



Agenda

INFORMAL COUNCIL MEETING

METROPOLITAN SERVICE DISTRICT 527 S.W. HALL ST., PORTLAND, OREGON 97201 503 221-1646
Providing Zoo, Transportation, Solid Waste and other Regional Services

Date: February 7, 1985

Day: Thursday

Time: 5:30 p.m.

Place: Council Chambers

REVIEW OF 1985 LEGISLATIVE ISSUES

1. CALL TO ORDER
2. Introduction of Metro's Legislative Package - Rick Gustafson
3. Discussion of Metro's Legislative Package - Hardy Myers
4. Discussion of Other Legislative Issues - Phillip Fell
5. Review of the Metropolitan Legislative Agenda - Steve Siegel

1985

House Bill 2036

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Special House Task Force on Regional Government)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Authorizes metropolitan service district to exercise certain powers when electors give prior approval. Defines "prior approval."

A BILL FOR AN ACT

1
2 Relating to metropolitan service districts; amending ORS 268.312.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 268.312 is amended to read:

5 268.312. *[If either a tax base or income tax has been authorized the district by its electors under ORS 268.315*
6 *or 268.505]*

7 **(1) Subject to prior approval by the electors of the district, a district may *[also]*:**

8 **[(1)] (a)** Acquire, develop, construct, alter, maintain and operate metropolitan aspects of water supply and
9 distribution systems including local aspects of systems of persons, public corporations, cities or counties
10 transferred to the district by agreement in accordance with this chapter.

11 **[(2)] (b)** Plan, coordinate and evaluate the providing of human services, including but not limited to,
12 programs for the aging, health care, manpower, mental health and children and youth.

13 **[(3)] (c)** Acquire, develop, maintain and operate a system of parks, open space, and recreational facilities of
14 metropolitan significance.

15 **[(4)] (d)** Provide facilities for metropolitan aspects of criminal and juvenile detention and programs for
16 metropolitan aspects of adult and juvenile justice and, by agreement, local aspects of jails, corrections programs
17 and juvenile justice in accordance with this chapter.

18 **[(5)] (e)** Provide metropolitan aspects of library activities including, but not limited to, book acquisition and
19 technical assistance for local libraries.

20 **(2) For the purposes of this section, prior approval by the electors of a district includes approval of any**
21 **measure which authorizes the district to exercise any power or function described in subsection (1) of this section**
22 **or any measure relating to district finances which authorizes financing or identifies funds to be used for the**
23 **exercise of such power or function.**

1 PROPOSED AMENDMENTS TO HOUSE BILL 2036

2 In line 2 of the printed bill, after the semicolon insert
3 "creating new provisions; and".

4 After line 23, insert:

5 "SECTION 2. Section 3 of this Act is added to and made a part
6 of ORS chapter 268.

7 "SECTION 3. (1) A metropolitan service district may create by
8 ordinance commissions for all powers or functions of a metropolitan
9 service district as prescribed by law and including those in ORS
10 268.310, 268.312 and 268.370.

11 "(2) The ordinance shall describe the powers of the commission
12 which may include all powers of the council of the metropolitan
13 service district, except that the power to adopt ordinances and all
14 budget, revenue and planning authority remain in the council of the
15 metropolitan service district.

16 "(3) The ordinance shall describe the number of members of the
17 commission, qualifications of members, terms of office and method
18 of appointment."

Met

House Bill 2037

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Special House Task Force on Regional Government)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Removes sunset provision relating to local government service charges imposed by metropolitan service district.

Requires consultation with advisory committee before metropolitan service district may impose certain service charges.

Requires ports and mass transit districts located within metropolitan service district to pay service charge when service charges are assessed against cities and counties.

Limits per capita rate of service charge assessed against ports and mass transit districts.

A BILL FOR AN ACT

1
2 Relating to metropolitan service districts; amending ORS 268.513.

3 Be It Enacted by the People of the State of Oregon:

4 SECTION 1. ORS 268.513 is amended to read:

5 268.513. (1) The council[, *in its sole discretion, may determine that*] shall consult with the advisory
6 committee appointed under ORS 268.170 before determining whether it is necessary to charge the cities and
7 counties within the district for the services and activities carried out under ORS 268.380 and 268.390. If the
8 council determines that it is necessary to charge cities and counties within the district for any fiscal year, it shall
9 determine the total amount to be charged and shall assess each city and county with the portion of the total
10 amount as the population of the portion of the city or county within the district bears to the total population of
11 the district provided, however, that the service charge shall not exceed the rate of 51 cents per capita per year. For
12 the purposes of this subsection the population of a county does not include the population of any city situated
13 within the boundaries of that county. The population of each city and county shall be determined in the manner
14 prescribed by the council.

15 (2) The council shall notify each city and county of its intent to assess and the amount it proposes to assess
16 each city and county at least 120 days before the beginning of the fiscal year for which the charge will be made.

17 (3) The decision of the council to charge the cities and counties within the district, and the amount of the
18 charge upon each, shall be binding upon those cities and counties. Cities and counties shall pay their charge on or
19 before October 1 of the fiscal year for which the charge has been made.

20 (4) [*This section shall not apply to a fiscal year which ends later than June 30, 1985.*] When the council
21 determines that it is necessary to impose the service charges authorized under subsection (1) of this section for any
22 fiscal year, each mass transit district organized under ORS chapter 267 and port located wholly or partly within
23 the district shall also pay a service charge to the district for that fiscal year for the services and activities carried
24 out under ORS 268.380 and 268.390. The charge for a mass transit district or port shall be the amount obtained by
25 applying, for the population of the mass transit district or port within the boundaries of the district, a per capita

NOTE: Matter in bold face in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.

- 1 charge that is 12-1/2 percent of the per capita rate established for cities and counties for the same fiscal year.
 - 2 Subsections (2) and (3) of this section apply to charges assessed under this subsection.
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House Bill 2275

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Special House Task Force on Regional Government)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Allows metropolitan service district to impose excise taxes for general government operations on persons using district functions or facilities.

A BILL FOR AN ACT

1
2 Relating to metropolitan service districts; amending ORS 268.515.

3 Be It Enacted by the People of the State of Oregon:

4 SECTION 1. ORS 268.515 is amended to read:

5 268.515. (1) A district may impose and collect service or user charges in payment for its services or for the
6 purposes of financing the planning, design, engineering, construction, operation, maintenance, repair and
7 expansion of facilities, equipment, systems or improvements authorized by this chapter.

8 (2) A district may seek and accept grants of financial and other assistance from public and private sources.

9 (3) A district may, with the approval of a majority of members of its governing body, borrow money from
10 any county or city with territory in the district.

11 (4) A district may, by entering into loan or grant contracts or by the issuance of bonds, notes or other
12 obligations with the approval of a majority of members of its governing body, borrow money from the state or its
13 agencies or departments, including without being limited to, money from the Pollution Control Fund.

14 (5) Notwithstanding ORS 294.305 to 294.520, the authority to borrow granted under this section includes
15 the authority to enter into agreements to repay such money subject to such terms and conditions as the parties
16 may agree.

17 (6) A district may provide that its borrowing of money be secured by a lien and pledge of all or any part of the
18 revenues derived by the district from the facilities constructed from the proceeds of the moneys borrowed.

19 (7) To carry out the powers and functions granted by ORS chapter 268 or to study additional powers or
20 functions, a district may by ordinance impose excise taxes on any person using the facilities, equipment, systems,
21 functions, services or improvements owned, operated or provided by the district. However, revenues derived from
22 an excise tax shall not be used to finance any district service or function to which revenues from other taxes,
23 service charges or assessments are specifically dedicated.

24 [(7)] (8) Except in an emergency, the imposition of or increase in a service [*or user*] charge, user charge or
25 excise tax shall not become effective until 65 business days after approval by the governing body. As used in this
26 subsection, business days mean Monday through Friday.

NOTE: Matter in bold face in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.

House Bill 2276

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Special House Task Force on Regional Government)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Replaces expiring state and federal cigarette tax with additional state cigarette tax of 18 cents per package as of first day of month following effective date of bill.

Distributes proceeds of additional tax as follows:

(1) One-half to General Fund.

(2) One-sixth to Adult and Family Services Division for purpose of providing medical assistance to medically needy.

(3) One-ninth to mass transit districts, transportation districts and counties for financing transportation services for elderly and handicapped.

(4) One-twelfth to cities.

(5) One-twelfth to counties.

(6) One-eighteenth to metropolitan service districts and councils of governments.

Requires distribution to cities, counties, metropolitan service districts and councils of governments be made in accordance with population.

Requires Public Transit Division to distribute moneys appropriated for transportation services for elderly and handicapped to districts and counties.

Requires districts and counties receiving such moneys to appoint advisory committee.

Allows districts and counties, after consultation with advisory committee, to distribute moneys to providers of transportation for maintenance and creation of transportation programs and services for elderly and handicapped.

Establishes Elderly and Handicapped Special Transportation Fund.

A BILL FOR AN ACT

1
2 Relating to taxation, including but not limited to increasing the state cigarette tax; and appropriating money.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** Sections 2 to 6 of this Act are added to and made a part of ORS chapter 323.

5 **SECTION 2.** (1) In addition to and not in lieu of the taxes upon distributions of cigarettes imposed by ORS
6 323.030 (1) and section 4, chapter 683, Oregon Laws 1983, every distributor shall pay a tax upon distributions of
7 cigarettes that occur on or after the first day of the month following the effective date of this 1985 Act at the rate of
8 nine mills for (\$0.009) the distribution of each cigarette in this state.

9 (2) All moneys received by the department from the tax imposed by subsection (1) of this section shall be
10 paid over to the State Treasurer to be held in a suspense account established under ORS 293.445. After the
11 payment of refunds, the moneys are continuously appropriated as follows:

12 (a) One-half to the General Fund.

13 (b) One-sixth to the Adult and Family Services Division of the Department of Human Resources for the
14 purpose of providing medical assistance to the medically needy under ORS chapter 414.

15 (c) One-ninth to the Public Transit Division of the Department of Transportation for the purpose of
16 financing and improving transportation services for elderly and handicapped individuals as provided in sections
17 7 to 10 of this 1985 Act.

NOTE: Matter in bold face in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.

1 (d) One-twelfth to the cities of this state.

2 (e) One-twelfth to the counties of this state.

3 (f) One-eighteenth to the metropolitan service districts established under ORS chapter 268 and councils of
4 governments established under intergovernmental agreements under ORS chapter 190.

5 (3) The moneys appropriated to the Adult and Family Services Division and the Public Transit Division
6 under subsection (2) of this section shall be distributed at the same time as the cigarette tax moneys are
7 distributed to cities and counties under ORS 323.455.

8 (4) The moneys appropriated to the cities and counties under subsection (2) of this section shall be
9 distributed at the same time and according to population in the same proportions as the cigarette tax moneys are
10 distributed to cities and counties under ORS 323.455.

11 (5) The moneys appropriated to metropolitan service districts and councils of government under subsection
12 (2) of this section shall be distributed at the same time as the cigarette tax moneys are distributed to cities and
13 counties under ORS 323.455. Each metropolitan service district and council of government shall receive such
14 share of the moneys as its population, as determined under ORS 190.510 to 190.610 last preceding such
15 apportionment, bears to the total population of metropolitan service districts and the local government units
16 comprising the councils of government.

17 (6) The moneys appropriated to the Public Transit Division of the Department of Transportation under
18 subsection (2) of this section shall be transferred to the Elderly and Handicapped Special Transportation Fund
19 established by section 7 of this 1985 Act at the same time as the cigarette tax moneys are distributed to cities and
20 counties under ORS 323.455.

21 **SECTION 3.** (1) For the privilege of holding or storing cigarettes for sale, use or consumption, a floor tax is
22 hereby imposed upon every dealer at the rate of nine mills (\$0.009) for each cigarette in the dealer's possession or
23 under the dealer's control at 12:01 a.m., on the first day of the month following the effective date of this 1985 Act.

24 (2) The tax imposed by this section is due and payable on or before 20 days after the first day of the month
25 following the effective date of this 1985 Act. Any amount of tax imposed by this section which is not paid within
26 the time required shall bear interest at the rate established under ORS 305.220 per month, or fraction thereof,
27 from a date which is 20 days after the first day of the month following the effective date of this 1985 Act, until
28 paid.

