

IN CONSIDERATION OF:

RESOLUTION NO. 21-5231, FOR THE PURPOSE OF AUTHORIZING THE CHIEF OPERATING OFFICER TO EXTEND THE SHORT-TERM INTERGOVERNMENTAL REVENUE SHARING AGREEMENT WITH MULTNOMAH, WASHINGTON, AND CLACKAMAS COUNTIES TO IMPLEMENT THE METRO SUPPORTIVE HOUSING SERVICES PROGRAM

Date: December 1, 2021
Department: Planning & Development
Meeting Date: December 9, 2021

Prepared by: Patricia Rojas,
patricia.rojas@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 was approved by Metro Council on June 29, 2021, and was amended on September 30, 2021 via Resolution 21-5204. That amendment extended the expiration date of the original agreement from October 1, 2021 to November 1, 2021, with the option for Metro's Chief Operating Officer to extend another 30 days (December 1, 2021).

As IGA negotiations are still underway, a second extension of the revenue sharing agreement is requested. The extension will allow Supportive Housing Services measure funding distribution to continue to counties and will allow county partners to maintain progress in program implementation.

ACTIONS REQUESTED

- Approve Resolution No. 21-5231 to authorize an extension of the amended Short-Term Intergovernmental Revenue Sharing Agreement (approved through resolutions No. 21-5189 and 21-5204) to January 31, 2022 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 already have begun program investments and program launch, 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, has allowed program investments to start and continue to launch – 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.

POLICY OPTIONS FOR COUNCIL TO CONSIDER

Through the adoption of this Resolution, the Metro Council authorizes the Metro COO and staff to extend the existing Short-Term Intergovernmental Revenue Sharing Agreement with the three counties to extend the existing agreement. This will continue to allow the disbursement of program funds and will allow county partners to continue to implement the programs described in their Local Implementation Plans.

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 may lead to an interruption in program implementation.

STAFF RECOMMENDATION

Staff recommends that Council adopt the Resolution.

STRATEGIC CONTEXT & FRAMING COUNCIL DISCUSSION

Approval of this resolution is key for implementation partners to continue to launch and implement the Supportive Housing Services program since programming began on July 1, 2021. This is following dedicated work by Metro and implementation partners since the passage of the Measure in May 2020. Prior to program launch, partners have:

- 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;
- recommended for approval 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.
- programming began on July 1, 2021

Our partners have launched and are actively implementing programming and Metro is working collaboratively with them to continue 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 implementation 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.

Metro Council approved Resolution No. 21-5189, which allowed the execution of the current short-term revenue sharing agreement, and also approved Resolution No. 21-5204, which amended the original agreement. That original agreement includes 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

Resolution No. 21-5204 extended the Agreement term to November 1, with the option for the Metro COO to extend for an additional 30 days should that be needed.

Resolution 21-5231, if adopted, would extend the term (December 1, 2021) to January 31, 2022.

Upon agreement to the terms by program and legal staff at Metro and each of the Local Implementation Partners, the amendment to 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

- Resolution No. 21-5204 & Exhibit A: Amendment to Short-Term Intergovernmental Revenue Sharing Agreement between Metro and the three Local Implementation Partners