Agenda Item No.8.4 June 24, 1982

# BEFORE THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT

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FOR THE PURPOSE OF ADOPTING THE ANNUAL BUDGET OF THE METROPOLITAN SERVICE DISTRICT FOR FISCAL YEAR 1983 MAKING APPROPRIATIONS FROM FUNDS OF THE DISTRICT IN ACCORD-ANCE WITH SAID ANNUAL BUDGET AND LEVYING AD VALOREM TAXES

ORDINANCE NO. 82-132

Introduced by the Council Coordinating Committee

WHEREAS, The Multnomah County Tax Supervising and Conservation Commission (TSCC) held its public hearing <u>June 15, 1982</u>, on the annual budget of Metro for the fiscal year beginning July 1, 1982, and ending June 30, 1983; and

WHEREAS, Recommendations from the TSCC have been received by Metro and have been acted upon, as reflected in the Budget and in the Schedule of Appropriations; now, therefore,

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

1. The "FY 1983 Budget of the Metropolitan Service District" as attached hereto as Exhibit A, and the schedule of appropriations attached as Exhibit B to this ordinance are hereby adopted.

2. The Council of the Metropolitan Service District does hereby levy ad valorem taxes for the Zoo fund as provided in the budget adopted by Section 1 of this Ordinance in the amount of TWO MILLION SEVEN HUNDRED THOUSAND AND NO 100THS (\$2,700,000) DOLLARS for the Zoo Operations Fund and TWO MILLION THREE HUNDRED THOUSAND AND NO 100THS (\$2,300,000) DOLLARS for the Zoo Capital Fund, for a total of five million dollars (\$5,000,000), said levy being a three-year serial levy outside the six percent constitutional limit approved by district voters on May 20, 1980, said taxes to be levied upon taxable properties within the Metropolitan Service District as of 1:00 a.m., January 1, 1982.

3. The Council hereby authorizes expenditures and personnel positions in accordance with the annual budget adopted by Section 1 of this Ordinance, and hereby appropriates funds for the fiscal year beginning July 1, 1982, from the funds and for the purposes listed in the Schedule of Appropriations, Exhibit B.

4. The Executive Officer shall make the following filings as provided by ORS 294.555 and ORS 310.060:

- 1. Multnomah County Assessor
  - 1.1 An original and one copy of the Notice of Levy marked Exhibit C, attached hereto and made a part of this Ordinance.
  - 1.2 Two copies of the budget document adopted by Section 1 of this Ordinance.
  - 1.3 A copy of the Notice of Publication provided for by ORS 294.421.
- Clackamas and Washington County Assessor and Clerk
  A copy of the Notice of Levy, marked Exhibit C.
  A copy of the budget document adopted by Section 1 of this Ordinance.

ADOPTED by the Council of the Metropolitan Service District this 24th day of June, 1981.

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Presiding Officer

ATTEST: <u>Sue Augnes</u>

JS:gl/3273B/236A 4/28/82

### EXHIBIT B

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## SCHEDULE OF APPROPRIATIONS

GENERAL FUND	Appropriation FY_1982-83
Council Personal Services Material & Services Capital Outlay Subtotal	\$ 69,514 49,220 <u>-0-</u> \$118,734
Executive Management Personal Services Material & Services Capital Outlay Subtotal	\$214,909 11,420 <u>-0-</u> \$226,329
Public Affairs Personal Services Material & Services Capital Outlay Subtotal	\$191,684 30,113 <u>-0-</u> \$221,797
Finance & Administration Personal Services Material & Services Capital Outlay Subtotal	\$ 428,331 709,618 -0- \$1,137,949
General Expense Contingency Transfers Subtotal	\$ 93,270 <u>232,306</u> \$325,576
Total General Fund Requirements	\$2,030,385
PLANNING FUND	
Development Services Personal Services Material & Services Capital Outlay Subtotal	\$212,643 106,123 -0- \$318,766
Transportation Personal Services Material & Services Capital Outlay Subtotal	\$552,877 198,970 <u>1,000</u> \$752,847