29 (3) Every dealer, on or before 20 days after the first day of the month following the effective date of this 1985
30 Act, shall file a report with the department in such form as the department may prescribe. Dealer reports shall
31 state the number of cigarettes in the possession of or under the control of the dealer in this state at 12:01 a.m., on
32 the first day of the month following the effective date of this 1985 Act, and the amount of tax due thereon. Each
33 report shall be accompanied by a remittance payable to the department for the amount of tax due.

34 **SECTION 4.** For the privilege of distributing cigarettes as a licensed distributor and for holding or storing
35 cigarettes for sale, use or consumption a floor tax and cigarette indicia adjustment tax is hereby imposed upon
36 every licensed distributor as follows:

37 (1) In the amount of 18 cents for each Oregon cigarette tax stamp or meter impression bearing the
38 designation "20" and in the amount of nine cents for each Oregon cigarette tax stamp bearing the designation
39 "10," which is affixed to any package of cigarettes in the possession of the licensed distributor or under the
40 distributor's control at 12:01 a.m., on the first day of the month following the effective date of this 1985 Act.

1 (2) In the amount of 18 cents for each unaffixed Oregon cigarette tax stamp bearing the designation "20" and
 2 nine cents for each unaffixed Oregon cigarette tax stamp bearing the designation "10" and \$1.80 for each unused
 3 meter register unit, in the possession of the licensed distributor or under the distributor's control at 12:01 a.m., on
 4 the first day of the month following the effective date of this 1985 Act.

5 **SECTION 5.** Every licensed distributor shall take an inventory as of 12:01 a.m., on the first day of the
 6 month following the effective date of this 1985 Act, of all packages of cigarettes to which are affixed Oregon
 7 cigarette tax stamps or meter impressions and all unaffixed Oregon cigarette tax stamps and unused meter
 8 register units in the distributor's possession or under the distributor's control. Every licensed distributor shall file
 9 a report with the Department of Revenue on or before 20 days after the first day of the month following the
 10 effective date of this 1985 Act in such form as the department may prescribe, showing:

11 (1) The number of Oregon cigarette tax stamps and meter impressions, with the designations thereof, which
 12 were affixed to packages of cigarettes in possession or under the distributor's control at 12:01 a.m., on the the first
 13 day of the month following the effective date of this 1985 Act.

14 (2) The number of unaffixed Oregon cigarette tax stamps, with the designations thereof, and unused meter
 15 register units which were in the distributor's possession or under the distributor's control at 12:01 a.m., on the the
 16 first day of the month following the effective date of this 1985 Act. The amount of tax required to be paid with
 17 respect to the stamp, meter impressions and meter register units shall be computed and remitted with the
 18 distributor's report. Any amount of tax not paid within the time specified for the filing of the report shall bear
 19 interest at the rate established under ORS 305.220 per month, or fraction thereof, from the due date of the report,
 20 until paid.

21 **SECTION 6.** The provisions of sections 4, 5 and 6 of this 1985 Act shall not apply to cigarettes owned and in
 22 the possession or control of a licensed distributor or to cigarettes stored in a bonded warehouse and which are
 23 nontax paid under the provisions of chapter 52 of the Internal Revenue Act of 1954, as amended.

24 **SECTION 7.** (1) There is established in the State Treasury, separate and distinct from the General Fund,
 25 the Elderly and Handicapped Special Transportation Fund. All moneys in the Elderly and Handicapped Special
 26 Transportation Fund are appropriated continuously to the Public Transit Division of the Department of
 27 Transportation for payment to mass transit districts, transportation districts and counties as provided in section
 28 8 of this Act.

29 (2) The Elderly and Handicapped Special Transportation Fund shall consist of:

- 30 (a) Moneys transferred to the fund under subsection (6) of section 2 of this Act;
- 31 (b) Other moneys appropriated to the fund by the Legislative Assembly; and
- 32 (c) Moneys obtained from interest earned on the investment of such moneys.

33 (3) Moneys in the Elderly and Handicapped Special Transportation Fund, with the approval of the State
 34 Treasurer, may be invested as provided by ORS 293.701 to 293.776, 293.810 and 293.820, and the earnings from
 35 such investments shall be credited to the Elderly and Handicapped Special Transportation Fund.

36 **SECTION 8.** (1) The Public Transit Division shall regularly distribute moneys in the Elderly and
 37 Handicapped Special Transportation Fund to mass transit districts organized under ORS 267.010 to 267.390,
 38 transportation districts organized under ORS 267.510 to 267.650 and to those counties in which no part of a mass
 39 transit district or transportation district is located.

1 (2) Each such district and county shall receive that share of the moneys as its population, determined under
2 ORS 190.510 to 190.610 last preceding such apportionment, bears to the total population of all such districts and
3 counties in this state.

4 (3) The Public Transit Division shall not distribute moneys to a mass transit district, transportation district
5 or county under this section unless the district or county has appointed an advisory committee under section 9 of
6 this Act.

7 (4) The Public Transit Division shall adopt rules necessary for the administration of sections 7 to 10 of this
8 Act.

9 **SECTION 9.** (1) The governing body of each mass transit district, transportation district and county that is
10 eligible to receive moneys from the Elderly and Handicapped Special Transportation Fund under section 8 of this
11 Act shall appoint an advisory committee to advise and assist the governing body in carrying out the purposes of
12 sections 7 to 10 of this Act. The number and terms of the members of an advisory committee appointed under
13 this section shall be determined by the appointing governing body.

14 (2) To be qualified to serve on an advisory committee of a district or county, an individual must reside
15 within the boundaries of the district or county and must be either an elderly or handicapped user of
16 transportation services in the district or county or an individual engaged in providing transportation services to
17 the elderly or handicapped in the district or county.

18 (3) An advisory committee appointed under this section shall review the distribution of moneys by the
19 governing body of a district or county under section 10 of this Act. The advisory committee may propose any
20 changes to the policies or practices of the governing body relating to the distribution that the advisory committee
21 considers necessary or desirable.

22 **SECTION 10.** (1) Each mass transit district, transportation district and county that receives moneys from
23 the Public Transit Division of the Department of Transportation under section 8 of this Act shall distribute those
24 moneys to providers of transportation for the purpose of financing and improving transportation programs and
25 services for the elderly and handicapped residents of the district or county.

26 (2) The governing body of a district or county, after consultation with the advisory committee it appointed
27 under section 9 of this Act, shall determine the amount of money to be distributed to a provider of transportation
28 and the purposes for which the money must be used.

29 (3) Any provider of transportation receiving funds prior to the effective date of this Act from any
30 governmental unit or agency for purposes related to the transportation needs of the elderly or handicapped is
31 eligible to receive moneys from a district or county under this section.

32 (4) Moneys distributed to providers of transportation under this section may be used for the following
33 purposes:

34 (a) Maintenance of existing transportation programs and services for the elderly and handicapped.

35 (b) Expansion of such programs and services.

36 (c) Creation of new programs and services.

37 (d) Planning for, and development of, access to transportation for elderly and handicapped individuals who
38 are not currently served by transportation programs and services.

39 (5) As used in this section, "provider of transportation" includes a city, county, district or any other person
40 or agency, whether public or private, that maintains, operates or sponsors vehicles and facilities for the
41 transportation of passengers for profit or on a nonprofit or voluntary basis.

11.1.0

House Bill 2038

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Special House Task Force on Regional Government)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Increase membership of governing body of metropolitan service district from 12 to 13.

Provides that executive officer of metropolitan service district becomes 13th member and chair of district council.

Changes title of such officer from executive officer to chair of council.

Provides that chair of council may vote on matters before council only in case of tie vote among other councilors.

A BILL FOR AN ACT

Relating to metropolitan service districts; creating new provisions; and amending ORS 249.002, 249.035, 249.056, 249.088, 251.065, 251.075, 254.005, 268.060, 268.150, 268.160, 268.180 and 268.190.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 268.060 is amended to read:

268.060. (1) The cost of elections to nominate or elect councilors [*or the executive officer*] shall be paid by the district.

(2) When a district election is held on a district measure, the election shall be conducted under ORS chapter 255.

SECTION 2. ORS 268.150 is amended to read:

268.150. (1) The governing body of a district shall be a council consisting of [12] 13 members, of whom 12 members shall be part-time councilors, each elected on a nonpartisan basis from a single subdistrict within the boundaries of the metropolitan service district, and one member shall be the full-time chair of the council. Each part-time councilor shall be a resident and elector of the subdistrict from which the councilor is elected and shall not be an elected official of any other public body. Each part-time councilor shall be a resident of the subdistrict from which the councilor is elected for not less than one year before taking office. The chair of the council shall be elected from the district-at-large on a nonpartisan basis. The term of office for a councilor shall be four years beginning on the first Monday in January of the year next following the election. A vacancy in office shall be filled by a majority of the remaining members of the council. The councilor, before taking office, shall take an oath to support the Constitution of the United States, and the Constitution and laws of this state. Candidates for councilor positions shall be nominated and elected at the primary and general elections as provided in subsection (3) of this section.

(2) The Secretary of State shall reapportion the subdistricts after the data of each United States decennial census are compiled and released. The reapportionment shall provide for substantially equal population in each subdistrict. Area within each subdistrict shall be contiguous. In apportioning subdistricts the Secretary of State shall give consideration to existent precincts, maintaining historic and traditional communities and counties as

NOTE: Matter in bold face in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.

1 opposed to following existent city or special district boundaries or the political boundaries of state representative
2 or state senate election districts except when these political boundaries coincide with natural boundaries.

3 (3) ORS chapters 249 and 254, relating to the nomination and election of nonpartisan candidates for office,
4 apply to the nomination and election of councilors except as provided in subsection (1) of this section and except
5 for the following:

6 (a) Notwithstanding ORS 249.031, the nominating petition or a declaration of candidacy shall contain no
7 statement other than the name of the subdistrict in which the candidate resides and a declaration by the candidate
8 that, if nominated and elected, the candidate will qualify for the office.

9 (b) A candidate for an office other than chair of the council shall be nominated from the subdistrict in which
10 the candidate resides. The number of signatures within the subdistrict required for a nomination is that required
11 under ORS 249.072 (2), but the requirement that the petition contain signatures of persons residing in a number
12 of precincts shall not apply.

13 SECTION 3. ORS 268.160 is amended to read:

14 268.160. The council may adopt and enforce rules of procedure governing its proceedings in accordance with
15 this chapter. *[At its first meeting after January 1 of each year, one councilor shall be elected by the council to serve*
16 *as its presiding officer for the ensuing year.]* The chair of the council shall serve as presiding officer at meetings of
17 the council. The council shall meet upon the request of the presiding officer or that of a majority of the council.
18 Notwithstanding the provisions of ORS 198.190, part-time councilors shall receive no other compensation for
19 their office than a per diem for meetings, plus necessary meals, travel and other expenses as determined by the
20 council.

21 SECTION 4. ORS 268.180 is amended to read:

22 268.180. (1) District business shall be administered, and district rules and ordinances shall be enforced, by
23 *[an executive officer]* the chair of the council.

24 (2) The *[executive officer]* chair of the council shall be elected in the same manner provided under ORS
25 268.150~~, but the officer shall be elected from the district-at-large on a nonpartisan basis~~. The number of
26 signatures within the district required for nomination is that required under ORS 249.072 (2), but the
27 requirement that the petition contain signatures of persons residing in a number of precincts shall not apply. The
28 *[executive officer]* chair of the council shall be a resident and elector of the district and shall not be an elected
29 official of any other public body. The *[executive officer]* chair of the council shall be a resident in the district for
30 not less than one year before taking office. The term of office for *[an executive officer]* the chair of the council shall
31 be four years beginning on the first Monday in January on the next year following the election. A vacancy in office
32 shall be filled by appointment by a majority of the council. The *[executive officer]* chair of the council, before
33 taking office, shall take an oath to support the Constitution of the United States and the Constitution and laws of
34 this state.

35 (3) The *[executive officer]* chair of the council shall serve full time and shall not be employed by any other
36 person or governmental body while serving the district. The *[executive officer]* chair of the council shall ~~not~~
37 serve as a member of the council, but may vote on matters before the council only in the case of a tie vote among
38 the other councilors.

