

CLACKAMAS COUNTY BOARD OF COUNTY COMMISSIONERS

Policy Session Worksheet

Presentation Date: 01/05/22 **Approx. Start Time:** 10:45 a.m. **Approx. Length:** 30 min.
Presentation Title: Approval of 2022 State and Federal Legislative Agendas
Department: Public and Government Affairs
Presenters: Sue Hildick, Chris Lyons and Trent Wilson
Other Invitees: Department Directors and County Elected Officials

WHAT ACTION ARE YOU REQUESTING FROM THE BOARD?

Public and Government Affairs (PGA) is seeking final adoption from the Board of County Commissioners (BCC) of the county's state and federal legislative priorities for 2022. PGA also is seeking BCC direction on federal advocacy activities.

EXECUTIVE SUMMARY:

In fall 2021, PGA worked with each County Commissioner and county department to identify potential state and federal policy and funding priorities for 2022. Final drafts of these priorities, in addition to a set of potential Congressionally Directed Spending project priorities (i.e. federal earmarks), are included in this packet. The county's state and federal legislative principles also are included, which reflect minor updates as shown in red.

A copy of the county's legislative process and messaging document is included in this packet for review.

The 2022 state legislative session will convene on February 1, 2022 and adjourn no later than March 7, 2022. The 117th Congress convened on January 3, 2021 and will end on January 3, 2023.

FINANCIAL IMPLICATIONS (current year and ongoing):

The county's state legislative agenda supports continued state/county shared revenue agreements and other funding streams that support major county programs and services. Loss of these revenues would result in potential cuts to county programs and services. The county's federal legislative agenda prioritizes key county programs and projects for potential federal funding and grant opportunities.

STRATEGIC PLAN ALIGNMENT:

- This item aligns with the Public and Government Affairs Strategic Business Plan goals to provide intergovernmental connections and relationship building, strategic policy development and messaging, legislative, advocacy, and outreach services to county elected officials and departments so they can build key partnerships to achieve policy goals important to Clackamas County, with special emphasis on the strategic results in the BCC Strategic Plan.
- This item aligns with all five of the county's Performance Clackamas goals:
 - Build public trust through good government;
 - Grow a vibrant economy;
 - Build a strong infrastructure;
 - Ensure safe, healthy, and secure communities; and
 - Honor, utilize, promote, and invest in our natural resources.

LEGAL/POLICY REQUIREMENTS:

N/A

PUBLIC/GOVERNMENTAL PARTICIPATION:

PGA continues to maintain close working relationships with the county's legislative delegation and staff at both the state and federal levels, all of whom are instrumental in advancing the county's legislative priorities.

OPTIONS:

1. Adopt the 2022 State and Federal Legislative Agendas as drafted and conditionally approve the list of potential earmark priorities
2. Amend the 2022 State and Federal Legislative Agendas and/or the list of potential earmark priorities

RECOMMENDATION:

1. Staff recommends Option #1: Adopt the 2022 State and Federal Legislative Agendas as drafted and conditionally approve the list of potential earmark priorities

ATTACHMENTS:

- Draft 2022 State Legislative Policy Agenda
- Draft 2022 Federal Legislative Policy Agenda
- Draft FY2023 Congressionally Directed Spending Project Priorities
- Clackamas County Legislative Process and Messaging
- PowerPoint Presentation

SUBMITTED BY:

Division Director/Head Approval _____

Department Director/Head Approval s/Sue Hildick

County Administrator Approval _____

For information on this issue or copies of attachments, please contact Sue Hildick @ 503-742-5900

2022 Clackamas County State Legislative Policy Agenda

COUNTY INITIATIVES

Courthouse Replacement Project

Secure final approval on the legislatively-authorized \$94.5 million in state bond funds to support the replacement of the 84-year old, structurally-deficient Clackamas County Courthouse. These state matching funds will support the design, engineering, and construction phases of the project to construct a new, modern courthouse that serves the needs of all county residents.

I-205 Improvements Project

Advocate for state action to resolve traffic congestion and diversion caused by the I-205 bottleneck between Stafford Road and OR 213, including seismic improvements to the Abernethy Bridge. The Oregon portion of I-205 is a federally designated High Priority Corridor and is vital to both the Portland metropolitan region and users statewide. Without additional travel lanes, this section of I-205 will be overwhelmed by forecasted traffic volumes and will negatively impact regional freight mobility.

