

Amendments Proposed by Councilor Bob Stacey to Resolution No. 19-5002

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF APPROVING FISCAL) RESOLUTION NO. 19-5002
YEAR 2019-20 FUNDING FOR 2040 PLANNING)
AND DEVELOPMENT GRANTS FUNDED) Introduced by Interim Chief Operating
WITH CONSTRUCTION EXCISE TAX) Officer Andrew Scott in concurrence with
) Council President Lynn Peterson

WHEREAS, in 2006, Metro adopted Ordinance No. 06-1115, establishing a construction excise tax (CET) to generate revenue for providing grants to local governments for regional and local planning (“2006 CET Ordinance”); and

WHEREAS, the CET has successfully raised more than \$23.5 million in revenue that has been distributed by Metro to local governments through the Community Planning and Development Grant (“CPDG”) and the Equitable Housing Planning and Development Grants program for planning work across the region that otherwise could not have been funded; and

WHEREAS, on March 19, 2015 the Metro Council adopted Resolution No. 15-4595, which approved the Metro COO’s proposed amendments to the Administrative Rules governing the CET program; and

WHEREAS, on April 13, 2017 the Metro Council adopted Resolution No. 17-4782, which approved additional refinements to the Administrative Rules, changed the name of the grant program to 2040 Planning and Development Grant Program, and changed the program to annual grant cycles; and

WHEREAS, on April 12, 2018 the Metro Council adopted Resolution No. 18-4882, which approved additional refinements to the Administrative Rules, providing for the creation of a technical assistance component of the program to facilitate successful implementation of 2040 Planning and Development Grants by providing additional professional expertise as needed to successfully accomplish grant objectives; and

WHEREAS, on November 29, 2018 the Metro Council adopted Resolution No. 18-4916 which allocated \$2 million of CET funding for the 2019 grant cycle, with \$1 million of the allocated funds targeted for qualified projects that have a primary emphasis on equitable development projects, \$250,000 of the allocated funds targeted for qualified projects that facilitate infill development inside the Urban Growth Boundary, and the remaining \$750,000 of allocated funds targeted for qualified New Urban Area Planning projects; and

WHEREAS, Resolution No. 18-4916 also implemented refinements to the definition of Equitable Development projects; and

WHEREAS, on December 6, 2018 the Metro Council adopted Ordinance No. 18-1425 which amended Metro Code chapter 7.04 to remove the provision that the CET sunset in 2020, expanded grant program eligibility to allow private entities to apply for grant funds, and implemented additional

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refinements to four other subsections of the code to more clearly reflect current program policies and facilitate program and CET administration; and

WHEREAS, in April, 2019 Metro received 10 applications from five local governments and one private entity, requesting a combined total of more than \$3.4 million in grant funds in the 2019 grant cycle; and

WHEREAS, the Metro COO established a 2040 Planning and Development Grant Screening Committee (“Grant Screening Committee”) consisting of nine members with broad expertise in planning and development to provide the COO an assessment of the strength of each grant application in accordance with the criteria set forth in Metro Code Chapter 7.04 and the Administrative Rules, and the funding targets set forth in Resolution 18-4916; and

WHEREAS, on June 24, 2019 the Grant Screening Committee Chair submitted the Committee’s recommendations to Metro’s Interim COO identifying the projects they believe best meet the stated program goals and evaluation criteria and therefore merit grant funding; and

WHEREAS, in accordance with Metro Code Chapter 7.04 and the Administrative Rules, the Interim COO reviewed the recommendations of the Grant Screening Committee, and presented to the Metro Council the Interim COO’s recommendations for grant funding, attached to this Resolution as Exhibit A; and

WHEREAS, the Metro Council has reviewed the recommendations of the Interim COO, the work done by the Grant Screening Committee, the grant applications, the grant evaluation criteria, and the public testimony of grant applicants and other interested members of the public; and

WHEREAS, the Grant Screening Committee, applicants and community members invested in this program have highlighted several issues to be considered by the Metro Council in its policy discussion preceding the 2020 grant cycle, including the urgent need for anti-displacement and equity tools that can be developed and implemented by communities as House Bill 2001 (2019) takes effect, and the need to refine the program goals and criteria for the equitable development category of this grant program; and

WHEREAS, in Resolution No. 18-4916 the Metro Council adopted a policy of support for 2040 Planning and Development Grant applications that will facilitate equitable development projects to benefit low-income communities and communities of color; and

WHEREAS, in this 2019 grant cycle, the Metro Council is awarding \$835,000 of the \$1 million equitable development funding target and the Metro Council is eager to ensure that resources and tools are available to Metro staff, the Grant Screening Committee and applicants in order to fully fund the equitable development category in the next grant cycle; and

WHEREAS, the Metro Council accepts the COO’s recommendation to award funds as outlined in Exhibit A and as recommended by the 2040 Planning and Development Grant Screening Committee; now therefore,

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BE IT RESOLVED that the Metro Council hereby:

1. Makes the grant awards for the fiscal year 2019-2020 grant cycle totaling \$2,428,000, as set forth in Exhibit A, attached hereto and incorporated herein, to those grant recipients and for those projects and in the amounts listed in Exhibit A; and
2. Authorizes and directs the Metro Interim COO and staff, and the Office of Metro Attorney, to negotiate Intergovernmental Agreements with the grant recipients, which shall set forth milestones and funding disbursement dates that comply with the Metro Code Construction Excise Tax Chapter 7.04, the CET Administrative Rules, this Resolution No. 19-5002 and Exhibit A attached hereto.
3. Directs the Metro COO to enhance opportunities for Metro staff consultation with and advice to local governments and community-based organizations applying for 2040 Planning and Development Grants throughout the pre-application process, with particular attention to the equitable development grant category and community-based organization applicants, and directs the Metro COO to advise applicant community-based organizations and local governments about potential improvements to unsuccessful applications for equitable development grants to enhance conformance with the policy direction and grant criteria that will be applicable to the 2020 grant cycle.

ADOPTED by the Metro Council this _____ day of July, 2019

Lynn Peterson, Council President

Approved as to Form:

Carrie MacLaren, Metro Attorney