39 (4) The salary and employment benefits of the *[executive officer]* chair of the council shall be set by the
40 council upon the recommendation of a salary commission to be appointed by the council, but shall not be less
41 than that of a district court judge of this state.

1 (5) The [executive officer] chair of the council may hire any personnel and contract with any person or
 2 governmental agency to assist in carrying out the duties and powers under ORS 268.015 to 268.030, 268.060,
 3 268.125 to 268.190, 268.310, 268.312, 268.320, 268.335, 268.342, 268.360, 268.380 to 268.390, 268.505, 268.512,
 4 268.513 and 268.517, subject to personnel rules adopted by the council.

5 SECTION 5. ORS 268.190 is amended to read:

6 268.190. (1) The [executive officer] chair of the council shall present to the council plans, studies and reports
 7 prepared for district purposes and may propose to the council for adoption such measures as deemed necessary to
 8 enforce or carry out the powers and duties of the district, or to the efficient administration of the affairs of the
 9 district.

10 (2) The [executive officer] chair of the council shall keep the council fully advised as to its financial condition,
 11 and shall prepare and submit to the council the district's annual budget for its approval, and any other financial
 12 information the council requests.

13 (3) The [executive officer] chair of the council shall perform all other duties as may be prescribed by the
 14 council.

15 SECTION 6. ORS 249.035 is amended to read:

16 249.035. A nominating petition or declaration of candidacy relating to a candidate for:

17 (1) State office, United States Senator, Representative in Congress or [executive officer or] councilor of a
 18 metropolitan service district under ORS chapter 268 shall be filed with the Secretary of State.

19 (2) County office or precinct committeeperson shall be filed with the county clerk.

20 (3) City office shall be filed with the chief city elections officer.

21 (4) Any other office shall be filed under ORS chapter 255.

22 SECTION 7. ORS 249.056 is amended to read:

23 249.056. (1) At the time of filing a declaration of candidacy a candidate for the following offices shall pay to
 24 the officer with whom the declaration is filed the following fee:

25 (a) United States Senator, \$150.

26 (b) Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of the Bureau of Labor
 27 and Industries, Superintendent of Public Instruction, Representative in Congress, judge of the Supreme Court,
 28 Court of Appeals or Oregon Tax Court, or [executive officer] chair of the council of a metropolitan service district
 29 under ORS chapter 268, \$100.

30 (c) County office, district attorney, circuit court judge or district court judge, \$50.

31 (d) State Senator or Representative or councilor, other than the chair of the council, of a metropolitan service
 32 district under ORS chapter 268, \$25.

33 (2) No filing fee shall be required of persons filing a declaration of candidacy for precinct committeeperson
 34 or justice of the peace.

35 SECTION 8. ORS 249.088 is amended to read:

36 249.088. (1) Except as provided in subsection (2) of this section, at the nominating election held on the date
 37 of the primary election, two candidates shall be nominated for the nonpartisan office. However, when a
 38 candidate receives a majority of the votes cast for the office at the nominating election, that candidate alone is
 39 nominated.

40 (2) If a candidate for the office of judge of the Supreme Court, Court of Appeals, circuit or district court, the
 41 Oregon Tax Court or [executive director or] councilor of a metropolitan service district under ORS chapter 268,

1 other than a candidate to fill a vacancy, receives a majority of the votes cast for the office at the nominating
 2 election, that candidate is elected.

3 SECTION 9. ORS 249.002 is amended to read:

4 249.002. As used in this chapter:

5 (1) "County clerk" means the county clerk or the county official in charge of elections.

6 (2) "Elector" means an individual qualified to vote under section 2, Article II, Oregon Constitution.

7 (3) "Judge" means judge of the Supreme Court, Court of Appeals, circuit or district court or the Oregon Tax
 8 Court.

9 (4) "Member" means an individual who is registered as being affiliated with the political party.

10 (5) "Nonpartisan office" means the office of judge, Superintendent of Public Instruction[, *executive officer*]
 11 or councilor of a metropolitan service district under ORS chapter 268, justice of the peace or district attorney.

12 (6) "Prospective petition" means the information, except signatures and other identification of petition
 13 signers, required to be contained in a completed petition.

14 (7) "Public office" means any national, state, county, city or district office or position, except a political party
 15 office, filled by the electors.

16 (8) "State office" means Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of
 17 the Bureau of Labor and Industries, Superintendent of Public Instruction, judge, state Senator, state Represent-
 18 tative or district attorney.

19 SECTION 10. ORS 251.065 is amended to read:

20 251.065. (1) Not later than the 68th day before the primary election and the 70th day before the general
 21 election, any candidate for nomination or election at the next primary or general election to the office of
 22 President or Vice President of the United States, United States Senator, Representative in Congress, or any state,
 23 county, city or legislative office, or councilor [*or executive officer*] of a metropolitan service district organized
 24 under ORS chapter 268, or an agent on behalf of the candidate, may file with the Secretary of State a portrait of
 25 the candidate and a typewritten statement of the reasons the candidate should be nominated or elected.

26 (2) The Secretary of State by rule shall establish the format and length of the statement permitted under this
 27 section.

28 SECTION 11. ORS 251.075 is amended to read:

29 251.075. (1) A candidate shall not submit for inclusion in the voters' pamphlet a portrait that was taken more
 30 than one year before the date the portrait is filed with the Secretary of State.

31 (2) A portrait submitted for inclusion in the voters' pamphlet shall:

32 (a) Be a conventional photograph with a plain background;

33 (b) Show the face or the head, neck and shoulders of the candidate; and

34 (c) Be prepared and processed for printing as prescribed by the Secretary of State.

35 (3) A portrait submitted for inclusion in the voters' pamphlet shall not:

36 (a) Include the hands or anything held in the hands of the candidate;

37 (b) Show the candidate wearing a judicial robe, a hat or a military, police or fraternal uniform; and

38 (c) Show the uniform or insignia of any organization.

39 (4) The portrait of a candidate for nomination as councilor [*or executive officer*] of a metropolitan service
 40 district, when included in the primary election voters' pamphlet, shall be one and one-half inches high and one
 41 inch wide. Any other portrait shall be three inches high and two inches wide. Each portrait shall be placed in the
 42 upper left corner of the candidate's allotted space.

1 **SECTION 12.** ORS 254.005 is amended to read:

2 254.005. As used in this chapter:

3 (1) "Ballot" means any material on which votes may be cast for candidates or measures.

4 (2) "Ballot label" means the material containing the names of candidates or the measures to be voted on.

5 (3) "Chief elections officer" means the:

6 (a) Secretary of State, regarding a candidate for a state office or an office to be voted on in the state at large or
7 in a congressional district, or a measure to be voted on in the state at large.

8 (b) County clerk, regarding a candidate for a county office, or a measure to be voted on in a county only.

9 (c) City clerk, auditor or recorder, regarding a candidate for a city office, or a measure to be voted on in a city
10 only.

11 (4) "County clerk" means the county clerk or the county official in charge of elections.

12 (5) "Elector" means an individual qualified to vote under section 2, Article II, Oregon Constitution.

13 (6) "Major political party" means a political party that has qualified as a major political party under ORS
14 248.006.

15 (7) "Measure" includes any of the following submitted to the people for their approval or rejection at an
16 election:

17 (a) A proposed law.

18 (b) An Act or part of an Act of the Legislative Assembly.

19 (c) A revision of or amendment to the Oregon Constitution.

20 (d) Local, special or municipal legislation.

21 (e) A proposition or question.

22 (8) "Minor political party" means a political party that has qualified as a minor political party under ORS
23 248.008.

24 (9) "Nonpartisan office" means the office of judge of the Supreme Court, Court of Appeals, circuit or district
25 court or the Oregon Tax Court, Superintendent of Public Instruction[, *executive officer or counselor*] or councilor
26 of a metropolitan service district under ORS chapter 268, justice of the peace or district attorney.

27 (10) "Prospective petition" means the information, except signatures and other identification of petition
28 signers, required to be contained in a completed petition.

29 (11) "Voting machine" means:

30 (a) Any device which will record every vote cast on candidates and measures and which will either internally
31 or externally total all votes cast on that device.

32 (b) Any device into which a ballot may be inserted and which is so designed and constructed that the vote for
33 any candidate or measure may be indicated by punching or marking the ballot.

34 (12) "Vote tally system" means one or more pieces of equipment necessary to examine and tally
35 automatically the marked or punched ballots.

36 **SECTION 13.** This Act does not affect the tenure of office of a person serving as the executive officer of a
37 metropolitan service district on the effective date of this Act. The executive officer of a metropolitan service
38 district shall become the chair of the council for the district on the effective date of this Act, and all the duties,
39 functions and powers of the chair of the council created under this Act are transferred to and vested in such
40 executive officer.

House Bill 2308

Sponsored by Representative McCracken, Senator Otto

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Creates Commission on Intergovernmental Relations. Establishes terms, qualifications, number and method of appointment of commission members. Prescribes duties, powers and functions of commission. Appropriates \$140,000 from General Fund, to commission.

A BILL FOR AN ACT

1
2 Relating to the Commission on Intergovernmental Relations; and appropriating money.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** As used in this Act:

5 (1) "Commission" means the Commission on Intergovernmental Relations established by section 2 of this
6 Act.

7 (2) "District" has the meaning given that term by ORS 198.010 and, in addition, means a council of
8 governments established under ORS 190.003 to 190.110 and a local government boundary commission formed
9 under ORS 199.410 to 199.519.

10 (3) "Local government" includes a city, county and district.

11 **SECTION 2.** (1) There is established the Commission on Intergovernmental Relations consisting of 14
12 members appointed as provided in section 3 of this Act and the executive secretary of the Commission on Indian
13 Services who shall serve as a member of the commission ex officio.

14 (2) The term of each appointed member of the commission is four years and shall begin on January 1 in an
15 even-numbered year. Before the expiration of the term of an appointed member, the appointing authority shall
16 appoint a successor. A member is eligible for reappointment. If there is a vacancy for any cause, the appointing
17 authority shall make an appointment to become immediately effective for the unexpired term.

18 (3) Members of the commission are not entitled to compensation for service on the commission. However,
19 in accordance with the rules of the commission and ORS 292.495 (2), members may be reimbursed from funds
20 available to the commission for actual and necessary travel expenses incurred by them in the performance of
21 their official duties.

22 **SECTION 3.** Fourteen members of the commission shall be appointed as follows:

23 (1) The Speaker of the House of Representatives shall appoint two members of the House of Representatives
24 to the commission.

25 (2) The President of the Senate shall appoint one member of the Senate to the commission.

26 (3) The Governor shall appoint to the commission:

27 (a) Two county officers, at least one of whom shall be popularly elected.

28 (b) Two city officers, at least one of whom shall be popularly elected.

29 (c) Two district officers, at least one of whom shall be popularly elected.

NOTE: Matter in bold face in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.

1 (d) One member of the Governor's staff.

2 (e) Two heads of administrative departments in the state government.

3 (f) Two residents of this state who are not public officers or employes.

4 **SECTION 4.** The Commission on Intergovernmental Relations shall:

5 (1) Elect from among its members a chairperson who shall serve for a term of two years.

6 (2) Prescribe its internal organization and adopt rules to govern its proceedings.

7 (3) Meet at least once every three months.

8 (4) Study the structural, functional and financial relationships among federal, state and local governmental
9 entities, issue findings and recommendations regarding those relationships and publish reports regarding them.

10 (5) Propose constitutional amendments, statutes, charter provisions, ordinances, administrative rules and
11 other measures that would, if adopted, implement the recommendations of the commission.

12 (6) Publish annual reports of current developments in state and local government in Oregon and of the
13 activities of the commission.

14 (7) Provide notice to, and solicit information, advice and assistance from, state and local governmental
15 entities and nongovernmental persons and institutions concerning any activity of the commission that might
16 affect those entities, persons and institutions and offer them the services of the commission.

17 **SECTION 5.** The Intergovernmental Relations Division of the Executive Department, upon request, shall
18 provide the commission with professional, technical and clerical services. The commission may also contract
19 with units of the Department of Higher Education or with other public or private persons for other specific
20 services.