COUNTY PRIORITIES

- Support policies and funding to address the **housing crisis** and improve housing stability for low income households, including supportive housing services
- Support legislation that provides **state indemnification** of local governments in cases where the county is acting on behalf of the state to provide services, such as Aid and Assist contracts for mental health programs.

STATE LEGISLATIVE PRINCIPLES

Clackamas County's policy positions will be guided by the five strategic goals below. Priority consideration will be given to policies that advance equity and inclusion, and support the county's goal of being carbon neutral by 2050.

Grow a Vibrant Economy

The county supports legislation that incentivizes businesses to grow and prosper. Successful legislation will ensure the county has dedicated resources for attracting and growing industries and workforce, and has access to an adequate supply of shovel-ready employment lands to expand economic development opportunities.

Build a Strong Infrastructure

The county supports legislation that encourages long-term investments in major infrastructure projects to improve the quality of life of county residents. Successful legislation will ease congestion, expand travel options, enhance seismic resiliency, spur economic growth in employment areas including the Sunrise Gateway Corridor, broaden telecommunication access, and promote science-based and ratepayer-minded water quality protections.

Honor, Utilize, Promote & Invest in our Natural Resources

The county supports legislation that ensures effective and sustainable management and conservation of our abundant natural and agricultural resources. Successful legislation will stimulate and preserve the integrity of our natural resource-based economy, reduce and sequester carbon emissions, and adhere to the public process of Oregon's land use system.

Ensure Safe, Healthy, and Secure Communities

The county supports legislation that improves the health, safety, and wellbeing of all county residents and communities. Successful legislation will support access to community assets, such as parks and libraries, and assist vulnerable populations including residents who are facing homelessness, substance abuse and addictions, behavioral health challenges, and public health threats. Legislation also should help to reduce the crime rate and recidivism, promote and sustain best practices for justice-involved individuals, improve emergency communications and disaster preparedness, and protect survivors of domestic violence.

Build Public Trust through Good Government

The county supports legislation that enhances the county's ability to deliver effective, reliable, and equitable services to county residents. Successful legislation will maintain the county's financial sustainability, allocate sufficient resources for county programs, preserve state and county shared revenue agreements, and support county efforts to attract and retain qualified employees. Legislation also should not impose unfunded mandates, preempt local tax sources, or restrict local government authority.

2022 Clackamas County Federal Legislative Policy Agenda

COUNTY INITIATIVE

- Federal funding to support the **I-205 Improvements Project**
 - 2022 Objectives:
 - Ensure that the project remains a Joint Policy Advisory Committee on Transportation (JPACT) federal priority
 - Advocate that the Oregon Department of Transportation (ODOT) prioritize I-205 project funding
 - Support and/or partner with ODOT to apply for U.S. Department of Transportation (USDOT) grants

COUNTY PRIORITIES

- Funding and legislation to support the repair and ownership transfer of the **Willamette Falls Locks**
 - 2022 Objectives:
 - Advocate for \$7.25 million for capital repairs (to match state investment)
 - Advance efforts for the U.S. Army Corps of Engineers to transfer the facility to the public corporation
- Legislation for the responsible and sustainable **management of federal forest lands**, including O&C Lands, for **wildfire prevention and predictable revenue to counties from shared timber receipts**
 - 2022 Objectives:
 - Partner with NACo and other key stakeholders on efforts to advance federal forest management reform
 - Engage with members of the Oregon delegation on the need for federal forest management reform and a predictable source of revenue to be achieved through sustainable harvest
 - Work with the Association of O&C Counties and others to support long-term solutions to Secure Rural Schools (SRS) funding and management of O&C lands
- Legislation to provide enhanced **flexibility on American Rescue Plan Act (ARPA) funds**
 - 2022 Objectives:

- Partner with NACo and other key stakeholders to pass legislation that expands the type of projects that may be funded using the county's share of federal ARPA funds
- Legislation to support **Mt. Hood** recreation, access, and protection
 - 2022 Objectives:
 - Support pending legislation to be introduced by Rep. Blumenauer and Sen. Wyden
 - Engage with members of the Oregon delegation to build support for the county's FEMA Building Resilient Infrastructure and Communities (BRIC) grant application to underground electricity lines and rebuild substations along the Mt. Hood corridor, in partnership with Portland General Electric (PGE)
- Policies and funding to support **housing and human services programs**, and other county operations that are reliant on federal resources

FEDERAL LEGISLATIVE PRINCIPLES

Clackamas County's policy positions will be guided by the five strategic goals below. Priority consideration will be given to policies that advance equity and inclusion, and support the county's goal of being carbon neutral by 2050.