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PLANNING FUND (continued)	Appropriation FY 1982-83
Criminal Justice	
Personal Services Material & Services	\$96,086 2,500
Capital Outlay	-0-
Subtotal	<del>\$98,586</del>
General Expense	
Transfers	<u>\$779,263</u>
Subtotal	\$779,263
Total Planning Fund Requirements	\$1,949,462
TRANSPORTATION TECHNICAL ASSISTANCE FUND	
Materials & Services	\$473,100
Total Transportation Technical Assistance Fund Requirements	\$473,100
CRIMINAL JUSTICE ASSISTANCE FUND	
Materials & Services	\$600 <b>,</b> 000
Transfers	41,732
Total Criminal Justice Assistance Fund Requirem	nents \$641,732
DRAINAGE FUND	
Contingency	\$ <u>10,690</u>
Total Drainage Fund Requirements	\$10,690
ZOO OPERATING FUND	
Personal Services	\$2,429,775
Material & Services	1,512,929
Capital Outlay Transfers	325,299
Contingency	2,603,002 476,777
Total Zoo Operating Fund	7107111
Appropriation Unappropriated Balance	986,304
Total Zoo Operating Fund Requirements	\$8,334,086
ZOO CAPITAL FUND	
Capital Projects	\$3,284,999
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Contingency	364,960

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SOLID WASTE OPERATING FUND	Appropriation FY 1982-83
Personal Services Material & Services Capital Outlay Transfers Contingency	\$ 677,156 4,380,189 52,835 1,723,900 673,905
Total Solid Waste Operating Fund Requirements	\$7,507,985
SOLID WASTE CAPITAL FUND	
Capital Projects Transfers Contingency Total Solid Waste Capital Fund	\$11,082,800 566,735 <u>1,913,197</u> \$13,562,732
SOLID WASTE DEBT SERVICE FUND	+1075027752
Materials & Services	<u>\$810,200</u>
Total Solid Waste Debt Service Fund Requirements	\$810,200
ERF BOND CONSTRUCTION FUND	
Capital Projects Transfers Contingency Unappropriated Balance	\$ 47,860,000 47,649,572 14,193,000 _174,161,428
Total ERF Bond Construction Fund Requirements	\$283,864,000
ERF BOND DEBT SERVICE FUND	
Materials & Services	\$17,030,000
Total ERF Bond Debt Service Fund Requirements	\$17,030,000
ERF BOND RESERVE FUND	
Unappropriated Balance	\$ <u>29,550,000</u>
Total ERF Bond Reserve Fund Requirements	\$29,550,000
JS/srb 6182B/277	