21 **SECTION 6.** The commission may apply for and receive funds and other assistance from governmental and
22 nongovernmental sources. The Executive Department shall account for the income and expenditures of the
23 commission separately from other governmental accounts.

24 **SECTION 7.** For purposes of ORS 182.605 to 182.635, the Commission on Intergovernmental Relations is
25 an agency.

26 **SECTION 8.** (1) Notwithstanding the term of office specified by section 2 of this Act, of the 14 members first
27 appointed to the commission, seven shall serve for terms ending December 31, 1987. The seven members shall
28 be determined by lot in the manner prescribed by the commission. The remaining members shall serve for terms
29 ending December 31, 1989.

30 (2) Notwithstanding subsection (1) of section 4 of this Act, the Governor shall designate a chairperson pro
31 tempore who shall preside over the deliberations of the commission until it organizes itself and elects a
32 permanent chairperson.

33 **SECTION 9.** There is appropriated to the Commission on Intergovernmental Relations, for the biennium
34 beginning July 1, 1985, out of the General Fund, the sum of \$140,000 for the purpose of carrying out this Act.

House Bill 2053

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Department of Energy)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Requires facility receiving energy conservation tax credit to be facility for which first year energy savings yields simple payback period greater than one year.

Revises kinds of facilities which are to receive preference in determining eligibility for tax credit. Permits Director of Department of Energy to set aside portion of annual allocation for tax credit for projects given statutory preference.

Extends tax credit for energy facility or recycling facility to facility erected, constructed or installed before January 1, 1991. Imposes fee to be submitted with application for preliminary certification. Permits director to adopt fee schedule. Permits applicant to submit receipts for cost of facility if actual cost is less than \$10,000 rather than certified actual cost by certified public accountant. Applies to tax years beginning after December 31, 1985.

A BILL FOR AN ACT

1
2 Relating to energy; creating new provisions; and amending ORS 469.185, 469.195, 469.200, 469.205 and
3 469.215.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 469.185 is amended to read:

6 469.185. As used in ORS 469.185 to 469.225:

7 (1) "Cost" means the capital costs and expenses necessarily incurred in the acquisition, erection, construc-
8 tion and installation of [*an energy conservation*] a facility.

9 (2) "Energy [*conservation*] facility" [*or "facility"*] means any capital investment for which the first year
10 energy savings yields a simple payback period of greater than one year. An energy facility includes:-

11 (a) Any land, structure, building, installation, excavation, machinery, equipment or device, or any addition
12 to, reconstruction of or improvement of, land or an existing structure, building, installation, excavation,
13 machinery, equipment or device necessarily acquired, erected, constructed or installed by any person in
14 connection with the conduct of a trade or business and actually used in the processing or utilization of renewable
15 energy resources to:

16 (A) Replace a substantial part or all of an existing use of electricity, petroleum or natural gas;

17 (B) Provide the initial use of energy where electricity, petroleum or natural gas would have been used;

18 (C) Generate electricity to replace an existing source of electricity or to provide a new source of electricity for
19 sale by or use in the trade or business; or

20 (D) Perform a process that obtains energy resources from material that would otherwise be solid waste as
21 defined in ORS 459.005.

22 (b) Any addition to, reconstruction of or improvement of land or an existing structure, building, installation,
23 excavation, machinery, equipment or device necessarily acquired, erected, constructed or installed by any person
24 in connection with the conduct of a trade or business in order to substantially reduce the consumption of
25 purchased energy.

NOTE: Matter in bold face in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.

1 (c) A necessary feature of a new commercial building or multiple unit dwelling, as dwelling is defined by ORS
 2 469.160, that causes that building or dwelling to exceed an energy performance standard in the state building
 3 code.

4 (d) The replacement of an electric motor with another electric motor that substantially reduces the
 5 consumption of electricity.

6 (3) "Facility" means an energy facility or a recycling facility.

7 [(e)] (4) "Recycling facility" means equipment used by a trade or business solely for recycling:

8 [(A)] (a) Including:

9 [(i)] (A) Equipment used solely for hauling and refining used oil;

10 [(ii)] (B) New vehicles or modifications to existing vehicles used solely to transport used recyclable
 11 materials that cannot be used further in their present form or location such as glass, metal, paper, aluminum,
 12 rubber and plastic;

13 [(iii)] (C) Trailers, racks or bins that are used for hauling used recyclable materials and are added to or
 14 attached to existing waste collection vehicles; and

15 [(iv)] (D) Any equipment used solely for processing recyclable materials such as bailers, flatteners, crushers,
 16 separators and scales.

17 [(B)] (b) But not including equipment used for transporting or processing scrap materials that are recycled as
 18 a part of the normal operation of a trade or business as defined by the director.

19 [(f)] *Any land, structure, building, installation, excavation, machinery, equipment or device, or any addition to,
 20 reconstruction of or improvement of land or an existing structure, building, installation, excavation, machinery,
 21 equipment or device necessarily acquired, erected, constructed or installed by any person as a trade or business and
 22 actually used in the utilization of a renewable energy resource to supply or displace existing sources of electricity,
 23 petroleum or natural gas.]*

24 [(3)] (5) "Renewable energy resource" includes, but is not limited to, straw, forest slash, wood waste or other
 25 wastes from farm or forest land, industrial or municipal waste, solar energy, wind power, water-power or
 26 geothermal energy.

27 SECTION 2. ORS 469.195 is amended to read:

28 469.195. In determining the eligibility of [energy conservation] facilities for tax credits, preference shall be
 29 given to those projects which:

30 [(1) *Are not routinely used in a commercial or industrial trade or business;*]

31 [(2) *Have the potential, if developed at other suitable locations, for making a significant contribution to
 32 meeting the energy needs of the state; or*]

33 [(3) *Are not reasonably expected, in the absence of the tax credit granted under ORS 316.140 to 316.142,
 34 317.104 and 469.185 to 469.225, to be cost effective within five years of erection, construction or installation.*]

35 (1) Are research development or demonstration facilities of new renewable resource generating and
 36 conservation technologies; or

37 (2) Provide long-term energy savings from the use of renewable resources or conservation of energy
 38 resources.

39 SECTION 3. ORS 469.200 is amended to read:

40 469.200. (1) The total of all costs of [energy conservation] facilities that receive a preliminary certification
 41 from the director for tax credits in any calendar year shall not exceed \$40 million. [If the applications exceed the

1 \$40 million limit.] The director annually may set aside a portion of the \$40 million limit to be allocated, in
 2 accordance with applicable standards and application deadlines, to facilities qualifying as priority projects under
 3 ORS 469.195. The director[, *in the director's discretion.*] shall determine the dollar amount certified for any
 4 facility and the priority between applications for certification based upon the criteria contained in ORS 469.185
 5 to 469.225 and applicable rules and standards adopted under ORS 469.185 to 469.225.

6 (2) Not less than \$5 million of the \$40 million annual certification limit shall be allocated to facilities having
 7 a certified cost of \$100,000 or less for any facility.

8 (3) With respect to the balance of the annual certification limit, the maximum cost certified for any facility
 9 shall not exceed \$10 million. However, if the applications certified in any calendar year do not total \$35 million,
 10 the director, in the director's discretion, may increase the certified costs above the \$10 million maximum for
 11 previously certified facilities. The increases shall be allocated according to the director's determination of how
 12 the previously certified facilities meet the criteria of ORS 469.185 to 469.225. The increased allocation to
 13 previously certified facilities under this subsection shall not include any of the \$5 million reserved under
 14 subsection (2) of this section.

15 SECTION 4. ORS 469.205 is amended to read:

16 469.205. (1) Prior to erection, construction or installation of a proposed facility any person may apply to the
 17 department for preliminary certification under ORS 469.210 if:

18 (a) The erection, construction or installation of the facility is to be commenced on or after October 3, 1979,
 19 and before January 1, [1986] 1991;

20 (b) The facility complies with the standards or rules adopted by the director; and

21 (c) The applicant will be the owner or contract purchaser of the [energy conservation] facility at the time of
 22 erection, construction or installation of the proposed facility, and:

23 (A) The applicant is the owner, contract purchaser or lessee of a trade or business that plans to utilize the
 24 [energy conservation] facility in connection with Oregon property; or

25 (B) The applicant is the owner, contract purchaser or lessee of a trade or business that plans to lease the
 26 [energy conservation] facility to a person who will utilize the facility in connection with Oregon property.

27 (2) [Applications] An application for preliminary certification shall be made in writing on a form prepared by
 28 the department and shall contain:

29 (a) A statement that the applicant or the lessee of the applicant's facility:

30 (A) Intends to convert from a purchased energy source to a renewable energy resource;

31 (B) Plans to construct a facility that will use a renewable energy resource or solid waste instead of electricity,
 32 petroleum or natural gas;

33 (C) Plans to use a renewable energy resource in the generation of electricity for sale or to replace an existing
 34 or proposed use of an existing source of electricity;

35 (D) Plans to construct or install a facility that substantially reduces the consumption of purchased electricity;
 36 or

37 (E) Plans to construct or install equipment for recycling as defined in ORS 469.185 [(2)(e)] (4).

38 (b) A detailed description of the proposed facility and its operation and information showing that the facility
 39 will operate as represented in the application.

40 (c) Information on the amount by which consumption of electricity, petroleum or natural gas by the
 41 applicant or the lessee of the applicant's facility will be reduced, and on the amount of energy that will be
 42 produced for sale, as the result of using the facility.

1 (d) The projected cost of the facility.

2 (e) Any other information the director [*deems*] considers necessary to determine whether the proposed
3 facility is in accordance with the provisions of ORS 469.185 to 469.225, and any applicable rules or standards
4 adopted by the director.

5 (3) An application for preliminary certification shall be accompanied by a fee established under section 7 of
6 this 1985 Act. The director may refund the fee if the application for certification is rejected.

7 [(3)] (4) The director may [*waive the filing of*] allow an applicant to file the preliminary application after the
8 start of erection, construction or installation of the facility if the director finds: [*the*]

9 (a) Filing the application before the start of erection, construction or installation is inappropriate because
10 special circumstances render [*the*] filing earlier unreasonable; [,] and [*if the director finds such*]

11 (b) The facility would otherwise qualify for tax credit certification pursuant to ORS 469.185 to 469.225.

12 SECTION 5. ORS 469.215 is amended to read:

13 469.215. (1) No certification shall be issued by the director under this section unless the facility was acquired,
14 erected, constructed or installed under a preliminary certificate of approval issued under ORS 469.210[, *except*
15 *where the filing of a preliminary application has been waived under ORS 469.205,*] and in accordance with the
16 applicable provisions of ORS 469.185 to 469.225 and any applicable rules or standards adopted by the director.

17 (2) Any person may apply to the department for final certification of a facility:

18 (a) [*Unless filing has been waived,*] After having obtained preliminary certification for the facility under ORS
19 469.210; and

20 (b) After completion of erection, construction or installation of the proposed facility.

21 (3) [*Applications*] An application for final certification shall be made in writing on a form prepared by the
22 department and shall contain:

23 (a) [*Unless filing has been waived,*] A statement that the conditions of the preliminary certification have been
24 complied with;

25 (b) The actual cost of the facility certified to by a certified public accountant who is not an employe of the
26 applicant or, if the actual cost of the facility is less than \$10,000, copies of receipts for purchase and installation of
27 the facility;

28 (c) A statement that the facility is in operation or, if not in operation, that the applicant has made every
29 reasonable effort to make the facility operable; and

30 (d) Any other information determined by the director to be necessary prior to issuance of a final certificate,
31 including inspection of the facility by the department.

32 (4) The director shall act on an application for certification before the 60th day after the filing of the
33 application under this section. The action of the director shall include certification of the actual cost of the
34 facility. However, in no event shall the director certify an amount for tax credit purposes which is more than 10
35 percent in excess of the amount approved in the preliminary certificate issued for the facility.

36 (5) If the director rejects an application for final certification, or certifies a lesser actual cost of the facility
37 than was claimed in the application, the director shall send to the applicant written notice of the action, together
38 with a statement of the findings and reasons therefor, by certified mail, before the 60th day after the filing of the
39 application. Failure of the director to act constitutes rejection of the application.

