

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 98-119

Recognizing the Tryon Creek Watershed Council as a watershed council meeting the intent of the State of Oregon Governor's Watershed Enhancement Board (GWEB) guidelines.

The Multnomah County Board of Commissioners Finds:

- a. The GWEB guidelines and state statute (ORS 541.388) define voluntary local watershed councils as consisting of a "majority of local residents, including local officials.:
- b. Tryon Creek has been declared a water quality limited stream by the State of Oregon Department of Environmental Quality.
- c. The Tryon Creek watershed lies within the jurisdictions of Multnomah and Clackamas Counties, the City of Lake Oswego, and the City of Portland.
- d. The Tryon Creek Watershed Council is a local, citizen-led organization reflecting the interests of the affected watershed, with a majority of local residents and representatives from local government, including the City of Portland, Metro, Tryon Creek State Park, and the City of Lake Oswego.
- e. The Tryon Creek Watershed Council meets the intent of GWEB and state statute guidelines for watershed councils.
- f. The Tryon Creek Watershed Council has requested formal recognition by the Multnomah County Board of Commissioners (See Exhibit A).
- g. Formal recognition will enable the watershed council to be eligible for GWEB grant funds to support council activities directed at assessing watershed conditions, developing action plans, implementing projects, and monitoring results.
- h. Public stewardship and public involvement are critical elements in improving and protecting water quality in the Tryon Creek watershed to meet county and regional goals for clean water.

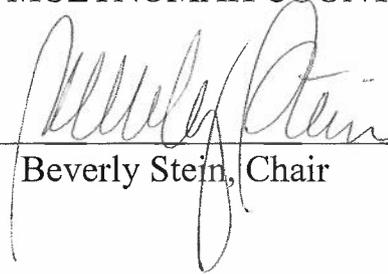
The Multnomah County Board of Commissioners Resolves:

1. That the Tryon Creek Watershed Council is recognized by Multnomah County as a voluntary watershed council meeting the intent of ORS 541.388(2).
2. That the Tryon Creek Watershed Council shall report its activities semi-annually to the Multnomah County Board of Commissioners as required by ORS 541.388(3).

Approved this 27th day of August, 1998.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

Thomas Sponsler, County Counsel
For Multnomah County, Oregon

By Sandra Duffey for
Thomas Sponsler, County Counsel

Tryon Creek Watershed Council

10750 SW Boones Ferry Road, Portland Oregon, 97219

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BEVERLY STEIN
MULTNOMAH COUNTY CHAIR

Jennifer Budhabhatti
Metro Regional Parks
and Greenspaces

Steve Daneman
Citizen Member

June 24, 1998

Barbara Edwardson
Citizen Member

Amanda Fritz
Citizen Member

Beverly Stein, Chair
Commissioner Diane Linn
Multnomah County Board of Commissioners
1120 SW Fifth Avenue
Portland, OR 97204

Brad Howe
Citizen Member

Sonya Kazen
Citizen Member

Dear Chairwoman Stein and Commissioner Linn,

Loring Larsen
Tryon Creek State Park

We respectfully request formal endorsement by Multnomah County of the Tryon Creek Watershed Council.

Deborah Lev
City of Lake Oswego

TCWC seeks to bring the communities and agencies with an interest in the environment together to "preserve, protect and enhance the health of the Tryon Creek Watershed." The Council was created to be a focal point and clearinghouse for community and agency activities in Tryon Creek. We stand poised to serve as a participant in the creation of a Coordinated Resource Management Plan for the watershed. The recent listing of the Lower Columbia Steelhead highlights the importance of working together now to address critical habitat and water quality issues.

Eileen Lipkin
Citizen Member, Chair

Tom McGuire
Portland Planning

Please see the attached History of the Tryon Creek Watershed Council for detailed background on our group. Current membership on the Council appears on the letterhead. You are encouraged to contact anyone on the Council to discuss this matter further. The references listed below are familiar with the activities of TCWC and have also agreed to be available for consultation.

Barbara Shearin
Citizen Member

Jim Sjulín
Portland Parks and
Recreation

Jonathan Snell
Citizen Member

The Tryon Creek Watershed Council received endorsements from the City of Portland and Metro in 1996. TCWC is concurrently seeking formal endorsement from Multnomah County, Lake Oswego and Clackamas County at this time, and requests that the Tryon Creek Watershed Council be recognized as the sole watershed council for Tryon Creek. We feel the best collaborative effort to address the spectrum of needs in the watershed will be made by a group fully supported by the relevant government agencies, the Governor's Watershed Enhancement Board, and area citizen advocacy groups.

