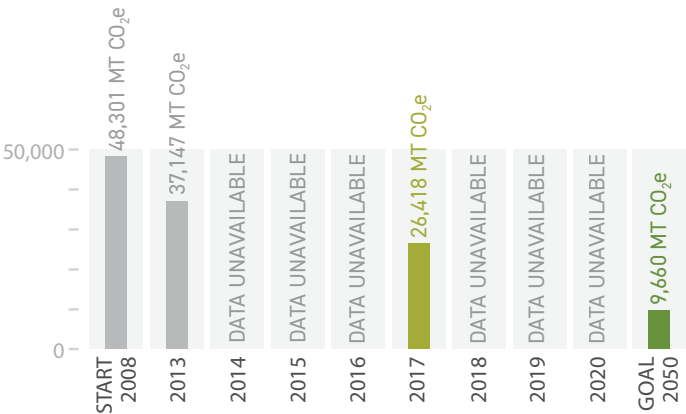
The following Metro employees served as chairs of the green teams during FY 2019-20:

- Patrick Morgan, Metro Regional Center
- Sarah Vaca, Waste Prevention and Environmental Services/ Parks and Nature
- Ryan Harvey, Oregon Convention Center
- Andrea Abbott, Portland's Centers for the Arts
- Chuck Dills, Portland Expo Center
- Will Cortez, Oregon Zoo
- Carolyn Sherman, Glendoveer Golf and Tennis Center