40 (6) If the application is rejected for any reason, or if the applicant is dissatisfied with the certification of cost,
41 then, within 60 days of the date of mailing of the notice under subsection (5) of this section or from a denial under

1 subsection (5) of this section, the applicant may request a hearing to appeal the rejection under the provisions of
2 ORS 183.310 to 183.550 governing contested cases.

3 (7) Upon approval of an application for final certification of a facility, the director shall certify the facility.
4 Each certificate shall bear a separate serial number for each device. Where one or more devices constitute an
5 operational unit, the director may certify the operational unit under one certificate.

6 (8) The director shall not grant final certification under this section for any facility after December 31, [1988]
7 1993.

8 **SECTION 6.** Section 7 of this Act is added to and made a part of ORS 469.185 to 469.225.

9 **SECTION 7.** By rule and after hearing, the director may adopt a schedule of reasonable fees which the
10 department may require of applicants for preliminary or final certification under ORS 469.185 to 469.225. Before
11 the adoption or revision of the fees, the department shall estimate the total cost of the program to the department.
12 The fees shall be used to recover the anticipated cost of filing, investigating, granting and rejecting applications
13 for certification and shall be designed not to exceed the total cost estimated by the department. Any excess fees
14 shall be held by the department and shall be used by the department to reduce any future fee increases. The fee
15 may vary according to the size and complexity of the facility. The fee shall not be considered as part of the cost of
16 the facility to be certified.

17 **SECTION 8.** This Act applies to tax years beginning after December 31, 1985.

PROPOSED REGIONAL LEGISLATIVE POLICY

WHEREAS, the 63rd regular session of the Oregon Legislative Assembly convened on January 14, 1985; and

WHEREAS, the Legislature will address issues with financial and programmatic implications for local governments in Oregon, including local governments in the Tri-County area; and

WHEREAS, those institutions, organizations and governmental entities adopting this resolution share a common interest in a healthy economic and social climate in the Portland metropolitan area; and

WHEREAS, approximately 40 percent of Oregon's population and 43 percent of total statewide unemployment resides in the Portland metropolitan area; and

WHEREAS, economic activity in the Tri-County area creates substantial benefits throughout the state; and

WHEREAS, legislative decisions regarding restructuring Oregon's system for funding state and local government, financing state and local transportation needs, the distribution of cigarette and alcoholic beverage excise taxes, the allocation of Oregon's lottery proceeds, and state assistance in meeting state and local corrections needs are critical to future economic growth and public welfare in Oregon and to the financial capacity of state and local government to provide necessary services and capital investment; and

WHEREAS, additional issues of concern to Tri-County area institutions, organizations and governmental entities and to the people they serve will be deliberated by the Legislature; and

WHEREAS, those institutions, organizations and governmental entities adopting this resolution recognize the Legislature's responsibility to serve the entire state;

THEREFORE, BE IT RESOLVED that those institutions, organizations and governmental entities enacting this resolution find it in their common interest to adopt the following set of principles for evaluating funding and programmatic legislative proposals related to:

- I. State Tax Reform. The coalition will work with other interested parties to develop a tax reform proposal to provide meaningful, constructive property tax relief, and is committed to ensuring that such a plan be referred to Oregon voters for their approval in 1985. A constitutionally dedicated statewide sales tax is the most appropriate revenue source for restructuring Oregon's state and local tax system and should be carefully analyzed and debated. The following objectives should be given close consideration in constructing a tax reform measure:
 - A. Legislative recognition of the need to effectively and permanently reduce and thereafter limit the property tax burden on Oregon's citizens.
 - B. Reforming the property tax election process.
 - C. Reducing the state's dependence on income tax revenues.
 - D. Developing a method for stabilizing the financing of schools and community colleges to relieve their dependence on property taxes.
 - E. Legislative recognition that property tax relief must not cripple the ability of local governments to provide services or interfere with the right of local voters to set service levels that meet local needs.

- F. A local option sales tax for those entities which do not receive proceeds from the Statewide Sales tax should not be constitutionally prohibited.

The following components should be included in any sales tax/state and local government refinancing package submitted to Oregon voters:

- G. Provisions which assure permanent, predictable and certain property tax relief. This can be accomplished by placing essential elements of the sales tax proposal into the Oregon Constitution, including the maximum allowable rate and appropriate exemptions.
 - H. The minimizing of any shift of tax burden between business and individuals, to assure that the various classes of residential property taxpayers receive tax relief that is proportional to current tax burden.
 - I. The proceeds from the statewide sales tax must be exclusively dedicated as a replacement for existing taxes. These proceeds should not be diverted to supplement existing or fund new state programs.
 - J. There must be included a tax credit program for low income individuals which, together with the constitutional exemptions, makes Oregon's sales tax as progressive as possible.
 - K. There must be some reasonable restraint on future property tax growth.
- II. State Gas Tax. The coalition supports the efforts of a number of interested parties, including the League of Oregon Cities, Association of Oregon Counties, and State Department of Transportation to seek legislation to increase the state gas tax and equivalent weight mile tax. The Interim Task Force on State and Local Road Funding has reported a bill (HB 2266) to increase the state gas tax 2¢, with 1¢ dedicated to a state modernization program, and 1¢ dedicated exclusively to cities and counties statewide. The coalition fully supports this bill (HB 2266). Any alternative

legislative proposal to raise the state gas tax will be reviewed based on these principles:

- A. It must increase those transportation revenues directly allocated to cities and counties, from the State Highway Fund. At a minimum, such legislation should ensure that local governments receive a share of any increased funding equal to the state's share.
- B. It should broaden the state's definition of "state significance" in determining project eligibility for funding from the State Modernization Program. This definition should permit state funding of specific projects off the state transportation system necessary for economic development to occur or for required operation of the regional transportation system.
- C. Existing local revenue options which allow local governments to develop alternative funding programs to meet the local transportation needs of their citizens must be retained.
- D. The Legislature should request examination during the 1985-87 interim of the current distribution of the State Highway Fund and other revenues restricted for use on streets, roads and highways to determine whether the current distribution formula is commensurate with need. This study should take into account federal transportation revenues received in Oregon in recommending any formula change. The coalition endorses a two-year study of these funds which would recommend appropriate apportionment among the state, cities, and counties.

III. The Oregon Lottery. The Legislature's proposal for distribution of the net proceeds from Oregon's lottery will be measured according to these principles:

- A. Any distribution method must recognize the substantial economic growth that has and will continue to occur in the Tri-County area. The area's transportation network will continue to carry the largest number of workers, quantity of goods and variety of services in Oregon. Accompanying public investment in water, sewer, roads, docks, wharves, transit and other critical needs related to economic growth must continue to be made to accommodate current and future demand. State economic development policy and distribution of the lottery's net proceeds should be designed accordingly.

 - B. Educational resources in the Portland metropolitan area must be improved to meet the growing demand for well-trained professional and technical personnel. In particular, post-secondary educational and training programs and facilities in the Tri-County area must be supported.

 - C. An allocation formula should be established. Such a formula should recognize existing local economic development programs and permit maximum flexibility at the local level in distributing funding. The coalition supports a formula allocation to local governments of a portion of lottery revenue to ensure that local flexibility in determining need is maintained. Lottery funds available to local government under such an allocation formula should be equitably distributed on the basis of population.
- IV. Cigarette Tax. The Legislature will address continuation of a 10-cent per pack "temporary tax" on cigarettes, and "picking up" the 8 cents available to the state resulting from the termination of 8 cents of federal cigarette tax, as has been urged by the Congress and Administration. In considering proposed distribution formulas for these funds, the coalition will:

- A. Work with other interested parties throughout Oregon to ensure that consideration is given to the needs of the state, cities, counties, transit, the medically indigent, and councils of government in negotiating the distribution of these revenues.

V. Convention, Spectator and Trade Facilities. The Regional Task Force on convention, spectator and trade facilities has recently forwarded a list of recommendations to the area's local governments. These recommendations include statements on the need for state cooperation and support. The following principles are consistent with these recommendations:

- A. The state should provide support and assistance in developing and implementing a plan to improve and market the area's convention, spectator and trade facilities.
- B. State financial support, including the possibility of using a portion of the lottery revenue, should be strongly considered.
- C. Appropriate state authorization should be enacted to permit local funding of such facilities to occur. Specifically, the Legislature should enact authorizing legislation enabling METRO to enact a regional tax for the purpose of constructing and operating regional convention, spectator and trade facilities consistent with the recommendation of the Regional Task Force.

VI. State and Regional Corrections Facilities. The coalition supports those legislative efforts which would:

- A. Clarify that it is the state's responsibility to provide housing for all sentenced A and B felons, and appropriate necessary funding from the State General Fund for such purposes.

- B. Obtain increased funding for community corrections programs and alternative facilities in accordance with the State Community Corrections Act.

PROPOSED ALLOCATION OF THE LOTTERY PROCEEDS

In the November, 1984 General Election, Oregon Voters enacted State constitutional and statutory provisions establishing a State Lottery. The constitutional amendment establishes a Lottery Commission to operate games other than bingo, parimutual racing and social gaming, and requires that the net proceeds be used "for the purpose of creating jobs and furthering economic development in Oregon." The accompanying statutory provisions require that at least 84% of the total annual revenues be returned to the public in the form of prizes or economic development expenditures and that no more than 16% of the total annual revenues be allocated for payment of expenses of the State Lottery.

Recently, a group of local government officials and other interested parties has met to discuss possible methods for allocating lottery revenues. These discussions have resulted in the formulation of a set of objectives and a proposal for allocating the lottery proceeds. These recommendations attempt to recognize the diverse nature of Oregon's economic development objectives and to design an allocation plan consistent with the needs of the State as a whole. The proposal also acknowledges the value of current state and local economic development programs, and attempts to build on existing programs and policies. In particular, the formula allocation element of the proposal uses existing funding and accountability mechanisms already existing at both the state and local levels. By employing existing structures for disbursement of funds, the State avoids duplication and minimizes administrative costs. The Legislature would establish criteria for local expenditures of these funds. The proposal described below takes into account the need to reserve a portion of lottery revenue for discretionary purposes, as determined by the State.

OBJECTIVES:

1. Establish a formula for distribution of the lottery which will best meet Oregon's economic development needs. Such a formula should be based on percentage allocations, not aggregate sums, because the net proceeds may differ from current estimates.
2. The formula employed during the 1985-87 biennium should be reviewed by the 1987 Oregon Legislature to determine whether it addresses economic development needs at that time.
3. Recognition should be given to the following objectives in developing a plan for disbursement of lottery revenue:
 - a. Existing economic development and business assistance programs administered by state and local governments and the value of using successful current programs rather than establishing duplicative new

programs. Programs to improve business finance alternatives exist, but are in need of additional capital resources.

- b. The need to provide additional resources for public facilities that necessarily accompany private economic investment. Public investments in transportation, sewer, water systems and other public facilities are critical to the future of the state's economy. State economic development policy and dispersal of lottery revenue should be implemented accordingly.
 - c. Recognition should be given to the fact that a quality system of higher education is critical to Oregon's efforts to diversify its economy. Oregon's higher education system must be established and maintained at a level comparing favorably to national standards of excellence. State and local governments must work with private business to develop research, development and training facilities critical to successfully attracting and retaining the growth industries of the future.
 - d. Programs to promote tourism and market the State's public and private resources must be adequately funded.
 - e. Wherever possible, the State should spend its resources in economic development on projects that either develop or exploit Oregon's economic comparative advantages over other states as a place to do business.
 - f. Wherever possible, the State should allocate its resources to stimulate economic activity within Oregon that can compete in the national and international markets. These investments are the economic base of the State and create primary jobs because they encourage businesses that sell goods and provide services outside Oregon.
4. Proceeds should be committed to one-time projects, facilities or activities rather than to fund operational costs and expenses.
 5. The proposal submitted below acknowledges that there are statewide economic development needs that are best coordinated and determined by state government. The State executive and legislative branches should determine these needs and develop specific programs to address them. Such programs might include targeted improvements in Oregon's System of Higher Education, tourism programs, marketing and public relations programs, and other statewide purposes as determined by the State.
 6. The proposal also recognizes that there are statewide economic development needs that are best coordinated and determined by local government. Larger local governments (cities with populations 50,000 or more and counties with populations of 200,000 or more) have existing mechanisms in place to directly administer lottery funds for economic development programs. Therefore, a direct or entitlement allocation to these jurisdictions would minimize administrative costs and avoid duplication. Smaller jurisdictions (non-entitlement) would be better served by a state administered revenue pool. Such a revenue pool would provide smaller

jurisdictions an opportunity for sufficient revenue to implement needed projects that would not be available to them on the basis of population or other formula criteria.