Eric Strecker
Citizen Member

George Toepfer
Friends of Tryon Creek
State Park

Dawn Uchiyama
Citizen Member

Amin Wahab
Bureau of Environmental
Services

I would be happy to discuss this request with you further. Please contact me at 244-2812. I will be on vacation in September, during which time Sonya Kazen may be contacted at 731-8282 (work), 245-3752 (home).

Please inform us of the date and time when endorsement is scheduled to be considered, so that we may participate at the Council session.

We appreciate your consideration in this matter. Your endorsement is a critical factor in our ability to meet our shared goals for the watershed and the salmon.

Very truly yours,



Eileen Lipkin, Chair
Tryon Creek Watershed Council

Cc: Multnomah Co: Ramsey Weit, Andrea Jilovec
Clackamas Co: Judy Hammerstad, Chair, Board of Commissioners
Lake Oswego: Mayor Bill Klammer; Doug Schmitz, City Manager
Portland: Mayor Vera Katz; Commissioner Eric Sten
METRO: Jon Kvistad, Council President; Patricia McCaig, Councilor

Enc: History of the Tryon Creek Watershed Council

References:

Mike Houck, Audubon Society of Portland, 292-6855
Marc Smiley Organizational Development, 249-0000
Sylvia Bogert, Southwest Neighborhoods, Inc., 823-4592
Steve Fedje, Natural Resources Conservation Service, 231-2270
Keri Green, Mediator, (541) 488-1383

(D) Provisions for the continued maintenance of the portion of the riparian area or associated uplands enhanced by the project.

(d) The amount of funding that a local soil and water conservation district organized under ORS 568.210 to 568.808 and 568.900 to 568.933 can provide directly for a watershed enhancement project without prior approval of the board. [1987 c.734 §8; 1997 c.7 §9]

541.382 Water Resources Department to provide staff for board. The Water Resources Department shall provide staff for project oversight and the day-to-day operation of the Governor's Watershed Enhancement Board, including scheduling meetings, providing public notice of meetings and other board activities and keeping records of board activities. [Formerly 541.385]

541.384 Watershed management program; project funding; high priority watersheds. (1) The Governor's Watershed Enhancement Board shall initiate a watershed management program that relies on the establishment of voluntary local watershed councils comprised of residents, state and federal agency staff, members of federally recognized Indian tribes and other citizens interested in the management of watersheds and that provides for the development by these partnerships of local plans that may include but are not limited to the assessment of the watershed condition, the creation of a watershed action plan and a strategy for implementing the action plan. The program shall focus state resources on the achievement of sustainable watershed health, including funding major projects that contribute to the overall health of a watershed. In addition, the board shall fund smaller, voluntary projects for watershed enhancement and for restoration of riparian areas and associated uplands.

(2) In carrying out the program under subsection (1) of this section, the board may designate high priority watersheds. However, the designation of high priority watersheds is intended only as a management tool for state agencies in allocating resources to support coordinated watershed management activities. Such designation is not intended to establish or confer any right, duty or authority, nor to have any legal significance beyond that described in this section, nor to discourage or prohibit the formation and function of voluntary local watershed councils in other watersheds.

(3) The elected officials representing the appropriate local government groups containing or within a proposed watershed council area shall determine whether to participate in the voluntary formation of a local watershed council. When multiple local gov-

ernment groups are involved within an area that would be served by a watershed council, the affected local government groups shall together determine their respective roles and the appropriate method for appointing members to a local watershed council. [1993 c.601 §2; 1995 c.187 §6]

541.385 [1987 c.734 §4; renumbered 541.382 in 1995]

541.388 Voluntary local watershed councils. (1) Local government groups are encouraged to form voluntary local watershed councils in accordance with the guidelines set forth in subsection (2) of this section. The Governor's Watershed Enhancement Board may work cooperatively with any local watershed council that may be formed. Requests from local watershed councils for state assistance shall be evaluated on the basis of whether the requesting organization reflects the interests of the affected watershed and the potential to protect and enhance the quality of the watershed in question.