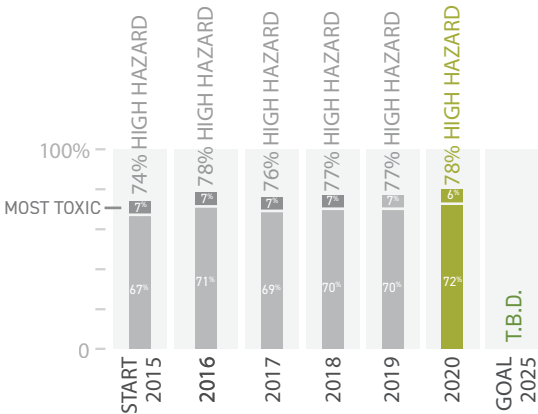
FY 2019-2020 Sustainability scorecard



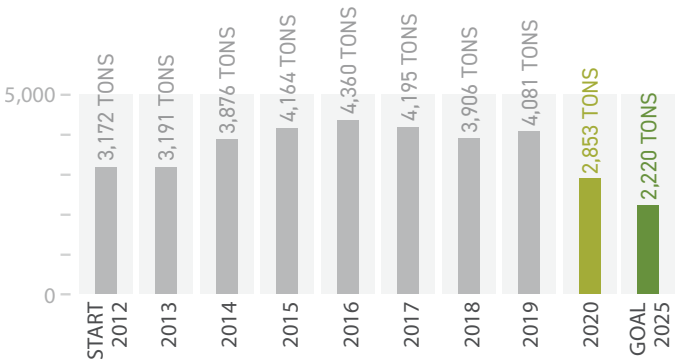
FY 2019-20 Sustainability scorecard



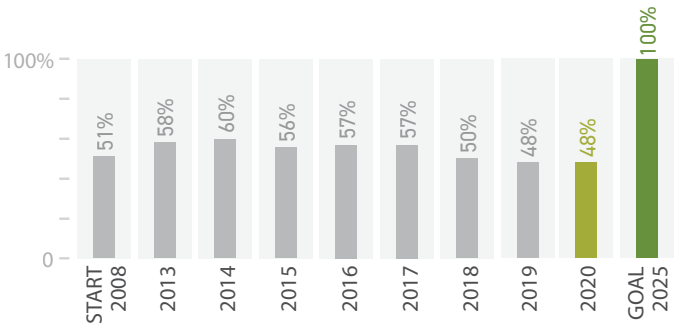
GREENHOUSE GAS EMISSIONS



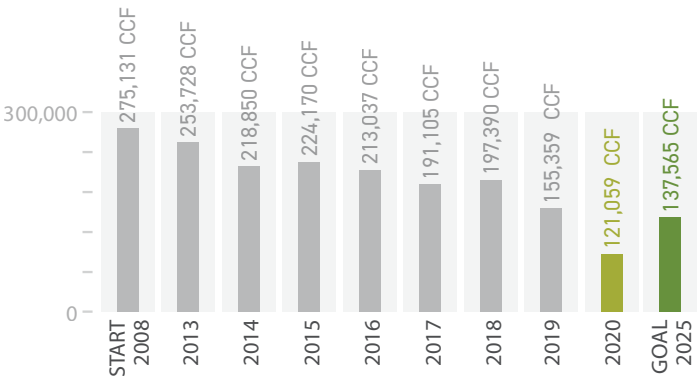
TOXIC INVENTORY



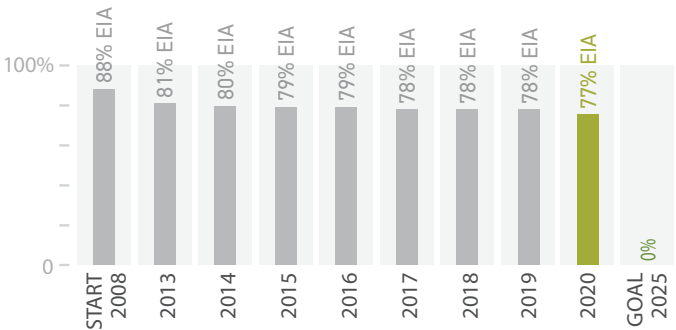
WASTE GENERATION



RECYCLING RATE



WATER CONSUMPTION

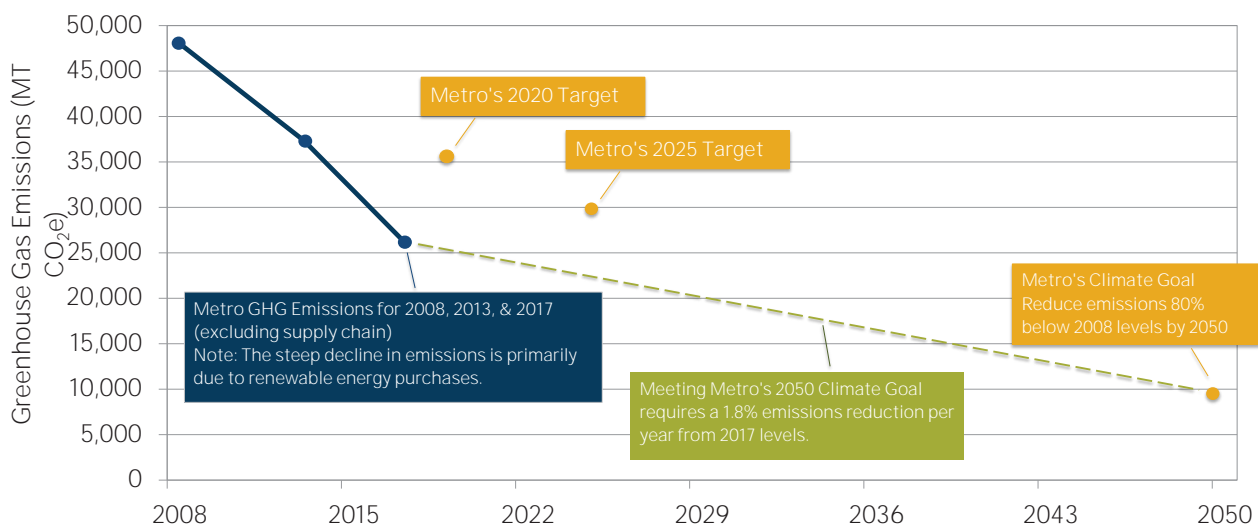


EFFECTIVE IMPERVIOUS AREA

Progress toward climate goal

Due to the anomalies in operations for FY 2019-20 as a result of COVID-19-related facility closures, this report does not include a discussion of progress made in each sustainability goal indicator. Rather the report focuses on climate data to help inform next steps for climate action given the urgency of the climate crisis.

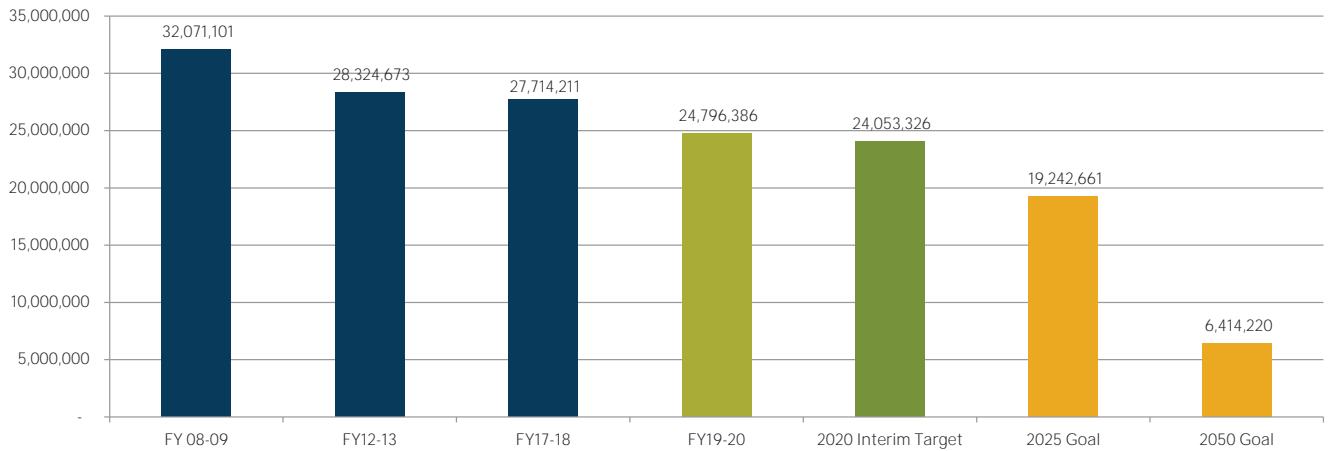
Metro's most recent greenhouse gas (GHG) emissions inventory for internal operations was completed in 2018 using FY 2016-17 data. In FY 2016-17, Metro operations generated 26,418 metric tons carbon dioxide equivalent (MT CO₂e) from GHG sources included in Metro's climate reduction goal (non-supply chain emissions), a 46 percent decrease from baseline. This is equivalent to the emissions from energy used by 2,800 homes in one year, or from 5,600 cars driven for a year. At that time, the largest source was the diesel fuel used by Metro-contracted trucks to transport community-generated solid waste from transfer stations to landfills. Since then, Metro has switched to using renewable diesel, expected to reduce Metro's overall emissions by 20 percent or more. Other significant emissions sources include building energy use, employee commute, St. Johns Landfill and Metro's fleet.



