

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING THE FY) ORDINANCE NO. 06-1120
2005-06 BUDGET AND APPROPRIATIONS)
SCHEDULE FOR THE PURPOSE OF AMENDING) Introduced by Mike Jordan, Chief Operating
THE MERC OPERATING AND POOLED) Officer, with the concurrence of Council
CAPITAL FUNDS AND DECLARING AN) President Bragdon
EMERGENCY)

WHEREAS, the Metro Council has reviewed and considered the need to increase appropriations within the FY 2005-06 Budget; and

WHEREAS, the need for the increase of appropriation has been justified; and

WHEREAS, adequate funds exist for other identified needs; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. That the FY 2005-06 Budget and Schedule of Appropriations are hereby amended as shown in the column entitled "Revision" of Exhibits A and B to this Ordinance for the purpose of amending the MERC Operating and Pooled Capital Funds.
2. This Ordinance being necessary for the immediate preservation of the public health, safety or welfare of the Metro area in order to meet obligations and comply with Oregon Budget Law, an emergency is declared to exist, and this Ordinance takes effect upon passage.

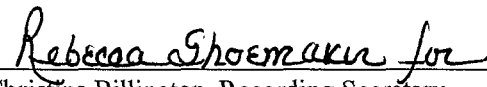
ADOPTED by the Metro Council this 25th day of May, 2006.



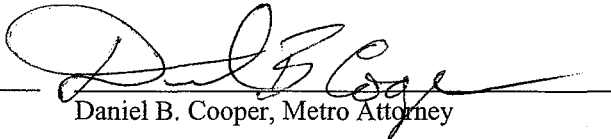
David Bragdon, Council President

Attest:

Approved as to Form:



Christina Billington, Recording Secretary



Daniel B. Cooper, Metro Attorney

Exhibit A
Ordinance No. 06-1120

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
MERC Operating Fund							
Total MERC Operating Fund							
Total Personal Services		150.65	\$14,402,032	0.00	\$0	150.65	\$14,402,032
<i><u>Materials & Services</u></i>							
<i>GOOD: Goods</i>							
	5201 Office Supplies		205,766		0		205,766
	5205 Operating Supplies		245,773		0		245,773
	5210 Subscriptions and Dues		27,404		0		27,404
	5214 Fuels and Lubricants		7,900		0		7,900
	5215 Maintenance & Repairs Supplies		267,800		0		267,800
	5225 Retail		13,500		0		13,500
<i>SVCS Services</i>							
	5240 Contracted Professional Svcs		242,239		0		242,239
	5245 Marketing Expense		2,258,776		0		2,258,776
	5247 POVA Pass-Through		392,015		0		392,015
	5251 Utility Services		2,241,642		0		2,241,642
	5255 Cleaning Services		700		0		700
	5260 Maintenance & Repair Services		576,501		0		576,501
	5265 Rentals		409,445		0		409,445
	5280 Other Purchased Services		457,678		0		457,678
	5281 Other Purchased Services - Reimb		482,593		0		482,593
	5290 Operations Contracts		156,053		0		156,053
	5291 Food and Beverage Services		7,777,266		610,391		8,387,657
	5292 Parking Services		115,000		0		115,000
<i>IGEXP Intergov't Expenditures</i>							
	5300 Payments to Other Agencies		80,725		0		80,725
<i>OTHEX Other Expenditures</i>							
	5450 Travel		80,190		0		80,190
	5455 Staff Development		63,215		0		63,215
	5490 Miscellaneous Expenditures		42,065		0		42,065
	5520 Bad Debt Expense		9,000		0		9,000
Total Materials & Services			\$16,153,246		\$610,391		\$16,763,637
Total Debt Service			\$22,768		\$0		\$22,768
Total Capital Outlay			\$0		\$0		\$0

**Exhibit A
Ordinance No. 06-1120**

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
MERC Operating Fund							
Total MERC Operating Fund							
<u>Interfund Transfers</u>							
<i>INDTE Interfund Reimbursements</i>							
5800	Transfer for Indirect Costs						
	* to General Fund-Support Services		1,606,715		0		1,606,715
	* to General Fund		52,821		0		52,821
	* to Risk Management Fund - Liability		443,004		0		443,004
	* to Risk Management Fund - Workers Comj		93,705		0		93,705
<i>INTCH Internal Service Transfers</i>							
5820	Transfer for Direct Costs						
	to General Fund-Support Services		72,677		0		72,677
<i>EQTCH Fund Equity Transfers</i>							
5810	Transfer of Resources						
	* to MERC Pooled Capital		97,637		511,108		608,745
	* to General Fund (Pension Obligation)		1,778,272		0		1,778,272
	* to General Revenue Bond Fund		1,215,134		0		1,215,134
Total Interfund Transfers			\$5,359,965		\$511,108		\$5,871,073
<u>Contingency and Ending Balance</u>							
<i>CONT Contingency</i>							
5999	Contingency						
	* General Contingency		1,221,092		(1,121,499)		99,593
	* Prior Year PERS Reserve		49,037		0		49,037
<i>UNAPF Unappropriated Fund Balance</i>							
5990	Unappropriated Fund Balance						
	* Restricted Fund Balance (User Fees)		644,546		0		644,546
	* Ending Balance		6,899,259		0		6,899,259
Total Contingency and Ending Balance			\$8,813,934		(\$1,121,499)		\$7,692,435
TOTAL REQUIREMENTS		150.65	\$44,751,945	0.00	\$0	150.65	\$44,751,945