(2) Local watershed councils formed under subsection (1) of this section shall consist of a majority of local residents, including local officials. A watershed council may be a new or existing organization as long as the council represents a balance of interested and affected persons within the watershed and assures a high level of citizen involvement in the development and implementation of a watershed action program. A local watershed council may include representatives of local government, representatives of nongovernment organizations and private citizens, including but not limited to:

- (a) Representatives of local and regional boards, commissions, districts and agencies;
- (b) Representatives of federally recognized Indian tribes;
- (c) Public interest group representatives;
- (d) Private landowners;
- (e) Industry representatives;
- (f) Members of academic, scientific and professional communities; and
- (g) Representatives of state and federal agencies.

(3) If more than one watershed council exists in a county, each watershed council shall periodically report the activities of the council to the county governing body. [1993 c.601 §3; 1995 c.187 §7]

541.390 Duties of Natural Resources Division. In addition to the duties conferred on the Natural Resources Division under ORS 561.400 and 568.210 to 568.808 and 568.900 to 568.933, the division shall:

(1) In cooperation with the Governor's Watershed Enhancement Board, provide ap-

I HEREBY CERTIFY THAT THE FOREGOING IS A COMPLETE AND EXACT COPY OF THE ORIGINAL THEREOF.

[Signature]
Clerk of the Metro Council

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF RECOGNIZING THE)	RESOLUTION NO. 97-2457
TRYON CREEK WATERSHED COUNCIL AS A)	
WATERSHED COUNCIL THAT MEETS THE)	
STATE OF OREGON GOVERNOR'S WATERSHED)	Introduced by
ENHANCEMENT BOARD (GWEB) GUIDELINES)	Mike Burton, Executive Officer

WHEREAS, Tryon Creek has been declared a water quality limited stream by the State of Oregon Department of Environmental Quality; and

WHEREAS, The Tryon Creek watershed lies within the jurisdictions of Multnomah and Clackamas counties, City of Portland, City of Lake Oswego, and Metro; and

WHEREAS, Public stewardship and public involvement are critical elements to protection and enhancement of water quality in the Tryon Creek watershed; and

WHEREAS, The Tryon Creek Watershed Council is a local, citizen-led organization, with a majority of local residents and local government representatives including the City of Portland, City of Lake Oswego, Tryon Creek State Park, Natural Resources Conservation Service and Metro; and

WHEREAS, The goals and objectives of the Tryon Creek Watershed Council are to assess watershed conditions, develop plans and projects to protect or improve watershed conditions, build public awareness of watershed functions and conditions, and to monitor the projects and conditions of the watershed; and

WHEREAS, The Tryon Creek Watershed Council meets GWEB and state statute guidelines for a voluntary local watershed council; and

WHEREAS, The Tryon Creek Watershed Council requests formal recognition by the Metro Council (Exhibit A); now, therefore,

BE IT RESOLVED

- 1.) That the Metro Council hereby recognizes the Tryon Creek Watershed Council as a watershed council that meets the guidelines of the Governor's Watershed Enhancement Board.

ADOPTED by the Metro Council on this 27th day of February 1997.

[Signature: Jon Kvistad]

Jon Kvistad, Presiding Officer

35577

RESOLUTION NO.

Recognize the Tryon Creek Watershed Council as a watershed council that meets the intent of the State of Oregon Governor's Watershed Enhancement Board (GWEB) guidelines. (Resolution)

WHEREAS, The GWEB guidelines and state statute ORS 541.388 define voluntary local watershed councils as consisting "of a majority of local residents, including local officials".

WHEREAS, Tryon Creek has been declared a water quality limited stream by the State of Oregon Department of Environmental Quality.

WHEREAS, The Tryon Creek watershed lies within the jurisdictions of Multnomah and Clackamas Counties, the City of Lake Oswego, and City of Portland.

WHEREAS, The Tryon Creek Watershed Council is a local, citizen led organization, with a majority of local residents and representatives from local government including the City of Portland, City of Lake Oswego, Metro, Tryon Creek State Park, and the Natural Resources Conservation Service.

WHEREAS, The Tryon Creek Watershed Council meets the intent of GWEB and state statute guidelines for watershed councils.

WHEREAS, The Tryon Creek Watershed Council has requested formal recognition by the Portland City Council. (See Exhibit A, Memorandum from Tryon Creek Watershed Council, October 15, 1996).

WHEREAS, Formal recognition as a watershed council will enable the Tryon Creek Watershed Council to be eligible for GWEB grant funds to support council activities in assessing watershed conditions, developing action plans, implementing projects, and monitoring results.