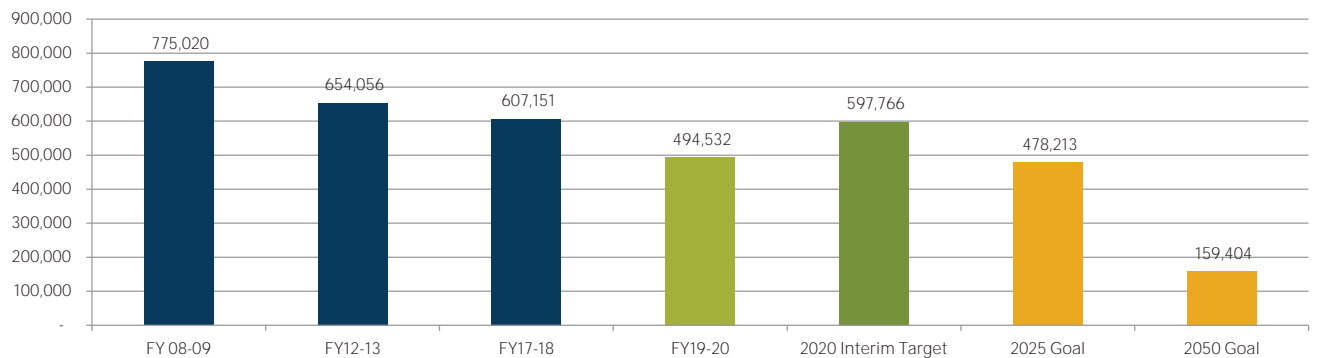
Metro also tracks electricity and natural gas consumption data annually for the purposes of this annual report. The FY17 GHG inventory indicated that these two sources comprise 29 percent of Metro's non-supply chain emissions. Following are graphs showing electricity and natural gas use across Metro compared to baseline and benchmarks. In FY 2019-20, Metro facilities consumed 24.8 million kWh of electricity, a 23 percent decrease from the 2008 baseline and 8 percent lower than the previous year. Note that energy use includes both grid purchased energy and renewable energy generated onsite. Metro facilities used 494,532 therms of natural gas in FY 2019-20, a 38 percent decrease from the FY 2010-11 baseline and 13 percent lower than the previous year. These reductions are notably given that the addition of buildings to Metro's facilities as well as an increase in visitors to Metro's venues over the years.

Metro worked closely with the Energy Trust of Oregon to capture energy savings on projects at Metro facilities and visitor venues in FY 2019-20, receiving \$191,310 in funding for projects that are projected to save 1,237,743 kilowatt-hours of electricity and 34,780 therms of natural gas annually.

Electricity usage in kilowatt-hours at Metro facilities FY 2019-20



Natural gas usage in therms FY 2019-20





KEY ACCOMPLISHMENTS

Metro invests in climate action

An infusion of one-time funding in FY 2019-20 from the Metro Council facilitated key investments across Metro to drive down operational greenhouse gas emissions. Metro hired its first climate analyst for internal operations, Dana Visse, to continue implementation of a climate action plan focusing on high impact actions across all sources of Metro's emissions. Following are highlights of the key climate investments made in FY 2019-20.

Metro invests in electric vehicle infrastructure

Metro installed two "smart" electric vehicle (EV) chargers in the Metro Regional Center garage to enable staff and Councilors to charge their personal electric vehicles during the work day. These networked chargers allow Metro to track electricity usage associated with vehicle charging, and allow users to check charging station availability and charging status via a mobile app. Metro also installed electrical infrastructure in the Metro Regional Center parking garage to allow future installation of EV chargers for Metro's fleet.

OCC deploys advanced energy management information systems

Climate funds also helped implement an energy-saving software tool at the Oregon Convention Center. Energy Management and Information Systems are a broad family of tools to monitor, analyze, and control building energy use. One such tool, Fault Detection and Diagnostics (FDD) helps to find and diagnose hard-to-detect errors in building systems, saving energy, reducing utility and preventative maintenance costs from wear and tear on equipment, and improving occupant comfort. FDD systems can result in significant energy savings. A Better Buildings Alliance analysis found a median energy savings of 9% for FDD systems with a two-year simple payback.

Metro pilots use of electric landscaping equipment across our facilities

In addition to posing a noise nuisance, gas-powered leaf blowers pollute the air with toxic chemicals, burn fossil fuels, and create health risks for both operators and the public. They use two-cycle and four-cycle unfiltered gasoline engines which produce hundreds of times more hazardous pollutants and particulates than automobiles. According to the California Air Resources Board, one hour of operation of a commercial leaf blower emits smog-forming pollution comparable to driving a 2016 Toyota Camry about 1,100 miles. To address this, Metro purchased 23 pieces of electric landscaping equipment and 30 batteries and chargers to pilot across Metro facilities, including leaf blowers, chain saws, string trimmers, power washers, hedge sheers and pole saws. Results of this pilot will inform future electric equipment purchasing.