6182B/277 07/12/82

FO	RM LB-50			ROPERTY TAX L		E E	XHIBIT C
	• • • •	To the Asso	INFORMATION AND INST				
-		L					
On	June 24,	19 <sup>82</sup> , the	Part I: TOTAL Council	PROPERTY TAX LEY			
	Metropolitan	Service Di	istrict	Multnomal" — Washinton	CTACKAMA'S &	County, Oregon, I	evied a tax as follows
		(Municipal Corporat	tion)	, abilition	FUNDED PARTI		NDED TOTALLY
					BY STATE OF OF	REGON BY LO	OCAL TAXPAYERS
			15. Part II of this form)				
2	Special levies to be pa (Cannot exceed Line 13, Itemize these levies in	Part IV of Form LB-60	)		2 \$1,456,9	923	
3	Special levies to be to (Amount exceeding Line	13. Part IV of Form LE	3-60)	11111111111111111111111111111111111111		3 \$3	,543,077
4	Itemize these levies in The amount levied for p		ndebtedness	•		4	
	Total contract to be as	and by toyoting by			E- \$1 456 G	223 5-62	,543,077
5.							
6	TOTAL AMOUNT TO BE	RAISED BY TAXAT	FION (Add boxes 5a and 5b)		6	\$5,000,00	0
			Part II: TAX	BASE WORKSHE	ET		
7.	VOTED TAX BASE, IF	a majority of the vote	ers approved a tax base in the a	mount of		7	
8	CONSTITUTIONAL LIM	ITATION					
			Tax Base Portion of	of Preceding Three	Levies		
	8a		8b		8c		
	19	19	19	19		1919	
9	Largest of Ba, Bb and	Bc	9a	mult	tiplied by 1.06 =	95	
	ADJUSTMENT FOR	ANNEXATION IN	CREASES DURING PR	ECEDING FISCAL	YEAR (See Exa	ample for Part I	I on reverse side)
10	Assessed Value of Area					10	
11	Tax Base of the annexir		st of annexation dates and vi ear 19 <u>81</u> - 19 <u>82</u>		11		
12	Assessed value of anne	xing entity on Janua	ary 1, 19 <u>81</u>		12		
	ac (12) y	0 Assessed Value o	of annexing entity (Divide line	e 11 by line 12)	13		
14.	Annexation Increase (Line 10 times Line 13) =		14a	mult	tiplied by 1.06 =	145	
15	ADJUSTED TAX BASE Largest of (Line 9b plus	Line 14b) or (Line 7	plus Line 14b)			15	
			Part III LIMITATIONS PE	R OREGON REVISE	D STATUTES		
	(Does Not Apply T	o All Municipal Co	prporations. Refer to the	ORS chapter under	which the municipa	I corporation was	s organized )
16	True Cash Value of Mur	icipal Corporation	from most recent tax roll		16		
	<b>D</b>					17	-170
	Total dollar amount au	thorized by statute	on per ORS				of TCV
	(line 16 multiplied by lin	e 17)				18	
19	The TOTAL amount of li	ne 6 levied <u>within</u> s	tatutory limitation			19	
An	amount outside statut	ory limitation mus	t be specifically allowed b	by statute, and have	special voter appro	oval	
	1.	, (	)	Date			19
P.	(in	der D	man		iding Offic	er Bur Phone	
	(S	anatyte of hothorized	the second se			bus Phone	
Cou	nty Form 504-050 (12-81)	<i>v</i>	THIS NOTICE MUST BE F	MUST BE SIGNED			
	Dept of Revenue	ALL	APPLICABLE PARTS OF				

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#### Part IV SCHEDULE OF SPECIAL LEVIES

## FORM LB-60 AND SAMPLE BALLOTS FOR LEVY ELECTIONS (INCLUDING TAX BASE ELECTIONS) APPROVED IN CALENDAR YEARS 1981 AND 1982 FOR THE 1982-83 FISCAL YEAR MUST BE ATTACHED TO THIS FORM.

Purpose of Levy	Date voters approved ballot measure authorizing tax levy	Amount of taxes levied inside / outside the adjusted levy from box 9, form LB-60?	(see note below this schedule)	First Year	Final Year To Be Levied	Continuing Tax Authorized Each Year	Total tax levy authorized by voters in ballot measure	Amount of tax levied this year as a result of voter approval
One-year Special Levy Outside Tax Base		"inside" /"outside" /						
00								
Serial Levy	May'20,198	) /		FY 82	FY84	\$5,000,000	\$15,000,000	\$5,000,000
		1						
		/						
		1						

#### TOTAL SPECIAL LEVIES: (This amount should equal total of Lines 2 and 3 Part I of this form) ...

NOTE: If approved prior to July 21, 1953 enter as mills. If approved September 13, 1967 to January 1, 1972 enter tax rate. Enter estimated true cash value used to determine the amount of taxes levied this year.

#### GENERAL INSTRUCTIONS

The Notice of Property Tax Levy is used to certify the property tax levy of your district to the county assessor.

The Notice is to be completed after the public hearing(s) has been held, the proper ordinance or resolution enacted, the appropriations made and the property tax levy determined. The Notice and other required documents are to be submitted on or before July 15. Should circumstances exist that prevent these items from being filed by July 15, AN EXTENSION OF TIME MUST BE REQUESTED FROM THE COUNTY ASSESSOR.

