



# Memo

Date: September 30, 2021  
To: Marissa Madrigal, Metro Chief Operating Officer  
From: The Metro Council  
Subject: Implementation of Local Share Program Intergovernmental Agreement

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In 2019, Metro-area voters voted in favor of Metro's "[b]onds to protect water quality, fish, wildlife habitat, natural areas." The related resolution, Resolution No. 19-4988, Exhibit C, includes the guidelines for the bond's local share program. In the local share program, Metro will distribute up to \$92 million in bond funds to cities, counties and other park providers across greater Portland to protect land, restore habitat, and build and care for parks that connect people to nature in local communities. Exhibit C contains the following language for development of an IGA with park providers to distribute the local share funds:

[A]t a public meeting, the governing body of each local park provider must approve its desired local share projects prior to project initiation. In addition, the park provider must enter into an Intergovernmental Agreement with Metro, to be approved by the Metro Council and the governing body of the park provider. The Intergovernmental Agreement will include the approved local projects and the other requirements set forth in this Exhibit C.

Selected local share projects may be substituted if targeted land acquisition or proposed improvements become degraded, cost prohibitive or otherwise infeasible. Additionally, local park providers may add projects to their list if approved projects are less expensive than anticipated or become funded through other sources. Local park providers must notify the Metro Council in writing in advance of proposed substitutions and demonstrate how the substitute project meets this program's criteria and guidelines. The Metro Chief Operating Officer will determine whether proposed projects meet the Metro Council's policy direction set forth in this bond measure and any future Metro Council guidance consistent with this measure.

This memo implements the bond language requiring Metro and park providers to enter into an Intergovernmental Agreement, which must include the approved local projects and the other requirements contained in Exhibit C, and must be approved by both the Metro Council and the governing body of the park provider.

The Metro Council authorizes and directs Metro's Chief Operating Officer to implement the bond language requiring an Intergovernmental Agreement as follows:

1. The Metro Council approves the form of Intergovernmental Agreement, attached to this Resolution as Exhibit A, and authorizes the Chief Operating Officer to enter into an agreement with park providers in a form substantially similar to Exhibit A to implement local share projects.

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2. Before entering into or amending an Intergovernmental Agreement with a park provider, the Chief Operating Officer must:
  - a. Provide written notice after Metro staff's review and approval of park provider's proposed project, by email, to the Metro Council of a park provider's proposed local share project.
  - b. Coordinate with the Metro Council President to schedule a work session as soon as practical for the Metro Council to consider the proposed project only if, within seven (7) days of the notice, a Metro Councilor requests in writing, by email, review of a proposed local share project.

Metro's Chief Operating Officer may enter or amend an Intergovernmental Agreement only after issuing the written notice to the Metro Council described above.

3. The Metro Council authorizes the Chief Operating Officer to accept, on behalf of the Metro Council, any notification from a park provider with a proposed project substitution.

If further clarification is needed on this Intergovernmental Agreement process, the Metro Council authorizes Metro's Chief Operating Officer to issue related guidance and may issue the guidance without the Metro Council.