Facilities target remaining energy and water efficiency improvements

Several key investments targeted additional energy and water efficiency opportunities across Metro facilities. At the Oregon Zoo, funding was used to purchase 13 smart water meters and four smart water meter retrofit heads for existing meters to incorporate into the existing water monitoring system. This will allow more accurate, real-time data monitoring of water usage, helping zoo staff identify and fix leaks by flagging water losses earlier. Projected water savings are estimated at 10-15 percent. The zoo also purchased two on demand water heaters to replace old tank heaters. In addition to being more efficient, on demand water heaters reduce natural gas usage by eliminating the need to keep the water continually heated. Zoo staff also replaced an old ultra-low temperature freezer, eliminating legacy refrigerants that have a higher global warming potential than newer models. LED lighting upgrades were also installed in Hall E at the Portland Expo Center, and at the tennis courts and driving range at the Glendoveer Golf and Tennis Center.





KEY ACCOMPLISHMENTS

Comprehensive audits across Metro inform waste reduction strategies

The adage, “you can’t manage what you don’t measure” motivated Metro to conduct waste audits at Metro’s largest facilities in FY 2019-20, with the goal of accelerating progress toward Metro’s ambitious waste reduction goal. Metro hired a consultant to conduct objective, third party audits to establish a baseline and better inform and evaluate waste prevention and reduction strategies. Community Environmental Services collected and sorted all of the waste generated over a 24-hour period at Metro Regional Center, Oregon Convention Center, Oregon Zoo and the Portland Expo Center. The audit reports documented the composition of the waste stream (garbage, recyclables and food waste), contamination rates, and where particular materials were generated within the facilities. These audits identified opportunities to prevent waste in the first place, as well as increase recycling, composting and food donation rates. Metro plans to act on the audit recommendations when operations are fully resumed at these facilities.

Oregon Zoo develops Sustainability Plan

One of the first endeavors undertaken by the newly launched Oregon Zoo Green Team in FY 2019-20 was to develop a sustainability plan for the zoo. Tiering off Metro’s agency-wide Sustainability Plan, and drawing from the Association of Zoos and Aquariums’ Green Guide, the zoo’s Sustainability Plan focuses on seven key themes that have the potential to significantly reduce the zoo’s ecological footprint: Reducing Carbon, Choosing Nontoxics, Preventing Waste, Conserving Water, Enhancing Habitat, Sustainable Sourcing & Purchasing, and Sustainable Design & Construction. For each theme, the Plan describes current data and practices, goals, key indicators, and possible actions to be pursued. The plan will help guide the zoo toward reaching its sustainability vision to “work diligently to integrate sustainability into all daily operations and planning for the future, and to inspire both staff, volunteers and guests to practice sustainability in our own lives.”



Metro Green Teams take action

Green teams across Metro took action in FY 2019-20 to seize opportunities to engage employees and implement projects to advance sustainability at their sites, including:

- Hosting the EcoChallenge in October 2019 to support staff in building better habits to create environmental and social change
- Pivoting from a robust suite of in-person activities planned for the 50th anniversary of Earth Day in April to an interactive virtual EcoBingo game that staff could participate in remotely
- Conducting a solar study for the Borland Native Plant Center
- Installing dishwashers in break rooms at the zoo to facilitate the use of durable dishware



KEY ACCOMPLISHMENTS

Renovation of Oregon Convention Center advances sustainability and equity

With the goal of maintaining its status as one of the most sustainable convention centers in the world and its LEED Platinum certification, the Oregon Convention Center's ambitious renovation completed in October 2019 centered sustainability and equity.

The renovation included all LED lighting that is automatically controlled to brighten or dim depending on the amount of natural light in the space at a given time. As part of the changes to OCC's actual building and functionality, a corridor built as an alternative route makes it possible for event attendees to forego using OCC's elevators while traveling across the first floor. This improves accessibility, and lighter use of escalators lighter usage of escalators and elevators means less time, energy use, and cost to maintain and repair them. OCC's single level escalators each use approximately 15,000 kilowatt-hours of electricity annually to operate 12 hours per day, equivalent to the

energy consumed by about three average American households.

Environmentally-friendly materials were used whenever possible. Modular tiles were selected for the new carpet, which reduces waste and embodied carbon when areas of carpet need to be replaced. The carpet, manufactured in the U.S., is made of 53 percent pre-consumer recycled materials and is certified as Green Label Plus, the highest standard for reducing volatile organic compound (VOC) emissions. Instead of letting the 110 tons of old carpet go to waste, it was recycled and repurposed. The carpet padding was remade into new carpet padding, while the carpet itself was shipped to Seattle to be used to filter waste coming from cargo ships to help to prevent pollution of the Puget Sound. In addition, a particular focus was placed on recycling construction waste, including metals and gypsum.

An important focus of the renovation project

was OCC's outdoor plaza. The plaza sits directly adjacent to the Hyatt Regency Portland at the Oregon Convention Center, linking the two venues, and can be used for flexible outdoor events. The design of the plaza incorporated new stormwater planters in the north plaza and in the main entry which significantly increased the amount of stormwater treated onsite, as well as decreased the amount of impervious surface by 14,000 square feet. In addition, over 100 rose bushes were donated to the Portland Rose Society and bike racks and park benches were donated to the Rebuilding Center.

