

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING THE)	RESOLUTION NO. 18-4947
CHIEF OPERATING OFFICER TO ENTER INTO)	
AN INTERGOVERNMENTAL AGREEMENT TO)	Introduced by Chief Operating Officer Martha
ESTABLISH INTERIM GOVERNANCE AND)	Bennett in concurrence with Council
FUNDING FOR THE IMPLEMENTATION OF)	President Tom Hughes
LEVEE READY COLUMBIA)	
RECOMMENDATIONS)	

WHEREAS, by Resolution No. 15-4606, the Metro Council authorized participation in the Columbia River levee assessment process through execution of a Declaration of Cooperation; and

WHEREAS, it is in Metro's interest to participate to ensure the levee system continues to protect from flooding the area extending from the railroad embankment near the Expo Center east to the Sandy River; and

WHEREAS, de-certification of the levee system by the US Army Corps of Engineers and de-accreditation by the Federal Emergency Management Agency would have negative economic repercussions including loss of flood insurance, imposition of more stringent flood plain development regulations and access to commercial financing for levee protected properties; and

WHEREAS, Metro is a significant property owner within the levee protected area in the form of the Expo Center, Blue Lake Park and other properties; and

WHEREAS, by Resolution No. 14-4525, the Metro Council provided a funding commitment in an amount of \$300,000 (plus interest) for Phase 1 of the levee analysis process for the Peninsula Drainage Districts 1 and 2; and

WHEREAS, by Resolution No. 15-4641, the Metro Council authorized \$300,000 (plus interest) toward Phase 2 of the Columbia River levee assessment process encompassing the Multnomah County Drainage District and the Sandy River Drainage Company; and

WHEREAS, in the spirit of cooperation with Metro's partners in the region, Metro desires to contribute to the cost of implementing the governance and funding recommendations resulting from the Levee Ready Columbia assessment; and

WHEREAS, Metro Code Section 2.04.020 requires the Metro Council approval of contracts that obligate Metro to contribute funding not previously appropriated through the Metro budget process; now therefore

BE IT RESOLVED that the Metro Council authorizes Metro's Chief Operating Officer to enter into an Intergovernmental Agreement, in the form approved by the Metro Attorney, that obligates Metro to contribute \$50,000 per year (plus escalation) over a potential five-year term for implementation of the permanent governance and funding structure for the repair, reaccreditation and continued operation of the flood control system, so long as the agreement is clear that Metro is voluntarily contributing these funds and its contribution does not imply any obligation for future repair or reconstruction of the levee system.

ADOPTED by the Metro Council this _____ day of _____, 2018.

Tom Hughes, Council President

Approved as to Form:

Nathan A. S. Sykes, Acting Metro Attorney

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