Grow a Vibrant Economy

The county supports legislation that incentivizes businesses to grow and prosper. Successful legislation will ensure the county has dedicated resources for attracting and growing industries and workforce, and qualifies for programs that assist efforts to expand economic development opportunities.

Build a Strong Infrastructure

The county supports legislation that encourages long-term investments in major infrastructure projects to improve the quality of life of county residents. Successful legislation will ease congestion, expand travel options, enhance seismic resiliency, spur economic growth in employment areas including the Sunrise Gateway Corridor, broaden telecommunication access, and promote science-based and ratepayer-minded water quality protections.

Honor, Utilize, Promote & Invest in our Natural Resources

The county supports legislation that ensures effective and sustainable management and conservation of our abundant natural and agricultural resources. Successful legislation will stimulate our natural resource-based economy, reduce wildfire risk, and improve the financial stability of counties by creating a predictable and long-term solution to county revenue needs.

Ensure Safe, Healthy, and Secure Communities

The county supports legislation that improves the health, safety, and wellbeing of all county residents and communities. Successful legislation will support access to community assets, such as parks and libraries, assist vulnerable populations including residents who are facing homelessness, substance abuse and addictions, behavioral health challenges, and public health threats. Legislation also should help reduce the crime rate and recidivism, promote and sustain best practices for justice-involved individuals, protect survivors of domestic violence, improve emergency communications and disaster preparedness, and enhance the region's readiness for threats or acts of terrorism.

Build Public Trust through Good Government

The county supports legislation that enhances the county's ability to deliver effective, reliable, and equitable services to county residents. Successful legislation will maintain the county's financial sustainability, allocate sufficient resources for county programs, preserve state and

county shared revenue agreements, and support county efforts to attract and retain qualified employees. Legislation also should not impose unfunded mandates, preempt local tax sources, ~~or~~ restrict local government authority, or use population as the sole criteria for federal funding allocations in cases where multiple jurisdictions serve a metropolitan area.

DRAFT

Memorandum

To: Board of County Commissioners (BCC)
From: Public and Government Affairs (PGA)
Date: December 29, 2021
RE: DRAFT FY2023 Congressionally Directed Spending Project Priorities

Action Requested:

PGA is seeking the BCC’s conditional approval of the following list of projects as potential earmark requests. These projects are recognized as priority projects for Clackamas County but require additional vetting to determine whether an earmark or other sources of funding are most appropriate. With the BCC’s approval of this list, PGA and the relevant department staff will continue refining projects and begin socializing them to the federal delegation for feedback. In early February, PGA intends to seek BCC approval on a final set of recommended earmark priorities.

Barton Park Master Plan Infrastructure Development – Phase 1	
Department	BCS
BCC Strategic Goal	By 2026, 100% of County residents and businesses – where served – have access to safe and affordable infrastructure: multimodal transportation including roads, sewer, and broadband services.
Total Project Amount	\$5.8 million
Targeted Request	\$2 million
Funding would contribute to county investments to enhance recreational opportunities, environmental quality, and public access at Barton Park. Improvements would include restoration of the quarry pond, development of an access road, a trailhead facility to access adjacent State Park areas, and other improvements.	

Boring Lagoon Water Treatment and Watershed Protection Project	
Department	WES
BCC Strategic Goal	By 2026, 100% of County residents and businesses – where served – have access to safe and affordable infrastructure: multimodal transportation including roads, sewer, and broadband services.
Total Project Amount	\$8 million
Targeted Request	\$2 million
Funding would contribute to replacement of the derelict Boring Lagoon Treatment Facility and improve water quality in this small, rural area. Currently, the project experiences insufficient collection that threatens runoff into local water sources, including the Clackamas River.	

