BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF APPROVING THE AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT AMONG THE STATE OF OREGON, METRO, CLACKAMAS COUNTY, AND OREGON CITY FOR THE WILLAMETTE FALLS LEGACY PROJECT	)))	RESOLUTION NO. 17-4815 Introduced by Chief Operating Officer Martha Bennett in concurrence with Council President Tom Hughes

WHEREAS, Metro, the State of Oregon, Clackamas County and the City of Oregon City (the public partners) have been working together since the bankruptcy liquidation of the Blue Heron Paper Company in 2011, in order to investigate the former paper mill site's potential and future;

WHEREAS, the public partners recognized four core values for the property early in the investigations and have carried these four core values of public access, economic redevelopment, healthy habitat, and historic and cultural interpretation through to today;

WHEREAS, in fall 2014, following on the success of Oregon City's 2014 land use framework plan and rezone process, which established a broad vision for the property, with the consent and cooperation of the property's private owner, Falls Legacy LLC, the public partners entered into a Memorandum of Understanding to start work creating public access to Willamette Falls (the riverwalk);

WHEREAS, in June 2015, following extensive outreach, Metro awarded a contract for design of the riverwalk;

WHEREAS, in June 2015, Oregon City, Clackamas County, and Falls Legacy LLC were awarded a Community Planning and Development Grant from Metro to complete a development opportunity study for the property, to examine the potential of the whole site to achieve the four core values;

WHEREAS, the State of Oregon awarded $7.5 million and $5 million to Metro to support capital construction of the riverwalk;

WHEREAS, in December 2016, the nonprofit "friends" group, known as Rediscover the Falls obtained formal Section 501c(3) tax status from the Internal Revenue Service and has begun forming a $15 million fundraising campaign to support the riverwalk;

WHEREAS, in May 2017, the public partners approved the overall design for the riverwalk and selected a Phase 1 riverwalk project;

WHEREAS, there is now a need to continue and update the decision-making and organizational structure among the public entities so that the public partners can continue working in a unified direction on the riverwalk and the overall redevelopment of the property (the "Legacy Project"), and the public partners can effectively deliver the first phase of the riverwalk;

WHEREAS, the proposed amended and restated intergovernmental agreement (IGA) attached as Exhibit A to this Resolution 17-4815, provides the governance structure needed for the Legacy Project

over the next six (6) years, continuing the "Partners Group," established in Metro Council Resolution No. 16-4676;

WHEREAS, the proposed IGA gives Metro overall project management responsibilities for the first phase of the riverwalk, commits Metro to leading the project management and construction management effort for this phase, and commits funds and staff to the Legacy Project as set forth in the project budget and staffing commitments attached to the proposed IGA;

WHEREAS, the proposed IGA memorializes responsibilities and funding and staffing commitments of the other public partners to the first phase of the riverwalk and the Legacy Project;

WHEREAS, the public partners, including the Partners Group, have approved the IGA, in the form attached to this Resolution; now therefore,

BE IT RESOLVED that the Metro Council hereby approves the proposed Amended and Restated Intergovernmental Agreement regarding the Willamette Falls Legacy Project, substantially in the form attached as Exhibit A to this Resolution 17-4815, with such changes as may be approved by the Office of Metro Attorney, and commits to the decision-making structure, budget and staffing requirements, and the terms and conditions set forth in the proposed IGA.

ADOPTED by the Metro Council this 20th day of July 2017.

Tom Hughes, Council President

Approved as to Form:

Alison R. Kean, Metro Attorney