The Notice of Property Tax Levy, a true and complete copy of the adopted budget document, the resolution or ordinance adopting and appropriating the budget, Form LB-60 (Levy Computation Worksheet), sample ballots of any levy elections approved for the ensuing fiscal year, and either a newspaper clipping, or, if posted or mailed, a copy of the financial summary (from Publication Packet) are to be distributed as follows:

- (1) One copy to the county clerk.
- (2) Two copies to the assessor of each county in which the district is located
- (3) If a joint district, two copies to the assessor of the primary county and one copy to the assessor of each joint county.
- (4) One copy to the county treasurer if the district's bonded indebtedness is paid by that office School districts are also required to send one copy to the ESD Superintendent, and one copy to the Oregon Department of Education, School Finance Section, Salem, OR 97310.

#### SPECIFIC INSTRUCTIONS

PART I-Enter the date, name of governing body, name of municipal corporation, and county in the appropriate spaces.

Line 1-Enter the portion of the tax levy that is within your tax base as computed in Part II.

Line 2—Enter the total of those special levies for operating purposes (one year, serial, millage, or fixed) that were approved by the voters within the maximum amount determined on Form LB-60, Part IV, Line 13. These special levies should be itemized in Part IV of this form as "inside" the adjusted levy.

Line 3—Enter the total of tax levies approved by the voters in excess of the amount shown on Form LB-60, Part IV, Line 13. These special levies should also be itemized in Part IV of this form as "outside" the adjusted levy.

Line 4-Enter the portion of the tax levy necessary for the payment of Bonded Indebtedness.

Line 5—Sub-total the tax levy depending on whether it is partially financed by the state or totally financed by local taxpayers. (Add lines 1 and 2, enter in 5a; add lines 3 and 4, enter in 5b.)

Line 6—The total tax levy must be equal to or less than the amount published in the newspaper. If the total tax levy is greater than the amount published, the municipal corporation must republish the entire budget summary with revisions and hold another public hearing.

PART II-Enter the appropriate information concerning the approved tax base, if any

- Line 7-Enter the most recent voter approved tax base and date of voter approval
- Line 8-Enter the tax base portion only of the preceding three levies and indicate the year of the levy
- Line 9-Enter the largest of the tax base portion shown in 8 and multiply by 1 06.

Line 10—If the municipal corporation has annexed adjoining property during the 1981-82 fiscal year enter the date of annexation and the 1981-82 assessed value of the annexed property. If more than one annexation, please attach an additional schedule listing separately the date of annexation and the 1981-82 assessed value of the annexed property.

Line 11-Enter the tax base of the annexing entity for fiscal year 1981-82.

Line 12-Enter the total assessed value of the annexing entity as of January 1, 1981

Line 13-Enter tax base rate per \$1,000 of assessed value from 1981-82 fiscal year for the annexing entity.

Line 14-Multiply line 10 by line 13 and enter in 14a. Multiply 14a by 106 and enter in 14b

Line 15—Determine the adjusted tax base by entering the largest amount of (Line 9b plus 14b) or (Line 7 plus 14b).

#### EXAMPLE FOR PART II

Assessed value of annexing entity—as of January 1, 1981	\$400 Million
Tax Base of annexing entity—in fiscal year 1981-82	\$2 Million
Tax Base rate (2,000,000 -+ 400,000,000 = 005)	\$5 per \$1,000
Assessed value of annexed area—as of January 1, 1981	\$100 Million
Annexation increase (100,000,000 x .005 x 1.06)	\$530,000

PART III—All municipal corporations are subject to a 6% levy limitation imposed by the Oregon Constitution, and some are further limited by statutory provisions. For those districts that are subject to statutory limitations such as hospital districts, road districts, vector control districts, etc., complete items 16-19b by inserting the dollar amount the district can levy within the statutory limitation and any amounts which were authorized to be approved outside the statutory authorization. The percentage limitation imposed by the statute and the true cash valuation of the taxing unit from the most recent tax roll are used in computing this limitation. Refer to publications by the Department of Revenue or contact your county assessor to determine your statutory limitation.