The OCC renovation project was also the largest public contract in Oregon ever awarded to a certified Minority Business Enterprise. This was a goal of the project from the outset. Of the total contract dollars, 51 percent were awarded to businesses that were registered with Oregon's Certification Office for Business Inclusion and Diversity as Minority-owned or Women-owned Businesses. Forty percent of hours worked on site were by people of color and seven percent of hours worked were by women.





KEY ACCOMPLISHMENTS

IPM program reduces toxics across Metro operations

Visitors to the Oregon Convention Center may not be aware of a unique, commissioned piece of art installed in the northeast plaza – a 600-year old Douglas fir downed log discovered in the Mount Hood wilderness in the 1960s. Artist Buster Simpson brought it to the convention center in 1991 as the Host Analog, “an urban nurse log serving to exemplify a living laboratory of diversity, adaptability and resilience”. Recently the Host analog has been experiencing an infestation of the hemlock woolly adelgid, a tiny sap sucking insect. Rather than use a pesticide treatment that could also kill non-target insects like pollinators, Metro’s IPM coordinator worked with the artist, OCC facility staff, and the landscaper to devise an alternative approach that involved adding compost, fertilizer, and a horticultural oil that eliminates egg hatching and ultimately reduces the pest population.

Some of the other ways the IPM program helped Metro reduce toxics across venues, parks and natural areas in FY 2019-20 include:

- Helping coordinate on-call contractors for stinging insect management such as in-ground yellow jacket nests at the Oregon Zoo and Blue Lake Park
- Providing facility inspections primarily focused on rodent exclusion. The use of a trail camera helped identify the pest and

entry points such as attics and crawl spaces.

- Offering technical assistance to the Native Plant Center to address eastern gray squirrels that were eating the plants used for native seed harvest. Adding mesh screens on and filter fabric around the base of the planters helped discourage digging.
- Providing the Oregon Zoo with direct support and technical assistance to address pest issues, maintain animal health, reduce toxics and implement best management practices.
- Continuing to support the Oregon Department of Agriculture’s Japanese beetle eradication project in Washington County. This involved working with multiple stakeholders including yard debris facilities, haulers, and local governments.





Looking ahead

For FY 2021-22, Metro plans to continue to amplify climate action in recognition of the urgency of the climate crisis. In alignment with Metro's Strategic Framework, the sustainability program will drive integration of climate justice and resilience into Metro's policies, capital investments and operations. Planned work includes implementing the Clean Air Construction Standard, updating Metro's climate goal and strategies, and rolling out an updated green building policy. The program will also support the transition to increased telework, and advance progress in key sources of Metro's emissions including capturing remaining energy efficiency opportunities, developing a renewable energy goal and financing strategy, and pursuing key opportunities to electrify Metro's fleet and transition to low carbon fuels. To better coordinate agency-wide climate work, Metro plans to convene a climate task force to articulate Metro's climate strategy, strengthen accountability and build climate justice and

resilience knowledge across Metro. Other priorities include continued reduction of toxic chemicals and deeper integration of racial equity into Metro's sustainability work.

Learn more about Metro's internal sustainability program at:

oregonmetro.gov/greenmetro



Agenda Item No. 3.1

Resolution No. 21-5189, For the Purpose of Authorizing the Chief Operating Officer to Execute a Short-Term Intergovernmental Revenue Sharing Agreement with Multnomah, Washington, and Clackamas Counties to Implement the Metro Supportive Housing Services Program
Resolutions

Metro Council Meeting
Tuesday, June 29, 2021

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING THE)	RESOLUTION NO. 21-5189
CHIEF OPERATING OFFICER TO EXECUTE A)	
SHORT-TERM INTERGOVERNMENTAL)	Introduced by Chief Operating Officer
REVENUE SHARING AGREEMENT WITH)	Marissa Madrigal with the Concurrence of
MULTNOMAH, WASHINGTON, AND)	Metro Council President Lynn Peterson
CLACKAMAS COUNTIES TO IMPLEMENT THE)	
METRO SUPPORTIVE HOUSING SERVICES)	
PROGRAM)	

WHEREAS, on February 25, 2020, the Metro Council referred to the Metro area voters a personal and business income tax for the purposes of funding Supportive Housing Services in the Metro region (the "Supportive Housing Services Measure"); and

WHEREAS, on May 19, 2020, the Metro Area voters approved the Supportive Housing Services Measure, which was later codified in Metro Code Chapters 11.01, 7.05, 7.06 and 7.07; and

WHEREAS, the Supportive Housing Services Measure was designed to allow allocation of the Supportive Housing Services funds to Multnomah, Clackamas, and Washington Counties (collectively, "the Counties") via an intergovernmental agreement (IGA) that would govern the disbursement and uses of the funds; and

WHEREAS, although Metro and the Counties have begun negotiations for the Supportive Housing Services IGA, negotiations are not complete and will not be complete before the beginning of the 2021-22 fiscal year, which begins on July 1; and

WHEREAS, the Counties have already incurred certain expenses and costs associated with providing supportive housing services and building administrative and staffing capacity to provide the supportive housing services consistent with Metro Code § 11.01.050; and

WHEREAS, in order to provide the Counties and our unhoused neighbors with needed Supportive Housing Services funding to begin offering supportive housing services on or after July 1, it is necessary for Metro and the Counties to enter into a Short-Term Revenue Sharing Agreement; and

WHEREAS, this Short-Term Revenue Sharing Agreement attached as Exhibit A will expire on October 1, 2021, unless all parties mutually agree to extend it if necessary; and

WHEREAS, this Short-Term Revenue Sharing Agreement requires the Counties to spend any funding received from Metro in accordance with each county's Metro-approved Local Implementation Plan; now therefore,

BE IT RESOLVED that the Metro Council authorizes the Chief Operating Officer to execute the Short-Term Revenue Sharing Agreement with Multnomah, Clackamas, and Washington Counties that is attached as Exhibit A to implement The Metro Supportive Housing Services Program.