**Exhibit A
Ordinance No. 06-1120**

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
MERC Pooled Capital Fund							
<u>Resources</u>							
<i>BEGBA Beginning Fund Balance</i>							
	* Prior year ending balance		4,435,080		0		4,435,080
	* Prior year PERS reserve		56,761		0		56,761
<i>GVCNI Contributions from Governments</i>							
4145	Government Contributions		337,750		0		337,750
<i>INTRST Interest Earnings</i>							
4700	Interest on Investments		31,102		0		31,102
<i>DONAT Contributions from Private Sources</i>							
4750	Donations and Bequests		575,000		0		575,000
<i>MISCR\ Miscellaneous Revenue</i>							
4891	Refunds and Reimbursements		150,000				150,000
<i>EQTRE Fund Equity Transfers</i>							
4970	Transfer of Resources						
	* from MERC Operating - Administrati		0		461,108		461,108
	* from MERC Operating - Expo Center		97,637		50,000		147,637
	* from General Fund		636,208		0		636,208
TOTAL RESOURCES			\$6,319,538		\$511,108		\$6,830,646
<u>Personal Services</u>							
<i>SALWG Salaries & Wages</i>							
	Construction Coordinator	1.00	63,415	-	0	1.00	63,415
	Construction/Capital Projects M	1.00	84,598	-	0	1.00	84,598
	PCPA Director	0.50	51,802	-	0	0.50	51,802
	PCPA Operations Manager II	0.75	59,870	-	0	0.75	59,870
	PCPA Operations Accounting (0.30	12,751	-	0	0.30	12,751
5015	Reg Employees-Full Time-Non-Exempt						
	PCPA Administrative Assistan	0.15	5,741	-	0	0.15	5,741
	PCPA Operating Engineer	1.00	50,024	-	0	1.00	50,024
	PCPA Utility Maintenance Tec	0.15	4,780	-	0	0.15	4,780
	PCPA Lead Electricain	0.50	29,599	-	0	0.50	29,599
5030	Temporary		0		2,000		2,000
5080	Overtime		0		13,000		13,000
5089	Merit/Bonus Pay		1,776		0		1,776
	Salary Adjustment						
	Salary Adjustment Pool (non-repres		27,230		0		27,230
<i>FRINGE Fringe Benefits</i>							
5100	Fringe Benefits						
	Base Fringe (variable & fixed)		176,888		3,750		180,638
Total Personal Services		5.35	\$568,474	0.00	\$18,750	5.35	\$587,224

Exhibit A
Ordinance No. 06-1120

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
MERC Pooled Capital Fund							
<i><u>Materials and Services</u></i>							
<i>SVCS Services</i>							
5240	Contracted Professional Svcs		0		125,000		125,000
Total Materials and Services			\$0	\$125,000			\$125,000
<i><u>Capital Outlay</u></i>							
<i>CAPNG Capital Outlay (Non-CIP Projects)</i>							
5720	Buildings & Related (non-CIP)		222,000		0		222,000
5740	Equipment & Vehicles (non-CIP)		52,500		0		52,500
5750	Office Furn & Equip (non-CIP)		36,000		0		36,000
<i>CAPCII Capital Outlay (CIP Projects)</i>							
5715	Improve-Oth thn Bldg (CIP)		239,345		0		239,345
5725	Buildings & Related (CIP)		2,919,227		(75,000)		2,844,227
5745	Equipment & Vehicles (CIP)		245,000		0		245,000
5755	Office Furniture & Equip (CIP)		44,000		0		44,000
Total Capital Outlay			\$3,758,072	(\$75,000)			\$3,683,072
Total Interfund Transfers			\$61,160	\$0			\$61,160
<i><u>Contingency and Ending Balance</u></i>							
<i>CONT Contingency</i>							
5999	Contingency						
	* General Contingency		695,182		(68,750)		626,432
	* Prior Year PERS Reserve		(3,512)		0		(3,512)
	* Current Year PERS Reserve		(1,594)		0		(1,594)
<i>UNAPP Unappropriated Fund Balance</i>							
5990	Unappropriated Fund Balance						
	* Ending Balance		1,240,162		511,108		1,751,270
	* Prior Year PERS Reserve		1,594		0		1,594
Total Contingency and Ending Balance			\$1,931,832	\$442,358			\$2,374,190
TOTAL REQUIREMENTS		5.35	\$6,319,538	0.00	\$511,108	5.35	\$6,830,646