PART IV—Enter all special levies on the schedule. This includes one year special, fixed dollar serial, tax rate serial, millage, capital construction and mixed serial levies. Do NOT enter levies for bonded indebtedness or tax base levies. The total of this schedule should equal the total of lines 2 and 3 in Part I of this form.

NOTE: If you require assistance in completing this form, please contact your county assessor or the Department of Revenue, Local Budget Unit, Salem (Phone 378-3603 or use the toil-free WATS number 1-800-452-7813, extension 83603 and we will return your call.) Page 6 - Minutes May 6/82 Council Meeting

8.1 Ordinance No. 82-131, Amending Ordinance No. 81-109 and Adding Appropriations to the Fiscal Year 1982 Budget (Second Reading)

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Motion to adopt the amended Ordiance No. 81-109 and adding Appropriations to the Fiscal Year 1982 Supplemental Budget (Kirkpatrick/Williamson) Motion carried unanimously.

9.1 Public Hearing on Ordinance No. 82-132, Adopting the Annual Budget of the Metropolitan Service District for Fiscal Year 1983, Making Appropriations from Funds of the District in Accordance with Annual Budget and Levying Ad Valorem Taxes (First Reading)

Motion to adopt the annual budget of the Metropolitan Service District for Fiscal Year 1983 making appropriations from funds of the District in accordance with said annual budget and levying Ad Valorem taxes (Deines/Kafoury)

Coun Banzer stated that the Council Budget Committee has already had extensive discussions on this proposed budget and announced that the meeting is now open for Public Hearing.

Ed Kulawiak, CPA, 16106 S. Winston Drive, Oregon City, congratulated Coun. Bonner for bringing sanity to the budget proceedings tonight. He commented that Metro's financial presentation was poor and felt Councilors did not have a good understanding of what is in the budget. He pointed out that Metro has taken a position stressing recycling but the budget shows only \$300,000 out of a \$7 million budget for waste reduction and recycling. A third of that amount is being spent on personnel and operating costs. He suggested that more money ought to be put into recycling.

Coun. Banzer thanked him and said that although it may be Mr. Kulawiak's first meeting regarding the budget, Councilors have spent many, many hours poring over the budget and understand what its policy implications are.

Bob Breihof - 1246 S.E. 49th, representing Portland Recycling Refuse Operators, Inc. (formerly Southeast Recycling Service, Inc.), handed out a packet describing their Solid Waste Reduction Proposal.

Coun. Kafoury suggested that this packet be referred to the Recycling Committee for review.

Coun. Banzer assured Mr. Breihof that suggestions in his May 3rd letter regarding differential fees based on the amount of recycling is being looked at by the Services Committee for feasibility and implemention.

Mark Peterman, President of Portland Recycling Team (PRT) said he currently has a contract with Metro for providing recycling services. His company is in favor of the allocation of the \$300,000 in the Solid Waste program and would prefer to see it increased. He objected to PRT's budget being cut from \$65,000 to \$50,000 and felt the needed money should come from the contingency fund. He said that he and his staff,

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in a letter, has offered to assist Metro in finding a meaningful waste reduction program. He then described PRT's recycling program's efforts in the community.

Coun. Kafoury spoke in support of PRT's dedication to the principles of of recycling. She also said that not all Councilors agree with the position not to fund PRT.

<u>Gayle Towne-4515 N.E. 41st, Portland-member of Portland Recycling</u> Refuse Operators, stated that his company does the same service as PRT and doesn't require Metro funding. He is both a recycler and hauler and has paid fees at the dump for six years. He objects to his fees being used to support PRT as well as Metro giving \$50,000 in funding to PRT.

<u>George Finley</u> - Garbage Collector and Recycler, feels that all tipping and user fees should, by law, only be used for operation of the dump site they are collected from. Any other use of these funds, makes control too difficult. If Metro feels it cannot operate under these guidelines then it ought to go to the property tax base for money. He wants his customers to look upon his business as garbage collection rather than tax collection.

Steve Borgens - Milwaukie, opposes any additional budget measure which may be imposed on garbage recycling haulers since it's just too expensive to pass on to the public.