ADOPTED by the Metro Council this ____ day of June 2021.

Lynn Peterson, Council President

Approved as to Form:

Carrie MacLaren, Metro Attorney

REVENUE SHARING AGREEMENT

This REVENUE SHARING AGREEMENT ("Agreement") is by and between Metro Regional Government, a municipal corporation of the state of Oregon ("Metro"); Clackamas County, a political subdivision of the state of Oregon ("Clackamas"); Multnomah County, a political subdivision of the state of Oregon ("Multnomah"); and Washington County, a political subdivision of the state of Oregon ("Washington"). Washington, Multnomah, and Clackamas each are a "County" and are collectively referred to as the "Counties"; all parties to the Agreement are a "Party" and they are collectively referred to as the "Parties".

Recitals

WHEREAS, on February 25, 2020, the Metro Council adopted Ordinance No. 20-1442, which imposed business and personal income taxes (the "Income Taxes") to fund a supportive housing services program based on its finding that areas within Metro's jurisdictional boundary (generally, the urbanized areas of Multnomah, Washington, and Clackamas counties) face a severe housing affordability and homelessness crisis that endangers the health and safety of thousands of Metro's unhoused neighbors; and

WHEREAS, also at the Metro Council meeting on February 25, 2020, the Metro Council adopted Resolution 20-5083, which referred Ordinance No. 20-1442 to voters within the Metro jurisdictional boundary for approval. The Multnomah County Elections Division designated Ordinance No. 20-1442 as Ballot Measure 26-210 (the "Measure"), and it was placed on the May 19, 2020, primary election ballot (within Metro's jurisdictional boundary); and

WHEREAS, On May 19, 2020, the Metro area voters approved the Measure, thereby approving Ordinance No. 20-1442; and

WHEREAS, the ballot title to the Measure "direct[ed] regional funding to local services agencies, require[d] community engagement to develop localized implementation plans[, and] ... [a]llocate[d] funds to counties by estimated revenue collected [from the Income Taxes] within each county ..."; and

WHEREAS, and as more specifically set forth below, the Agreement sets forth the Parties' understanding that Metro will allocate funding from the Income Taxes to the Counties to pay for supportive housing services consistent with each County's Metro-approved Local Implementation Plan to allow the Parties more time to work on a comprehensive intergovernmental agreement for the that funding (the "SHS IGA"); and

WHEREAS, the Parties have agreed to the Term, defined below, that provides them with additional time to negotiate their respective SHS IGAs, which they plan to collectively negotiate and execute, and, upon mutual agreement, may further extend the Term if additional time is required.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties, intending to be legally bound, hereby covenant and agree as follows:

Agreement

1. **Recitals Incorporated.** All of the foregoing Recitals are true and correct and are incorporated herein as part of the Agreement for all purposes.

2. **Effective Date; Term.** Upon approval by the Metro Council and the boards of commissioners for each of the Counties, the Agreement shall be effective on July 1, 2021 ("Effective Date"). The Agreement shall run from the Effective Date until the earlier of October 1, 2021, or full execution of a SHS IGA by a County, unless otherwise terminated by a Party as provided in **Section 5** (the "Term"). To avoid ambiguity, the Parties recognize that any particular County may fully execute its own SHS IGA with Metro before the other Counties do so and at any time. Upon a County fully executing its own SHS IGA with Metro (including approval of that IGA by both Metro Council and the county's board of commissioners), then the Term of this Agreement shall end with respect to that Party and that Party's obligations with respect to use of Income Taxes shall be fully captured in its SHS IGA.

3. **Obligation of Metro.** Commencing July 1, 2021, and quarterly during the Term or any extension thereof, Metro will allocate to the Counties the Program Funds, defined below, collected from the Income Taxes as follows: 21.3% to Clackamas County, 45.3% to Multnomah County, and 33.3% to Washington County. Metro may only allocate funding to a County that has a Metro-approved Local Implementation Plan. As described in more detail in **Section 4**, revenue from the Income Taxes allocated to the Counties under the Agreement shall only be used for supportive housing services consistent with the terms of that County's Metro-approved Local Implementation Plan and this Agreement.

As used herein, "Program Funds" means Income Tax revenue, minus Metro's administrative and collection costs, available to a County under the Agreement.