That portion of funds allocated by the proposal to local government recognizes that approximately 50% of the state's population resides in cities with populations of 50,000 or more and counties with populations of 200,000 or more. Hence, approximately 50% of funds available to local government should be allocated to these regions of the State through the entitlement program described below. The remaining 50% of these funds should be preserved for smaller jurisdictions. The proportion of revenues allocated between the State Discretionary Funding for Non-entitlement Local Governments and Local Entitlement Funding should be indexed to the proportion of population in each category. This will ensure that lottery funds available to local government are distributed on the basis of the population served by those local governments.

7. The formula allocation set forth in the proposal acknowledges the effectiveness of current State and local economic development programs, accountability mechanisms, and existing policies.

PROPOSAL

STATE DISCRETIONARY FUNDING (33%)

State Fund for Economic Growth would include funding for higher education facilities, tourism and marketing programs, and other statewide purposes.

STATE DISCRETIONARY FUNDING FOR NON-ENTITLEMENT LOCAL GOVERNMENTS (33%)

Distributed on a competitive basis to non-entitlement local governments. The Legislature will establish criteria for awarding these funds. Suggested eligible uses could include loan funds, capital improvements, promotional activities or "any other constitutionally permissible locally determined economic development need."

LOCAL ENTITLEMENT FUNDING (33%)

(Those cities and counties determined by the Legislature to be entitlement jurisdictions will receive direct funding from this program. It is suggested that those cities with populations greater than 50,000, or counties with populations greater than 200,000 as of October 1, 1984 be eligible for entitlement funding from the State Lottery Fund)

These funds will be distributed to eligible cities and counties in direct proportion to current population estimates for each jurisdiction with the understanding that urban counties' populations do not include entitlement city populations within those counties.

The Legislature would establish broad guidelines within which local

governments would make programmatic allocations. Local governing bodies would be legislatively required to determine local expenditures of these funds after atleast one hearing for public comment on the recommended allocation.

CONSIDERATION OF A THREE-YEAR CONTRACT TO
PERFORM INDEPENDENT AUDIT SERVICES

Date: January 8, 1985

Presented by: Leon N. Chitty

FACTUAL BACKGROUND AND ANALYSIS

The Code of the Metropolitan Service District, Chapter 2.04.035, paragraph 5, requires that competitive proposals must be solicited at least once every three years for independent audit services. June 30, 1984, marked the end of a three-year audit contract with Coopers & Lybrand, Metro's independent auditors.

The Process

In order to comply with the terms of the Code cited above, Metro requested proposals from 11 Portland area auditing firms. These requests were mailed to all "Big 8" accounting firms, large regional firms with a background in municipal audit work and firms which specifically requested to be included in the bidding process.

Proposals are to be evaluated using the following criteria:

1. How thoroughly the proposal depicts an understanding of the work to be performed;
2. The firm's technical experience;
3. The audit team's experience and professional development;
4. The audit approach of the firm -- is it thorough, original, comprehensive and consistent with the needs and values of the District;
5. Experience working with "single audit concept";
6. Ability to work with the District as a member of the "organizational team" enhancing our mutual development and growth; and
7. Cost, although a significant factor, may not be the dominant factor. Cost is particularly important when all of the other evaluation criteria are equal.

The Results

Eleven firms were invited to bid on Metro's three-year contract for audit services. Two firms did not respond to the RFP, four firms declined to submit proposals and five firms submitted appropriate and timely proposals.

Each of the five firms and their proposals were evaluated using the above stated criteria. Each firm appears to be equally qualified to perform the audit requirements of the District and each has significant experience in performance of large municipal audits. Given that all the other evaluation criteria are equal, cost then becomes particularly important.

Attached is a schedule that summarizes the cost for each of the five firms which submitted proposals to Metro. The lowest bid over the three-year period was submitted by Peat, Marwick and Mitchell when using an estimated inflationary factor of 7 percent.

Recommendation

Peat, Marwick and Mitchell submitted the low bid of \$53,046. This firm has had considerable experience with Metro in the past. This includes a three-month contract in the spring of 1982 to assist in the reconstruction of the accounting records and in May of 1983 provided assistance in the development and implementation of Metro's fixed asset system.

After careful and diligent consideration of all audit proposals, staff recommends the Council select the firm of Peat, Marwick and Mitchell for a three-year audit service contract.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of this contract, subject to the Council Management Committee recommendation of contract approval at their meeting on January 17, 1985. If the Management Committee does not recommend approval of the contract at that meeting, this item will be removed from this agenda for consideration.

CC/srs
2683C/405-2
01/09/85

METRO

AUDIT PROPOSAL COMPARISON

	<u>Coopers & Lybrand</u>	<u>Price Waterhouse</u>	<u>Main Hurdman</u>	<u>Touche Ross</u>	<u>Peat Marwick</u>
Cost:					
Year FY 1985-86	22,885	27,000	19,000	19,500	16,500
Year FY 1986-87	24,486	28,620	20,330	20,500	17,655
Year FY 1987-88	<u>26,201</u>	<u>30,337</u>	<u>21,753</u>	<u>21,000</u>	<u>18,891</u>
Total	73,572	85,957	61,083	61,000	53,046
Inflation Factor	Inflation Factor (7% est.)	Portland CPI (6% max.)	CPI (7% est.)	Fixed Increase	Portland CPI (7% est.)
Out of Pocket Expenses	*925 (est.)	unknown	included in fee	included in fee	included in fee
Municipal References: (Not All Inclusive)	City of Portland Washington Co. Portland Dev. Com.	City of Albany Multnomah Co. Port of Portland	City of Hillsboro Klamath County Clackamas Co. Housing Authority	City of Medford Mid-Columbia COG Mid-Willamette Valley COG	City of Eugene Corvallis School Dist. Housing Authority of Portland

*Based upon amount billed for FY 1983-84 audit. Amount included in cost figure.

CC/srs
2666C/400-3
01/08/85



GRANT/CONTRACT SUMMARY

METROPOLITAN SERVICE DISTRICT

GRANT/CONTRACT NO. 85-1-755-AD BUDGET CODE NO. 10 32 00 7500 0000
 FUND: General DEPARTMENT: F&A - Acct. (IF MORE THAN ONE) _____
 SOURCE CODE (IF REVENUE) _____

INSTRUCTIONS

- OBTAIN GRANT/CONTRACT NUMBER FROM CONTRACTS MANAGER. CONTRACT NUMBER SHOULD APPEAR ON THE SUMMARY FORM AND ALL COPIES OF THE CONTRACT.
- COMPLETE SUMMARY FORM.
- IF CONTRACT IS —
 - SOLE SOURCE, ATTACH MEMO DETAILING JUSTIFICATION.
 - UNDER \$2,500, ATTACH MEMO DETAILING NEED FOR CONTRACT AND CONTRACTOR'S CAPABILITIES, BIDS, ETC.
 - OVER \$2,500, ATTACH QUOTES, EVAL. FORM, NOTIFICATION OF REJECTION, ETC.
 - OVER \$50,000, ATTACH AGENDA MANAGEMENT SUMMARY FROM COUNCIL PACKET, BIDS, RFP, ETC.
- PROVIDE PACKET TO CONTRACTS MANAGER FOR PROCESSING

1. PURPOSE OF GRANT/CONTRACT Provide audit services for the fiscal years 1985, 1986 and 1987

2. TYPE OF EXPENSE PERSONAL SERVICES LABOR AND MATERIALS PROCUREMENT
 PASS THROUGH AGREEMENT INTER-GOVERNMENTAL AGREEMENT CONSTRUCTION
 OTHER

OR

TYPE OF REVENUE GRANT CONTRACT OTHER

3. TYPE OF ACTION CHANGE IN COST CHANGE IN WORK SCOPE
 CHANGE IN TIMING NEW CONTRACT

4. PARTIES Peat, Marwick, Mitchell & Co.

5. EFFECTIVE DATE January 24, 1985 TERMINATION DATE December 31, 1987
 (THIS IS A CHANGE FROM _____)

6. EXTENT OF TOTAL COMMITMENT:	ORIGINAL/NEW -	Three year contract	\$	<u>53,064</u>
	PREV. AMEND	with 7% estimated		
	THIS AMEND	inflationary increase.		
	TOTAL		\$	<u>53,064</u>

7. BUDGET INFORMATION

A. AMOUNT OF GRANT/CONTRACT TO BE SPENT IN FISCAL YEAR 1984-85 \$ 2,000
 B. BUDGET LINE ITEM NAME Contractual Ser. AMOUNT APPROPRIATED FOR CONTRACT \$ 30,000
 C. ESTIMATED TOTAL LINE ITEM APPROPRIATION REMAINING AS OF January 24, 1985 \$ 7,375

8. SUMMARY OF BIDS OR QUOTES (PLEASE INDICATE IF A MINORITY BUSINESS ENTERPRISE)

<u>Peat, Marwick, Mitchell & Co.</u>	\$	<u>53,064</u>	<input type="checkbox"/> MBE
SUBMITTED BY	AMOUNT		
<u>Touche Ross & Co.</u>	\$	<u>61,000</u>	<input type="checkbox"/> MBE
SUBMITTED BY	AMOUNT		
<u>Main Hurdman</u>	\$	<u>61,083</u>	<input type="checkbox"/> MBE
SUBMITTED BY	AMOUNT		

9. NUMBER AND LOCATION OF ORIGINALS 3 - Available in Accounting

10. A. APPROVED BY STATE/FEDERAL AGENCIES? YES NO NOT APPLICABLE
 B. IS THIS A DOT/UMTA/FHWA ASSISTED CONTRACT YES NO
 11. IS CONTRACT OR SUBCONTRACT WITH A MINORITY BUSINESS? YES NO
 IF YES, WHICH JURISDICTION HAS AWARDED CERTIFICATION _____

12. WILL INSURANCE CERTIFICATE BE REQUIRED? YES NO

13. WERE BID AND PERFORMANCE BONDS SUBMITTED? YES NOT APPLICABLE

TYPE OF BOND _____ AMOUNT \$ _____

TYPE OF BOND _____ AMOUNT \$ _____

14. LIST OF KNOWN SUBCONTRACTORS (IF APPLICABLE)

NAME _____ SERVICE _____ MBE

NAME _____ SERVICE _____ MBE

NAME _____ SERVICE _____ MBE

NAME _____ SERVICE _____ MBE

15. IF THE CONTRACT IS OVER \$10,000

A. IS THE CONTRACTOR DOMICILED IN OR REGISTERED TO DO BUSINESS IN THE STATE OF OREGON?
 YES NO

B. IF NO, HAS AN APPLICATION FOR FINAL PAYMENT RELEASE BEEN FORWARDED TO THE CONTRACTOR?

YES DATE _____ INITIAL _____

16. COMMENTS: Other bids submitted:

Coopers & Lybrand -\$73,572
 Price Waterhouse -\$85,957

GRANT/CONTRACT APPROVAL

INTERNAL REVIEW

CONTRACT REVIEW BOARD
 (IF REQUIRED) DATE _____

COUNCIL REVIEW
 (IF REQUIRED)

DEPARTMENT HEAD

1. COUNCILOR

DATE

FISCAL REVIEW

2. COUNCILOR

BUDGET REVIEW

3. COUNCILOR

LEGAL COUNSEL REVIEW AS NEEDED:

A. DEVIATION TO CONTRACT FORM _____

B. CONTRACTS OVER \$10,000 _____

C. CONTRACTS BETWEEN GOVERNMENT AGENCIES _____

AUDITING AGREEMENT

THIS CONTRACT, made this _____ day of January, 1985, in accordance with the requirements of Oregon Revised Statutes 297.405 through 297.555 between PEAT, MARWICK, MITCHELL & CO., Certified Public Accountants of Portland, Oregon, and the METROPOLITAN SERVICE DISTRICT, Oregon, provides as follows:

1. It hereby is agreed that PEAT, MARWICK, MITCHELL & CO. shall conduct an audit of the accounts and fiscal affairs of the METROPOLITAN SERVICE DISTRICT, Oregon, for the period beginning July 1, 1984, and ending June 30, 1985, and annually thereafter for Fiscal Years 1986 and 1987, in accordance with the Minimum Standards for Audits of Municipal Corporations as prescribed by law. The audit shall be undertaken in order to express an opinion upon the financial statements of the METROPOLITAN SERVICE DISTRICT, Oregon, and to determine if the METROPOLITAN SERVICE DISTRICT has complied substantially with appropriate legal provisions.