John Trout - 1020 N.E. 3rd, Portland, said he's representing other recyclers and garbage haulers as well as himself this evening. He restated earlier concerns regarding Metro's budget which are as follows:

- General Fund transfer to support a Public Affairs budget which is too large and should be pared.
- Charge a user fee to the secondary materials market (Publishers' Paper, Independent Paper, Calbag Paper, etc.) to raise money for recycling.
- Although he is pleased that some items in the Capital Fund have been cut, he doesn't understand why \$900,000 has been placed in the Contingency Fund.

Norm Wietting, Solid Waste Operations Manager, explained that the \$900,000 will be used for the Clackamas Transfer Station.

Coun. Banzer said she appreciated John Trout's comments and asked him to please attend the next Regional Services Committee meeting on May 27 at 5:30 p.m. At that time, the Solid Waste budget will be reconsidered. The Solid Waste Policy Advisory Committee will also have an opportunity to review this budget before it is finalized.

Stan Kahn - 722 S.E. 18th, Portland, said it is his impression that several million dollars has already been spent promoting and developing the garbage burner. Had that money been spent to promote recycling, then it would have made a great difference. He felt that the fee charged at St. John's Landfill for yard debris should be dropped and Metro ought to Page 8 - Minutes May 6/82 Council Meeting

fund curbside pickup. Also, other fees at St. John's Landfill should be raised now to pay for a future site when this landfill closes.

Coun. Deines responded that curbside yard debris pickup has been tried and has been unsuccessful because the public does not like to store its yard debris until pickup time.

Marilyn Pitts - 4142 N.E. 13th, Portland, Parkrose High School Teacher, said that for the past eight years, she has served as an advisor for the Environment Action Club Fair which is a non-profit, voluntary group. She then talked about its recycling efforts in the Parkrose community which serves approximately 200 families who have made a commitment to recycling. She stated that there is an attitudinal change in both her high school and community towards recycling. Ms. Pitts recommends that Metro keeps all recycling options open and continues to fund recycling centers.

There being no further testimony, the Public Hearing was closed.

(to be continued on page 9)

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8.1 Resolution No. 82-333, For the Purpose of Providing Pay Plan Adjustments for Fiscal Year 1983.

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John Cullerton, Chairman of the Employees' Association, stated that after meeting with the Coordinating Committee, he had presented the Committee's alternative to the Employees' Association. The employees do not feel it is unreasonable to request the additional three (3) days personal leave and have agreed that such a compromise would be satisfactory.

Motion to adopt Resolution No. 82-333. (Kirkpatrick/ Williamson)

Motion to amend the resolution to read as follows:

"1. That the Council approves, in lieu of a cost of living adjustment for non-Zoo Metro employees for FY '83, three (3)paid personal leave days to be taken between July 1, 1982, and June 30, 1983."

(Rhodes/Kirkpatrick); carried by the following vote:

Yeas: Couns. Etlinger, Williamson, Rhodes, Schedeen, Banzer, Oleson, Kafoury and Kirkpatrick. Nays: Couns. Deines and Burton. Absent: Couns. Berkman and Bonner.

A vote on the previous motion (to adopt Resolution No. 82-333 as amended) indicated that the motion passed, with Couns. Burton and Deines dissenting.

8.2 Resolution No. 82-340, For the Purpose of Amending the Pay Plan.

Motion to adopt Resolution No. 82-340; carried unanimously. (Deines/Kirkpatrick)

8.3 Portland Recycling Team (PRT) Contract - 30-day Extension.

Motion to extend the contract with PRT from July 1 to July 31, 1982; carried unanimously. (Rhodes/Kafoury)

8.4 Ordinance No. 82-132, An Ordinance Adopting the Annual Budget for FY '83, Making Appropriations from the Funds of the District in Accordance with Said Annual Budget and Levying Ad Valorem Taxes. (Second Reading).

Elaine Woolsey, a resident of Oregon City, spoke in opposition to adoption of the budget with the inclusion of the Energy Recovery Facility.

A vote on the previous motion to adopt Ordinance No. 82-132 indicated that the motion passed unanimously.