4. **Obligations of Counties.** The Counties shall use the funding received from Metro under the Agreement only for supportive housing services and as consistent with the terms of the Metro-approved Local Implementation Plan. The Counties agree that their use of the allocated Income Tax revenues also will be subject to the terms of the SHS IGA when it is executed by the Parties.

a. **Spending On Initial SHS Costs.** Anticipating receipt of Income Taxes revenue, the Counties have incurred certain expenses and costs associated with providing supportive housing services and building administrative and staffing capacity to provide the supportive housing services consistent with Metro Code § 11.01.050 ("Initial Costs"). The Counties may pay for Initial Costs through transfers of funds, loans, or other forms of financing until sufficient Income Tax revenue is received by Metro and allocated to the Counties under the Agreement. By execution of this Agreement, Metro expressly agrees that the Counties may use funds received from Metro under this Agreement for repayment of Initial Costs. Metro further agrees that the Initial Costs shall not be considered a part of the Counties' existing supportive housing services program for purposes of the Measure's prohibition against displacement of funds currently provided.

5. **Termination.** The Agreement may be terminated: (a) at any time by mutual written agreement of the Parties; or (b) at any time after a Party has failed to cure a breach of the Agreement after receiving 30 days written notice from the non-breaching Party. To avoid ambiguity, a termination under subsection (b) of this section affects only the Party that has failed to cure a breach of the Agreement. The Agreement shall remain in place for all other Parties in the event of a breach by and termination of one Party. Unless

extended by written mutual agreement of the Parties, the Agreement shall terminate at the end of the Term.

6. **Entire Agreement.** This Agreement contains the entire agreement between the Parties with regard to the matters set forth in it, and any prior negotiations and understandings between the Parties have been merged herein. This Agreement may not be altered, amended, modified or otherwise changed in any respect whatsoever, except by a writing signed by each Party, as provided in **Section 9**. The terms of this Agreement are contractual and not a mere recital.

7. **No Assignment; Successors; Third-Party Beneficiaries.** No Party may assign its interest in the Agreement to a third-party without the prior written consent of the other Parties. The Agreement shall be binding upon and inure to the benefit of the Parties hereto jointly and severally and the heirs, executors, representatives, successors, predecessors and assigns of each. This Agreement shall be enforceable only by each Party in its own right and shall not be enforceable by any person or entity. Nothing contained in this Agreement is intended to or shall confer any rights, benefits, remedies, or entitlements upon any person or entity other than the Parties.

8. **Mutual Preparation.** This Agreement, in all respects, shall be deemed and construed to have been prepared mutually and equally by all of the Parties. No uncertainty or ambiguity herein shall be construed against any Party.

9. **General.** Each Party represents and warrants that it has the power and authority to enter into and perform the Agreement. No modifications or amendment of this Agreement shall be binding unless contained in a writing signed by the Party to be bound thereby and no waiver, promise or representation by a Party shall be binding thereon unless contained in a signed writing. Except as otherwise provided above, the Agreement may only be amended or supplemented by a writing that: (a) is signed by a duly authorized representative of all Parties; (b) clearly recites the Parties' understanding and intent to amend the Agreement; and (c) clearly and with specificity describes the terms to be amended or supplemented. Any notice given hereunder must be in writing, which shall be deemed effective upon deposit in the U.S. mail, postage prepaid, if addressed to a Party at its address of record. If any part of this Agreement shall be deemed invalid, illegal, or unenforceable to any extent, the provision shall be construed to be enforceable to the fullest extent possible, and the remainder of the Agreement shall not be affected and shall be enforceable.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK

REVENUE SHARING AGREEMENT
Signature Page

The Agreement may be executed in multiple counterparts and may be electronically signed. Any verified electronic signatures appearing on the Agreement are the same as handwritten signatures for the purposes of validity, admissibility, and enforceability. Any reproduction of the Agreement made by reliable means is considered an original.

Metro

Clackamas County

By: _____

By: _____

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Office of Metro Attorney Review:

Reviewed: CARRIE MACLAREN, ATTORNEY FOR METRO

Clackamas County Attorney Review:

Reviewed: STEPHEN MADKOUR, COUNTY ATTORNEY FOR CLACKAMAS COUNTY, OREGON

By: _____

Assistant Metro Attorney

By: _____

Assistant County Attorney

Date: _____

Date: _____

Multnomah County

Washington County

By: _____

By: _____

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Multnomah County Attorney Review:

Reviewed: JENNY M. MADKOUR, COUNTY ATTORNEY FOR MULTNOMAH COUNTY, OREGON

Washington County Attorney Review:

Reviewed: TOM CARR, COUNTY ATTORNEY FOR WASHINGTON COUNTY, OREGON

By: _____

Assistant County Attorney

By: _____

Assistant County Attorney

Date: _____

Date: _____

IN CONSIDERATION OF:

RESOLUTION NO. 21-5189, FOR THE PURPOSE OF AUTHORIZING THE CHIEF OPERATING OFFICER TO EXECUTE A SHORT-TERM INTERGOVERNMENTAL REVENUE SHARING AGREEMENT WITH MULTNOMAH, WASHINGTON, AND CLACKAMAS COUNTIES TO IMPLEMENT THE METRO SUPPORTIVE HOUSING SERVICES PROGRAM

Date: June 22, 2021
Department: Planning & Development
Meeting Date: June 29, 2021

Prepared by: Craig Beebe,
craig.beebe@oregonmetro.gov
Presenter: Patricia Rojas, Regional
Housing Director
Length: 10 min.