2. PEAT, MARWICK, MITCHELL & CO. agrees that the services they have contracted to perform under this contract shall be rendered by them or under their personal supervision and that the work will be faithfully performed with care and diligence.

3. It is understood and agreed that, should unusual conditions arise or be encountered during the course of the audit whereby the services of PEAT, MARWICK, MITCHELL & CO. are necessary beyond the extent of the work contemplated, written notification of such unusual conditions shall be delivered to the METROPOLITAN SERVICE DISTRICT, Oregon, who shall instruct in writing PEAT, MARWICK, MITCHELL & CO. concerning such additional services, and

that a signed copy of each such notification and instruction shall be delivered immediately to the Secretary of State by the Party issuing the same.

4. The audit shall be started as soon after this contract is executed as is agreeable to the Parties hereto and shall be completed and a written report thereon delivered within a reasonable time, but not later than three and one-half months, after the close of the audit period covered by this contract. Adequate copies of such report shall be delivered to the METROPOLITAN SERVICE DISTRICT, Oregon, and its form and content shall be in accordance with and not less than that required by the Minimum Standards for Audits of Oregon municipal corporations.

5. It is understood and agreed that the METROPOLITAN SERVICE DISTRICT, Oregon, is responsible for such financial statements as may be necessary to fully disclose and fairly present the results of operations for the period under audit and the financial condition at the end of that period. Should such financial statements not be prepared and presented within a reasonable period of time, it is understood that PEAT, MARWICK, MITCHELL & CO. shall draft them for the METROPOLITAN SERVICE DISTRICT, Oregon. The cost of preparing such financial statements shall be in addition to the fee for conducting the audit as set forth in Paragraph 7 below.

6. It is understood and agreed that either Party may cancel this contract by giving notice in writing to the other Party at least ninety (90) days prior to July 1 of any year.

7. In consideration of the faithful performance of the

conditions, covenants, and undertakings herein set forth, the METROPOLITAN SERVICE DISTRICT, Oregon, hereby agrees to pay PEAT, MARWICK, MITCHELL & CO. the sum of SIXTEEN THOUSAND FIVE HUNDRED AND NO/100THS (\$16,500.00) DOLLARS for the fiscal year 1985 audit, and the same amount for each fiscal year thereafter except that an increase for inflation, not to exceed the annual Portland Consumer Price Index. The increase will be determined from the table provided monthly by Bureau of Labor Statistics, "All Urban Consumers" living in Portland, Oregon. The initial increase will be calculated using the difference between July 1, 1984 (300.9) and the index increase on the following July. Subsequent increases shall be calculated in the same manner using the index rate of the preceding July. PEAT, MARWICK, MITCHELL & CO. shall give notice of such proposed increase for inflation not later than March 1 of the fiscal year for which the increase is proposed.

8. This contract shall not be effective until: a) the contractor, who will perform the contract with the assistance of others, has submitted to Metro's Grant/Contract Specialist satisfactory evidence of workers compensation insurance issued by an insurance company authorized to conduct business in the State of Oregon or notification from the Workers Compensation Department that contractor is an authorized self-insurer for workers compensation coverage; or, b) the contractor, who will perform the contract without the assistance of others, files a joint declaration with Metro's Grant/Contract Specialist declaring that the services rendered under the contract are rendered as those of an independent contractor.

The METROPOLITAN SERVICE DISTRICT, Oregon, hereby affirms that proper provision for the payment of such fee has been or will be duly made and that funds for the payment thereof are or will be made legally available.

PEAT, MARWICK, MITCHELL & CO.

METROPOLITAN SERVICE DISTRICT

By: _____

By: _____
Executive Officer

AJ/srs
6491B/312
01/17/85

CONSIDERATION OF RESOLUTION NO. 85-534 FOR THE
PURPOSE OF AMENDING RESOLUTION NO. 81-116 TO
CREATE A NEW CLASSIFICATION (SUPPORT SERVICES SUPERVISOR)

Date: January 3, 1985

Presented by: Jennifer Sims

FACTUAL BACKGROUND AND ANALYSIS

The proposed resolution would create a new classification of Support Services Supervisor and authorize such a position in the Budget and Administrative Services division.

The responsibility for management of Metro's support services is currently with the Division of Budget and Administrative Services. An Administrative Assistant spends about half-time on related duties. Additional building management responsibilities are anticipated with the proposed office relocation. A new position is proposed to handle this increase plus provide supervision to support services staff in word processing, printing and maintenance.

A proposed classification specification is attached (Attachment A). On a short-term basis this position will be the primary Metro contact for all matters regarding the office relocation. This will include securing necessary outside assistance and coordinating all contacts with department heads and staff. In the long-term, the position will manage a building management contract, negotiate subleases and have day-to-day responsibility for support services functions.

An in-house analysis and point factor rating were conducted for this position. The results indicate a salary range of 8.5 or \$19,864 to \$24,835. Due to savings accrued from turnover, no additional funds are needed this fiscal year. The total additional annual cost in FY 1985-86 would be \$28,000. Half would be in the Support Services/Office Management. The rest of the increased cost would be in the personnel function because the Administrative Assistant which now works half-time in support services management would work full-time in Personnel. A full report on a proposed reorganization of the Personnel function will be presented to the Council Management Committee at its February meeting.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of this Resolution, subject to the Council Management Committee recommendation of approval at their meeting on January 17, 1985. If the Committee does not recommend approval at that meeting, this item will be removed from the agenda for consideration.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING THE) RESOLUTION NO. 85-534
CLASSIFICATION AND PAY PLANS FOR)
THE METROPOLITAN SERVICE DISTRICT) Introduced by the
) Executive Officer

WHEREAS, Ordinance No. 81-116 adopted Personnel Rules of the Metropolitan Service District (Metro) which requires the establishment and maintenance of a Classification Plan and a Pay Plan; and

WHEREAS, The need has been established for the new classification and position of Support Services Supervisor; now, therefore,

BE IT RESOLVED,

1. That pursuant to Sections 24 and 26 of the Personnel Rules, the Classification Plan is amended effective July 1, 1984, to include the new classification specification attached hereto as Attachment B.

2. That Table A of the Pay Plan is amended to include the classification of Support Services Supervisor at salary range 8.5.

3. Positions in this classification shall be exempt for purposes of overtime compensation pursuant to ORS 279.340 and 279.342.

4. A position is hereby authorized in the Budget and Administrative Services Division.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1985.

Presiding Officer

JS/srs
2671C/405-2
01/08/85

ATTACHMENT A

Metro
Classification No.: 030

Established
Revised:
EEO:

SUPPORT SERVICES SUPERVISOR

MISSION STATEMENT

To assist a manager through technical special projects and other work assignments which require researching, assessing and preparing information relative to departmental and organizational objectives and performance, to provide supervisory direction to central support service staff which may include printing, word processing, maintenance and clerical staff.

DISTINGUISHING CHARACTERISTICS

The position of Support Services Supervisor is responsible for administrative support and direction relating to the provision of central support services to the entire organization. This classification differs from that of administrative assistant in that the support Services Supervisor does not perform clerical duties, supervises a specific work unit, and works extensively with persons of higher authority.

PRINCIPAL FUNCTIONS

Duties include but are not limited to:

1. ADMINISTRATIVE FUNCTIONS

Typical Activities:

- Prepares, reviews, monitors and/or processes contractual agreements of the department.
- Standardizes departmental business procedures and informs affected parties of procedural/policy changes, etc.
- Plans, assigns, reviews and/or coordinates work of co-workers and subordinate personnel.
- Prepares bid materials; analyzes submitted bids; purchases materials; and maintains accurate and up-to-date bidder and vendor lists.
- Assembles data and prepares regular or periodic reports pertaining to the work of the department.
- Identifies needs and recommends improvements for more efficiency, effectiveness and cost savings in support services.

2. BUDGET

Typical Activities:

- Responsible for checking and analyzing expenditure reports for accuracy and comparison to budget.
- Collects, reviews and processes department bills for payment.

3. DEPARTMENTAL REPRESENTATION

Typical Activities:

- Acts as program representative for the manager in his/her absence with other departments, and with the public as required; is delegated the responsibility to make program decisions when manager is absent; resolves public relations and administrative problems as needed.
- May interpret policies, program objectives and departmental regulations to the public in person and through correspondence.
- Represents the organization on all matters regarding central support services. Works with elected officials, vendors, contract service representatives and others.

4. SPECIAL PROJECTS

Typical Activities:

- Performs management studies and organizational analysis; writes or updates reports regarding findings and recommendations.
- May conduct special studies including feasibility studies, such as the possibility of establishing new programs, acquisition of vendor services, etc.

5. SUPERVISION

- Interviews, selects, trains and evaluates the work of staff.
- Directs and assists in problem-solving.
- Administers Personnel policies and procedures.
- Assesses workloads and sets priorities and schedules.

REQUIRED KNOWLEDGE AND SKILLS

Thorough Knowledge Of:

The principles of office management, the operation and maintenance of modern office equipment, office recordkeeping budgeting and reporting systems, information gathering and analysis techniques and contract laws and procedures.

Some Knowledge of:

General building maintenance needs and practices, principles and practices of supervision, pertinent laws and regulations.

WORKING CONDITIONS

Duties are performed indoors and occasionally outdoors requiring a variety of walking, standing, stooping and bending activities. Objects may be lifted of up to 20 lbs.

JS/srs
2672C/377-2
01/08/85

CONSIDERATION OF ORDINANCE NO. 85-185 TO INCREASE
ADMISSION FEE AT WASHINGTON PARK ZOO

Date: January 2, 1985

Presented by: A. M. Rich

FACTUAL BACKGROUND AND ANALYSIS

The purpose of Ordinance No. 85-185 is to increase the admission fee at the Zoo as proposed by the Five-Year Financial Plan presented to the Council in January 1984 and to meet the financial principle adopted by the Council in Resolution No. 84-444 which states, "...a ratio of approximately 50 percent tax and 50 percent non-tax revenues should be maintained for funding Zoo operations..."

The last fee increase became effective on June 1, 1981. It established the admission fee at the present \$2.00 adult and \$1.00 senior/children. The new schedule is projected to assist in providing 48.6 percent of operating costs from non-tax sources for FY 1984-85. Without the fee increase that figure would drop to 46 percent. No additional admission fee increase is anticipated before January 1, 1987.

The Ordinance also reduce the age for free admission to the Zoo from below five years of age to below three years of age in order to expedite the sale of a package ticket (admission and train ticket) at the admission gate. Presently, only children under three are allowed to ride the train free.

The Ordinance contains an emergency clause so that the fee increase will be effective on February 1, 1985. ORS 268.515(7) provides that except in an emergency:

"the imposition of or increase in a service or user charge shall not become effective until 65 business days after approved by the governing body. As used in this subsection business days mean Monday through Friday."

Without the emergency clause the fee increase would be effective on April 29, 1985, assuming adoption on January 24, 1985. The revenue projections included in Five-Year Financial Plan assumed that the fee increase would be effective on January 1, 1985. The February 1, 1985, effective date would not be substantially difficult but delaying the increase until May could affect the projections. Depending on the weather March and April can be reasonably good attendance months for the Zoo. Pursuant to Metro

Code Section 2.01.070(g) and ORS 198.550(3) a unanimous vote by Councilors in attendance is required to adopt an ordinance with an emergency clause.

For additional information concerning these proposed changes see the attached memo dated December 13, 1984, to Rick Gustafson, Executive Officer, from McKay Rich, Assistant Zoo Director. This memo was distributed to the Council on December 13, 1984,

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance No. 85-185.