Exhibit B
Ordinance No. 06-1120
FY 2005-06 SCHEDULE OF APPROPRIATIONS

	<u>Current</u> <u>Appropriation</u>	<u>Revision</u>	<u>Amended</u> <u>Appropriation</u>
MERC OPERATING FUND			
Operating Expenses (PS & M&S)	\$30,555,278	\$610,391	\$31,165,669
Debt Service	22,768	0	22,768
Interfund Transfers	5,359,965	511,108	5,871,073
Contingency	1,270,129	(1,121,499)	148,630
Unappropriated Balance	7,543,805	0	7,543,805
Total Fund Requirements	\$44,751,945	\$0	\$44,751,945
MERC POOLED CAPITAL FUND			
Operating Expenses (PS & M&S)	\$568,474	\$143,750	\$712,224
Capital Outlay	3,758,072	(75,000)	3,683,072
Interfund Transfers	61,160	0	61,160
Contingency	690,076	(68,750)	621,326
Unappropriated Balance	1,241,756	511,108	1,752,864
Total Fund Requirements	\$6,319,538	\$511,108	\$6,830,646

All Other Appropriations Remain as Previously Adopted

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 06-1120 FOR THE PURPOSE OF AMENDING THE MERC OPERATING AND POOLED CAPITAL FUNDS; AND DECLARING AN EMERGENCY

Date: April 28, 2006

Presented by: Jeff Miller
Kathy Taylor

BACKGROUND

This action requests amendments to the MERC Operating and Capital Fund to recognize several actions:

Aramark National Vendor Rebate - In September Aramark remitted \$569,596 for national rebates for a period from 1999 to 2005. Effective this current year these rebates are paid quarterly. The venues will retain the 2004-05 amount (\$108,488) in fund balance. Prior year rebates in the amount of \$461,108 will be transferred to the MERC Pooled Capital Fund for General Manager approved projects primarily upgrading food and beverage infrastructure and technology.

Food and Beverage Expenditures – The Oregon Convention Center and PCPA are experiencing food and beverage costs that are greater than the original budget forecast. This action would transfer a total of \$610,391 from contingency to materials & services as a precaution against possible over-expenditure in this area.

Expo Center Phase 3 Market Assessment – MERC management is conducting a market assessment and design study for Expo Center Phase 3 construction. This action transfers \$50,000 from the MERC Pooled Capital Fund contingency to pay for the study. A transfer from the Operating Fund to the Pooled Capital Fund will be made to reimburse the capital fund's contingency.

Capital Project staff – The ordinance requests a minor transfer from contingency to fund overtime and temporary assistance for staff working on capital projects. This action requests \$18,750 from contingency to personal services in the MERC Pooled Capital Fund.

Arlene Schnitzer Concert Hall Improvements Design Study - The Adopted Budget includes \$75,000 for partial funding of an Architectural and Theatrical Consultant Design study for improvements to the Arlene Schnitzer Concert Hall. The actual project will be paid for through fundraising efforts of others. This amendment reclassifies the \$75,000 from capital outlay to materials and services to account for preliminary contracted professional services.

ANALYSIS/INFORMATION

- 1. Known Opposition:** None known.
- 2. Legal Antecedents:** ORS 294.450 provides for transfers of appropriations within a fund, including transfers from contingency, if such transfers are authorized by official resolution or ordinance of the governing body for the local jurisdiction.
- 3. Anticipated Effects:** This ordinance provides for several actions. First, it moves funds from contingency to materials & services or personal services in the operating and capital budgets as a

precaution against possible over-expenditure due to higher than anticipated food and beverage costs and additional temporary assistance on capital projects; second, it properly classifies the budget for two studies from capital outlay to materials & services; and third, it places the rebates received from Aramark in the MERC Pooled Capital Fund reserve.

- 4. Budget Impacts:** The ordinance will place an additional \$461,108 in the Pooled Capital Fund reserves pending General Manager approval of projects primarily aimed at upgrading food and beverage infrastructure and technology. It will also move \$610,391 from the operating fund contingency to materials and services as a precaution against possible over-expenditure. The facilities are experiencing costs greater than the original budget.

RECOMMENDED ACTION

The Chief Operating Officer recommends adoption of Ordinance No. 06-1120