ISSUE STATEMENT

On May 19, 2020, greater Portland voters approved Measure 26-210, establishing Metro's regional supportive housing services program to address the region's homelessness crisis, and help individuals and families find and keep safe, stable, affordable housing across the region.

This program brings a groundbreaking level of regional coordination and scale to address this regionwide challenge between Metro and Local Implementation Partners. Each of the Metro area's three counties developed a Local Implementation Plan through inclusive engagement with community and local practitioners, analysis of local conditions and needs, and developing a framework for planned investments. As required for the counties to receive funding from the regional measure, these plans have now been approved by the Metro Council per the recommendation of the Regional Oversight Committee.

Local Implementation Plans will be incorporated into intergovernmental agreements with each Local Implementation Partner, along with agreements concerning other matters of program implementation, transfer of funds, and ongoing oversight, accountability and management.

It is critical for these agreements to provide a pathway to successful partnership and program implementation over the next 10 years. As final negotiations for longer-term agreements advance, a short-term revenue sharing agreement will allow Supportive Housing Services measure funding distribution to begin to counties, and program investments to begin on July 1, 2021.

ACTIONS REQUESTED

- Approve Resolution No. 21-5189 to authorize the execution of a short-term intergovernmental revenue sharing agreement (Exhibit A to the resolution) with the three Local implementation partners for the supportive housing services measure.

IDENTIFIED POLICY OUTCOMES

As described in Metro Code Chapter 11.01.100, "Implementation Intergovernmental Agreements with each Local Implementation Partner will specify how Supportive Housing Services tax collections will be released. Agreements will include specifications for annual program budgets, financial reporting, and practices for reserving funds, and redistribution of funds if a jurisdiction fails to comply with the Agreement."

The Metro Council has an inherent interest, as do our county partners, in ensuring these agreements fully advance the requirements of the measure, expectations of voters, and the outcomes communities seek over the ten-year implementation of the measure.

At the same time, Council and our county partners seek to have program investments begin as soon as possible, following extensive community and stakeholder engagement, analysis, review and approval of Local Implementation Plans by the Metro Council.

A short-term revenue-sharing agreement, built on the framework of these Local Implementation Plans, will allow program investments to launch on time – advancing the interests and needs of Council, county partners, and the community – while allowing for negotiations to continue on full intergovernmental agreements that will govern program administration over the long term. Staff will brief council on negotiations this summer and bring to council for a vote in late summer or early fall.

POLICY OPTIONS FOR COUNCIL TO CONSIDER

Through the adoption of this Resolution, the Metro Council authorizes the Metro COO and staff to execute a short-term intergovernmental revenue sharing agreement with the three counties, in effect allowing transfer of program funds and the beginning of services as described in each county's Local Implementation Plan.

If the Metro Council does not adopt the resolution, it may direct staff to work with county counterparts to resolve any issue(s) of concern. This will lead to a delay in program launch.

STAFF RECOMMENDATION

Staff recommends that Council adopt the Resolution.

STRATEGIC CONTEXT & FRAMING COUNCIL DISCUSSION

Approval of this resolution represents a significant milestone for launching the Supportive Housing Services program, after more than 13 months of dedicated work following the passage of the measure in May 2020.

During these months, the Metro Council, staff and partners have, among other activities and accomplishments:

- convened a Stakeholder Advisory Table in summer 2020, to provide guidance on key outcomes and the program work plan;
- convened a Tax Advisory Table to advise on the collection of the business and personal income taxes that fund the program;
- entered into an intergovernmental agreement with the City of Portland to collect these taxes, and begun tax collection;
- completed and adopted a Regional Work Plan and Metro Code to guide implementation of the program.
- chartered and seated a Regional Oversight Committee in full partnership with local implementation partners, and convened seven meetings of the committee;
- reviewed three Local Implementation Plans and worked with the Regional Oversight Committee to review them for Metro Council approval, following many hours of inclusive engagement and analysis on the part of the Local Implementation Partners;
- collaborated to develop key matters of regional implementation including a regional long-term rent assistance program, outcomes and data collection, and programming.

Our partners are ready to proceed, and Metro is prepared to work collaboratively with them to deliver services desperately needed by people experiencing or at risk of homelessness throughout the region; the broader outcomes desired by communities, particularly BIPOC communities and those on the front lines of this crisis; and the accountability the region's voters demand and deserve. Adoption of the resolution allows program launch to proceed expediently and with accountability, as longer-term implementation agreements are finalized.

BACKGROUND

Negotiation of intergovernmental agreements has proceeded in earnest since April 2021, with several steps of review among program and legal staff at each of the local implementation partners and Metro. The approval of Local Implementation Plans was a key milestone in this process, as these plans form the backbone of program implementation.

The short-term revenue sharing agreements include the following agreement areas between Metro and Local Implementation Partners, including but not limited to:

- Term limit of October 1
- Obligations for Metro and counties
- Allocation percentage by county
- Terms for spending tax revenue
- Termination

Upon agreement to the terms by program and legal staff at Metro and each of the Local Implementation Partners, the short-term revenue sharing agreement was finalized for consideration by each partner's governing body (county boards of commissioners) and the Metro Council.

ATTACHMENTS

- Resolutions No. 21-5189

- Exhibit A: Short-Term Intergovernmental Revenue Sharing Agreement between Metro and the three Local Implementation Partners