WHEREAS, The goals and objectives of the Tryon Creek Watershed Council are to assess watershed conditions, develop plans and projects to protect or improve watershed conditions, educate people about watershed conditions and functions and to monitor projects and conditions of the watershed.

WHEREAS, Public stewardship and public involvement are critical elements in improving and protecting water quality in the Tryon Creek Watershed to meet the City of Portland's NPDES Stormwater permit requirements and the goals of the Clean River Program.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Portland, Oregon, that the Tryon Creek Watershed Council is recognized by the City as a watershed council and meets the intent of state statute ORS 541.388(2).

ADOPTED by the Council,

BARBARA CLARK

DEC 11 1996

Commissioner Mike Lindberg
December 2, 1996
P. Mango

Auditor of the City of Portland
By

Britta Olson Deputy

Tryon Creek Watershed Council

10750 SW Boones Ferry Road, Portland Oregon, 97219

Jennifer Budhabhatti
*Metro Regional Parks
and Greenspaces*

Steve Daneman
Citizen Member

Barbara Edwardson
Citizen Member

Amanda Fritz
Citizen Member

Brad Howe
Citizen Member

Sonya Kazen
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Tryon Creek State Park

Deborah Lev
City of Lake Oswego

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Tom McGuire
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Barbara Shearin
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*Portland Parks and
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Jonathan Snell
Citizen Member

Eric Strecker
Citizen Member

George Toepfer
*Friends of Tryon Creek
State Park*

Dawn Uchiyama
Citizen Member

Amin Wahab
*Bureau of Environmental
Services*

HISTORY OF THE TRYON CREEK WATERSHED COUNCIL

In the summer and fall of 1994, three citizens - Liz Callison, Amanda Fritz and Sonya Kazen - initiated the formation of the TCWC. We held public meetings, invited participation by both citizens and agency staff. The structure of the group consisted of a voluntary steering committee and open participation. Our primary goal, then and now, has been to address problems affecting the health of the watershed and provide an opportunity for all interested parties to work toward water quality preservation. Monthly meetings included educational presentations and discussion of issues and goals. Volunteer 'working groups' conducted stream monitoring, produced newsletters, and conducted restoration plantings, etc.

In the spring and summer of 1995, Donna Silverberg, of the State Dispute Resolution Service, provided independent facilitation for several visioning and problem-solving workshops for the steering committee. A difference of opinion regarding agency participation had already surfaced.

By the fall of 1995, it was apparent that the group was experiencing difficulties due to its lack of organizational structure or adopted decision-making process, and disagreement about the role that government agencies should have on the Council. The group agreed to woodshed, and spent six months going through an intensive organizational development process. The City of Portland provided funding for an independent consultant, Marc Smiley, who facilitated a series of open workshops/meetings.

In the Spring of 1996, after extensive public outreach, participation and a democratic voting process, the goal statement and formal structure of TCWC was adopted. The new structure included a more formal Council, with citizen-elected citizen and agency-appointed seats. However, meetings and participation continued to be open to all. Our goal was and remains to serve as a broad-based, citizen-led, collaborative forum for all stakeholders in the Tryon Creek watershed.

When the majority of citizens participating in this process voted to include agency representatives as full participating members on the council, two members of the steering committee ceased participation in the Tryon Creek Watershed Council. They subsequently started the Tryon Resource Management Partnership group. The Partnership sought and obtained recognition from Multnomah County as a watershed council just a few weeks after the formation of their group. Although preparing to seek endorsement once our formal structure was adopted, TCWC had not yet requested jurisdictional recognition. It is not clear whether Multnomah County was aware

that the Partnership was a different group than the Tryon Creek Watershed Council.

The TCWC, which holds public elections at open meetings at Tryon Creek State Park, subsequently sought and received recognition from Metro and from the City of Portland (*see attached Resolutions*).

From the outset, the Tryon Creek Watershed Council has outreached to the four local jurisdictions in the watershed - Portland, Lake Oswego, Clackamas County and Multnomah County - and Metro, our regional government for participation on the council. Unfortunately, due to limited staff resources, neither Clackamas nor Multnomah County have been able to fill seats on the Council. For similar reasons, other important agencies, such as the Multnomah Soil Conservation Service (now Natural Resource Conservation Service) and Oregon Fish and Wildlife have also declined Council membership, but have served as resources for various TCWC projects.