Child Care Access Recovery Program	
Department	H3S – Children, Family and Community Connections
BCC Strategic Goal	By 2024, 75% of businesses working in Clackamas County report a business-friendly environment that supports stability and growth.
Total Project Amount	Requires Refining
Targeted Request	TBD
<p>Funding will support post-covid economic recovery with the short term needs of removing barriers to restarting childcare facilities in the county (e.g. an opportunity fund that supports permitting, repair and equipment needs), and supports a longer term strategy by establishing a task force with education and early childhood specialists with the goal of establishing a master plan to create and fund a preschool/child care for all program.</p>	

Emergency Shelter and Livestock Barn at the Clackamas County Fairgrounds	
Department	BCS
BCC Strategic Goal	By 2026, 10% increase in food production and food production acres from agricultural land in Clackamas County.
Total Project Amount	Requires Refining
Targeted Request	TBD
<p>Funding would support the rebuilding of the livestock barn that was destroyed during significant weather events and subsequently demolished for safety purposes. Reconstruction would make the building a safe shelter for humans and livestock during county emergencies, such as what was experienced during the 2020 wildfires and 2021 ice storm.</p>	

Hillside Park Masterplan Improvement Investments	
Department	Housing Authority of Clackamas County (HACC)
BCC Strategic Goal	By 2025, 1,500 affordable housing units will be developed. These units will be stratified across Area Median Income (AMI) ranges as follows: 700 units at 61-110% AMI and 800 units at 0-60% AMI.
Total Project Amount	\$250 million
Targeted Request	\$5 million
<p>Funding will help replace the oldest public housing in Oregon by vacating existing roadways and utilities, and pay for expenses related to the temporary relocation of existing public housing residents. The funds will be used to offset some of the infrastructure costs of the new streets and utilities. Since these activities are not eligible uses for LIHTC or Regional Bond financing, these federal funds provide a source to cover costs that would have otherwise been leveraged through the development of market rate housing. This funding request could provide the opportunity for the County to support the development of more affordable housing units at a time when they are in such high demand.</p>	

Oak Lodge Concord Community Center	
Department	NCPRD
BCC Strategic Goal	By 2026, 100% of County residents and businesses – where served – have access to safe and affordable infrastructure: multimodal transportation including roads, sewer, and broadband services.
Total Project Amount	Requires Refining
Targeted Request	TBD
Funding would contribute to construction of the planned repurposing of the Concord Elementary School into a community center in an underserved section of the North Clackamas Parks and Recreation District.	

Oak Lodge Library	
Department	BCS
BCC Strategic Goal	By 2026, 100% of County residents and businesses – where served – have access to safe and affordable infrastructure: multimodal transportation including roads, sewer, and broadband services.
Total Project Amount	Requires Refining
Targeted Request	TBD
Funding would contribute to construction of the planned library in unincorporated Oak Grove and Jennings Lodge.	

OSU Extension Service Facility	
Department	BCS
BCC Strategic Goal	By 2026, 10% increase in food production and food production acres from agricultural land in Clackamas County.
Total Project Amount	Requires Refining
Targeted Request	TBD
Funding would contribute to the building of an expanded extension service facility in partnership with Oregon State University. This extension service provides access to rural and agricultural investments and research, with the potential for including county services in the building.	

Trolley Trail Improvements	
Department	NCPRD
BCC Strategic Goal	By 2026, 100% of County residents and businesses – where served – have access to safe and affordable infrastructure: multimodal transportation including roads, sewer, and broadband services.
Total Project Amount	\$1.5 million (Requires Refining)
Targeted Request	\$1.2 million – (Requires Refining)
Funding will contribute to improvements along the trolley trail to increase visibility and user safety, and improve trail conditions including sections at existing parks.	

Clackamas County Legislative Process and Messaging

Legislative Process

For issues on the County's Legislative Agendas:

- PGA coordinates with departments and affiliates
- BCC updated weekly at a minimum, if not more frequently depending on legislative action

For issues **NOT** on the County's Legislative Agendas that require County action:

- PGA Director determines if issue is major or minor.
 - If major, PGA Director brings to BCC if time allows. If time does not allow, PGA Director convenes a Special Operations Committee to assess issue and determine County position so that PGA staff can carry out lobbying activities quickly and effectively. This Committee will be comprised of the County Chair, County Vice-Chair, County Administrator, County Counsel, PGA Government Affairs staff, and the subject-matter department director.
 - If minor, PGA Director approves County position, informed by legislative principles
- BCC informed of new County positions within the week and will be updated weekly at a minimum

Messaging

Policy Statements/Letters:

- PGA typically communicates official County positions through verbal communications and/or concise policy statements delivered by the County lobbyist. Policy statements will be vetted and approved by PGA, in consultation with appropriate county department director or designee, and will adhere to the County's legislative agenda or other board approved positions.
- Formal letters are typically reserved for high profile issues only. Should a letter be written, it will be signed by the Chair on behalf of the entire BCC without need for formal approval from all BCC.