Beginning in September 1997, the Tryon Creek Watershed Council and the Partnership held several sessions with mediators Keri Green and Sid Lezack, who were funded by a GWEB grant. The objective of the mediation was to try to reach a negotiated merger. Although core differences were apparent, the groups agreed to a trial joint meeting. In November, an agenda was agreed upon. The groups were attempting to finalize a meeting date when the Partnership indicated that they did not want to proceed until after the Tryon Creek watershed 'Summit' meeting, to be held in March. Lake Oswego Councilor Bill Atherton had convened the Summit, for the purpose of bringing the jurisdictions to the table to discuss strategies for restoring Tryon Creek fish runs. The issue of the two councils was not on the agenda, although members of both the Tryon Creek Watershed Council and the Tryon Resource Management Partnership were in attendance. No resolution of the conflict between the two watershed groups or clear direction for future reconciliation efforts resulted from the Summit. Since that time, there have been no attempts by either group to schedule a joint meeting.

The current board members of the Tryon Creek Watershed Council are as listed to the left. New participants are always welcome, and we are actively recruiting members from under-represented stakeholder groups. One of the major successes of the TCWC thus far has been the good working relationship of the agency representatives and the citizens.

Our monthly meetings are open to the public and publicized in community newspapers such as the Southwest Connection, Lake Oswego Review and the Oregonian. Meetings are held the second Monday of each month from 7-9 p.m. in the Nature Center at Tryon Creek State Park.

We continue to have informational presentations on issues affecting the watershed, such as "Landslides: what causes them, and how you can prevent them from occurring on your property", and a presentation and discussion of siting options for a new South Willamette River Crossing. This March we co-

sponsored the first Tryon Creek Watershed Fair. We have spent considerable effort in the past 18 months developing recommendations regarding stormwater management for the City of Portland's Southwest Community Plan. Flyers for presentations and special events regularly go to our mailing list of over 300 interested persons. We have a homepage on the web @ [http://members.aol.com /fritzamand/tcwc.htm](http://members.aol.com/fritzamand/tcwc.htm).

TCWC believes the ideal solution is a pooling of the energies and talents of concerned citizens and government agency representatives. The apparent operation of two watershed councils in the Tryon Creek watershed has created difficulties in terms of public awareness, as well as an inability to obtain state funding through GWEB. The resources to support watershed council efforts in our small watershed are too scarce to be spread thin by redundancy. The TCWC acknowledges that other watershed groups can make valuable contributions to the health and protection of the watershed, and we are available to support their missions when appropriate.

Full recognition of the Tryon Creek Watershed Council by all by all jurisdictions in the watershed, make it probable that adequate funding can be obtained to carry out our programs. Our ability to serve as a focal point between the community, government and other non-profit environmental groups who have an interest in the watershed will be increased. Tryon Creek Watershed Council is a resource that can be utilized and enhanced to further our shared goals of watershed health and salmon recovery. We believe that the Tryon Creek Watershed is an urban watershed with immense potential.

Written by the Tryon Creek Watershed Council

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

In the Matter of Supporting,)
Convening and Designating the) RESOLUTION
Tryon Resource Management) 96-78
Partnership, a Watershed Council)

WHEREAS the need to protect the urban watershed is of paramount importance

WHEREAS the formation of a watershed council by the Board of County Commissioners is a necessary condition for receipt of grants for Watershed improvement projects from the Governor's Watershed Enhancement Board (GWEB)

WHEREAS ORS 541 authorizes the county to convene and designate a watershed council

WHEREAS the purpose of the watershed council is to address the goal of sustaining natural resource and watershed protection and enhancement within a watershed

WHEREAS the appointment of a Tryon Resource Management Partnership, a Watershed Council may achieve this goal by:

- a. Providing a forum regarding matters of watershed health; to foster public understanding, education and involvement regarding such matters;
- b. Fostering coordination of public, private and volunteer activities affecting watershed health, and
- c. Encouraging communication and cooperation among all interests within Tryon Creek relating to water and watershed health issues.

NOW, THEREFORE BE IT RESOLVED, that pursuant to the provisions of ORS 541, the Multnomah County Board of Commissioners convenes and designates the Tryon Resource Management Partnership, a Watershed Council.

IT IS FURTHER RESOLVED, that this Resolution is conditional on formation of the council, provided they are in compliance with GWEB requirements.

ADOPTED this 2nd day of May, 1996.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Beverly Stein, Chair

REVIEWED:

LAURENCE KRESSEL, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By 

John Thomas, Senior Assistant Counsel