Testimony:

- Testimony will adhere to the county's legislative agenda or other board approved positions
- Testimony will be vetted and approved by PGA, in consultation with appropriate county department director or designee
- Testimony may be given without need for approval from all BCC
- Testimony will be available for review by all BCC

Individual Commissioner Letters/Testimony

- Individual commissioners may sign letters and/or provide testimony in support or opposition to non-county legislative agenda issues
- Individual commissioners should not write a dissenting letter or provide dissenting testimony that is in opposition to the county's legislative agenda or other board approved positions
- Letters/testimony will note that opinion is that of individual commissioner, not the entire BCC
- Letters/testimony does not need prior approval from all BCC
- Signed letter/testimony will be shared with BCC and PGA

2022 Legislative Agenda Approval Policy Session

Sue Hildick, Chris Lyons, and Trent Wilson
Public & Government Affairs

January 5, 2022



Key Dates and Process

U.S. Congress

- Began Jan. 3, 2021; Ends Jan. 3, 2023
- Democratic control of House and Senate



Oregon Legislature

- Begins Feb. 1, 2022; Adjourns by March 7, 2022
- Democratic supermajorities in House and Senate
- 2022: virtual session?
- Approximately 300 bills
- Importance of committees
- Clackamas Caucus



Clackamas County Legislative Agendas and Advocacy

- Led by Public and Government Affairs (PGA) staff
- Process begins in the fall and includes consultation with the BCC and all Departments
- Finalized by BCC adoption in Dec/Jan prior to session

2021 Clackamas County
State Legislative Policy Agenda

Oregon counties and the state are partners
in delivering vital public services

Clackamas County is truly urban, suburban, rural, and wild. We are dedicated to welcoming new residents and businesses, and committed to delivering community services that are dependable, accessible, and equitable to the public.

Clackamas County Board of Commissioners
Tootie Smith - Chair Sonya Fischer Paul Savas Martha Schrader Mark Shull

2021 Clackamas County
Congressional Briefing

Clackamas County Board of Commissioners
Tootie Smith - Chair Sonya Fischer Paul Savas Martha Schrader Mark Shull

Clackamas County Legislative Initiatives/Priorities & Principles

Legislative initiatives/priorities are specific, concrete issues on which the county is advocating

- Ex: Funding for the I-205 Widening Project
- Typically, these are unique to Clackamas County

Legislative principles outline what the county stands for, at a high level, and are framed around the Board's five strategic priorities

- Ex: Ease congestion, enhance seismic resiliency
- Guide the county's positions during session
- Diversity, equity, and inclusion + carbon neutrality are centered in county's policy positions



Draft 2022 State Agenda

County Initiatives

- Courthouse Replacement Project
- I-205 Improvements Project



County Priorities

- Support policies and funding to address the **housing crisis** and improve housing stability for low income households, including supportive housing services
- Support legislation that provides **state indemnification** of local governments in cases where the county is acting on behalf of the state to provide services, such as Aid and Assist contracts for mental health programs

Legislative Principles

- Language similar to 2021, with minor revisions

Draft 2022 Federal Agenda

County Initiative

- Federal funding to support the **I-205 Improvements Project**

County Priorities

- Funding and legislation to support the repair and ownership transfer of the **Willamette Falls Locks**
- Legislation for the responsible and sustainable **management of federal forest lands**, including O&C Lands, for **wildfire prevention and predictable revenue to counties from shared timber receipts**
- Legislation to provide enhanced **flexibility on American Rescue Plan Act (ARPA) funds**
- Legislation to support **Mt. Hood** recreation, access, and protection
- Policies and funding to support housing **and human services programs**, and other county operations that are reliant on federal resources

Legislative Principles

- Language similar to 2021, with minor revisions

Draft FY23 Federal Earmark Project Priorities

PGA proposes further refining and vetting of the following projects, with BCC approval of a final list in early February:

- Barton Park Master Plan Infrastructure Development
- Boring Lagoon Water Treatment & Watershed Protection
- Child Care Access Recovery Program
- Emergency Shelter and Livestock Barn at Fairgrounds
- Hillside Park Masterplan Improvements
- Oak Lodge Concord Community Center
- Oak Lodge Library
- OSU Extension Service Facility
- Trolley Trail Improvements



County Legislative Process and Messaging

- Legislative Process
- Messaging
 - Policy Statements/Letters
 - Testimony
- Individual Commissioner Letters/Testimony