DEC/srs
2641C/405-2
01/03/85



Memo

METROPOLITAN SERVICE DISTRICT 527 S.W. HALL ST., PORTLAND, OREGON 97201 503 221-1646
Providing Zoo, Transportation, Solid Waste and other Regional Services

Date: December 13, 1984
To: Rick Gustafson, Executive Officer
From: McKay Rich, Assistant Director
Regarding: Consideration of Planned Admission Fee Increase
Analysis and Recommendations

The purpose of this memo is to provide information on and a recommendation to increase the admission fee at the Zoo. In January 1984 the Metro Council adopted Resolution No. 84-444, which set forth financial principles and policies for the District. The general financial principles adopted by the Council are:

- "1. Each functional area shall have identified sources of revenue;
2. Each functional area shall prepare a five-year financial plan; and
3. Any new functions assumed by Metro shall have a source of funding."

The specific financial policies adopted by the Council relating to the operation of the Zoo include in part the following:

- "1. The Zoo shall rely on the property tax for a portion of its revenue;
2. A ratio of approximately 50 percent tax and 50 percent non-tax revenues shall be maintained for funding Zoo operations; and
3. The Council shall annually review admission fees to assist in meeting Objective 2 above..."

The Five-Year Financial Plan presented to the Council in January 1984 projected revenues and costs in accordance with that policy. Revenue projections were based on periodic admission fee adjustments, the first of which was to become effective on January 1, 1985.

The last fee increase became effective on June 1, 1981. It established the admission fee at the present \$2.00 adult and \$1.00 senior/child fee schedule. The new admission fee scheduled for 1985 increases the fee to \$2.50 for adults and \$1.25 for seniors/children maintaining the 2:1 ratio. The new fee schedule is projected to

assist in bringing projected non-tax revenue to 48.6 percent of operating costs. These costs are necessary to: staff and maintain existing and oncoming new exhibits; purchase animals for these exhibits; and keep abreast of inflation which is projected at 5.5 percent.

Operating Needs and Revenue

Table I attached shows past and projected expenditures for Zoo Operations for FY 1983-84 through FY 1986-87. Table II shows past and projected revenues for the same period of time.

Personal Services - It is projected that Personal Services expenditures will increase from \$2,721,897 in 1983-84 to \$2,967,362 in 1984-85. This is attributable to adjustments in pay scales due to changes in the Pay and Classification Plans, and wage and salary negotiations, and an increase of 4.74 FTE positions necessary to staff new exhibits, and provide for the projected increase in the number of visitors who are staying at the Zoo longer.

Materials and Services - Materials and Services costs are projected to increase from \$1,489,709 in 1983-84 to \$1,705,369 in 1984-85. These increases result primarily from increased utility costs in Buildings and Grounds and increased merchandising costs in Visitor Services. They also reflect unanticipated costs associated with the search for a new director and funds approved for work in marketing.

Capital Outlay - It is projected that expenditures for Capital Outlay will increase from \$170,771 in 1983-84 to \$318,548 in 1984-85. With the addition of the maintenance foreman to our staff we plan to increase our capital replacement program. During the first half of the year significant improvements have been made at the Elephant Barn, the Roundhouse and the trains have been retrofitted. We also prepared an exhibit to house zebras and made some major repairs on the Cascade Trail.

Transfers to the General Fund - The General Fund transfer is based on the annual preparation of the Cost Allocation Plan which distributes central services costs to the direct services departments. The transfer in 1983-84 was \$418,280 and is projected at \$461,088 in 1984-85. These costs are assumed to increase as inflation increases.

Revenue - To support the projected expenditures, it is anticipated that the Zoo's enterprise revenue (admission, food sales, concessions, railroad fees, etc.) will increase from \$2,262,155 in 1983-84 to \$2,436,022 in 1984-85. These projections anticipate the fee increase in early 1985 and are consistent with the projections in the Five-Year Plan. The enterprise revenues, combined with

income from items such as interest income, donations, grants and miscellaneous income, will provide approximately 49 percent of the operating costs for FY 1984-85. Table III below shows the actual and projected relationship between Non-Tax Revenue and Operating Costs for FY 1983-84 through FY 1986-87.

TABLE III

NON-TAX REVENUE AS A PERCENT OF OPERATING COSTS

	FY 1983-84 Actual	FY 1984-85 Projected	FY 1985-86 Projected	FY 1986-87 Projected
Operating Costs ^a	\$4,800,667	\$5,452,367	\$5,987,813	\$6,414,772
Non-Tax Revenue ^b	2,520,820	2,649,928	2,923,708	3,226,639
Percent	52.6%	48.6%	48.8%	50.3%

^aIncludes Personal Services, Materials and Services, Capital Outlay and Transfer to the General Fund. Excludes the Contingency.

^bIncludes all non-property tax revenue except the Fund Balance.

While overall inflation the first year of the five-year projection has been below the projected rate of 5.5 percent, the long-range projection of 5.5 percent remains prudent. The increase shown in Table III exceed 5.5 percent because of real growth attributable to increased staff and other factors as noted above.

Other Proposed Changes

The current fee schedule allows children below five years of age free admission to the Zoo. At the same time, only children under three years of age are allowed to ride the train free. It would expedite the sale of a package ticket (admission and train ticket) at the admission gate to have the ages the same. Thus, we recommend lowering the age for free admission to the Zoo from "under 5" to "under 3."

Additional Supporting Information

Between the fee increase in 1981 and the next projected increase in 1987 considerable improvements have been or will be made at the Zoo increasing the value of the visit. These include:

- The Cascade Stream & Pond Exhibit
- The Remodeled Penguinarium
- Improvements to the Elephant Viewing Room
- Lemur Island
- The Alaskan Tundra Exhibit (scheduled for March 1985)
- The Remodel of the West Bear Grottos (1986)
- The Band Shell
- The Swigert Fountain
- Considerable Improvements on the Grounds

Even with the fee increase, the Zoo remains one of the most reasonable recreational and educational values in the Metro area. If we look at three activities available to Metro residents during the summer, we find the following: the average adult admission to a movie is now \$4.50; the average cost of nine holes of golf is \$4.50 on weekdays and \$5.50 on weekends; and, a Portland Beavers baseball game, is between \$2 to \$5 for a seat. In comparison, the \$2.50 admission fee for an adult combined with the child's fee of \$1.25 makes the Zoo an attractive alternative. A family of four can still spend an afternoon at the Zoo for under \$10 -- \$7.50 to be exact! Hopefully, of course, they will buy a souvenir or something to eat along the way.

Establishing the perception of value-for-the-dollar can be difficult. However, our increasing attendance and the results of this year's summer survey do suggest that visitors to the Zoo are willing to pay a fair admission fee for a recreational experience that leaves them with some new knowledge in an increasingly sophisticated and pleasing environment. Of 222 persons surveyed in July 1984 only one expressed concern about high prices. People staying more than three hours increased by 10 percent over the spring. Also, 9 percent more people stated that the Zoo was a better place to visit. More people stated that the new exhibits influenced their decision to visit the Zoo in the summer than in the spring. The trend of the last several years has shown a significant increase in the number of visitors to the Zoo, from 555,970 in 1978-79 to 738,444 in 1983-84. While there was a slight dip in attendance after the current fee schedule was instituted in June 1981, the major trend shows a steady increase. This increase is projected to continue based on studies done by Metro and by Leland and Hobson. (See Figure I and II.)

Comparison of the Washington Park Zoo with Other Zoos

The current fees are well below the average of the major West Coast zoos. The average adult admission for West Coast zoos is \$2.47. Of the zoos used to obtain this average, only one, the San Jose Zoo, has an adult admission fee lower than the current fee at the Washington Park Zoo. With a new admission fee of \$2.50 for adults and \$1.25 for senior/children, the Washington Park Zoo would be at about the average for West Coast zoos. Other zoos that currently charge a \$2.50 adult admission fee or more include: Tulsa Zoological Park, Atlanta Zoo, Milwaukee County Zoo, Hogle Zoological Gardens, Phoenix Zoo, Henry Doorly Zoo, Minnesota Zoological Garden, Detroit Zoological Park, Philadelphia Zoo, North Carolina Zoological Park and Columbus Zoological Gardens.

Recommendations

Based on the foregoing information it is recommended that:

- a. The admission fee should be set at \$2.50 for adults, \$1.25 for senior/child and \$.75 per student for school groups effective February 1, 1985.
- b. The youth schedule should be changed to: "Youth (3 years through 11 years)" and the child schedule should be changed to: "Child (under 3 years)."

Attached as Exhibit A is a copy of the Metro Code with the proposed changes to implement these recommendations.

AMR/srs
2483C/D2-4
12/13/84

TABLE I

ZOO OPERATING FUND EXPENDITURE PROJECTIONS

	FY 1983-84 Actual	FY 1984-85 Projected	FY 1985-86 ^a Projected	FY 1986-87 ^e Projected
Personal Services	\$2,721,897	\$2,967,362	\$3,234,448 ^b	\$3,429,305
Materials and Services	1,489,719	1,705,369	1,865,825 ^c	1,989,928 ^c
Capital Outlay	170,771	318,548	401,092	482,336
Subtotal - All Divisions	<u>\$4,382,387</u>	<u>\$4,991,279</u>	<u>\$5,501,365</u>	<u>\$5,901,569</u>
Contingency		149,738	165,041	177,047
Subtotal	<u>\$4,382,387</u>	<u>\$5,141,017</u>	<u>\$5,666,406</u>	<u>\$6,078,616</u>
Transfer to General Fund	418,280	461,088	486,448	513,203
Subtotal	<u>\$4,800,667</u>	<u>\$5,602,105</u>	<u>\$6,152,854</u>	<u>\$6,591,819</u>
Unappropriated Balance - Unreserved	1,127,102	919,925	858,726	600,000
Unappropriated Balance - Reserved	<u>200,000</u>	<u>401,000^d</u>	<u>272,391^d</u>	<u>223,818^e</u>
Total Expenditure	\$6,127,769	\$6,923,030	\$7,283,971	\$7,415,635

^aAssumes inflation at 5.5 percent per year.

^bAdds a gardner and a keeper for additional work in Africa Bush exhibit.

^cIncludes cost for tax levy elections.

^dReserve to balance budget in FY 1986-87.

^eFunds available for either operating costs for FY 1987-88 or transfer to the Capital Fund.

2483C/D2-4
12/13/84

TABLE II

ZOO OPERATING FUND--DETAILED REVENUE PROJECTIONS

	FY 83/4 Actual	FY 84/5 Budgeted	FY 85/6 Projected	FY 86/7 Projected
ATTENDANCE PROJECTIONS	738,444	734,000	745,000	765,000
REVENUE CATEGORIES				
FUND BALANCE--UNRESERVED	726,595	1,127,102	1,069,663	1,023,767
FUND BALANCE--RESERVED	200,000	200,000 ^c	401,000 ^c	272,391 ^c
ENTERPRISE REVENUE				
Admissions	977,348	1,103,202 ^b	1,244,150	1,405,305 ^b
Food Concessions/Vdg.	742,956	766,850	845,625	945,055
Gift Shop	258,892	264,200	305,400	351,900
Railroad	225,298	234,900	238,400	244,800
Stroller Rentals	15,509	14,700	14,900	15,300
Sale of Animals	11,690	10,000	15,000	10,000
Education Fees	27,749	39,800	41,989	44,298
Miscellaneous Enterp.	2,713	2,370	2,526	2,698
PROPERTY TAX	2,680,354	2,946,000 ^a	2,889,600 ^a	2,892,840 ^a
INTEREST INCOME	121,452	127,540	128,389	116,525
DONATIONS	40,213	54,263	57,877	61,061
GOVERNMENT GRANTS	28,454	27,883	25,000	25,000
MISCELLANEOUS INCOME	68,546	4,220	4,452	4,697
TOTAL REVENUE	6,127,769	6,923,030	7,283,971	7,415,637

a Property tax collected from \$3 million levy plus prior year's collection

b Assumes fee increase effective 2/1/85

c Fund balance reserved to balance budget in FY 1986-87

FIGURE

Zoo Attendance by Fiscal Year

Prior to Metro's Acquisition

Thousands of People

Total Attendance
□

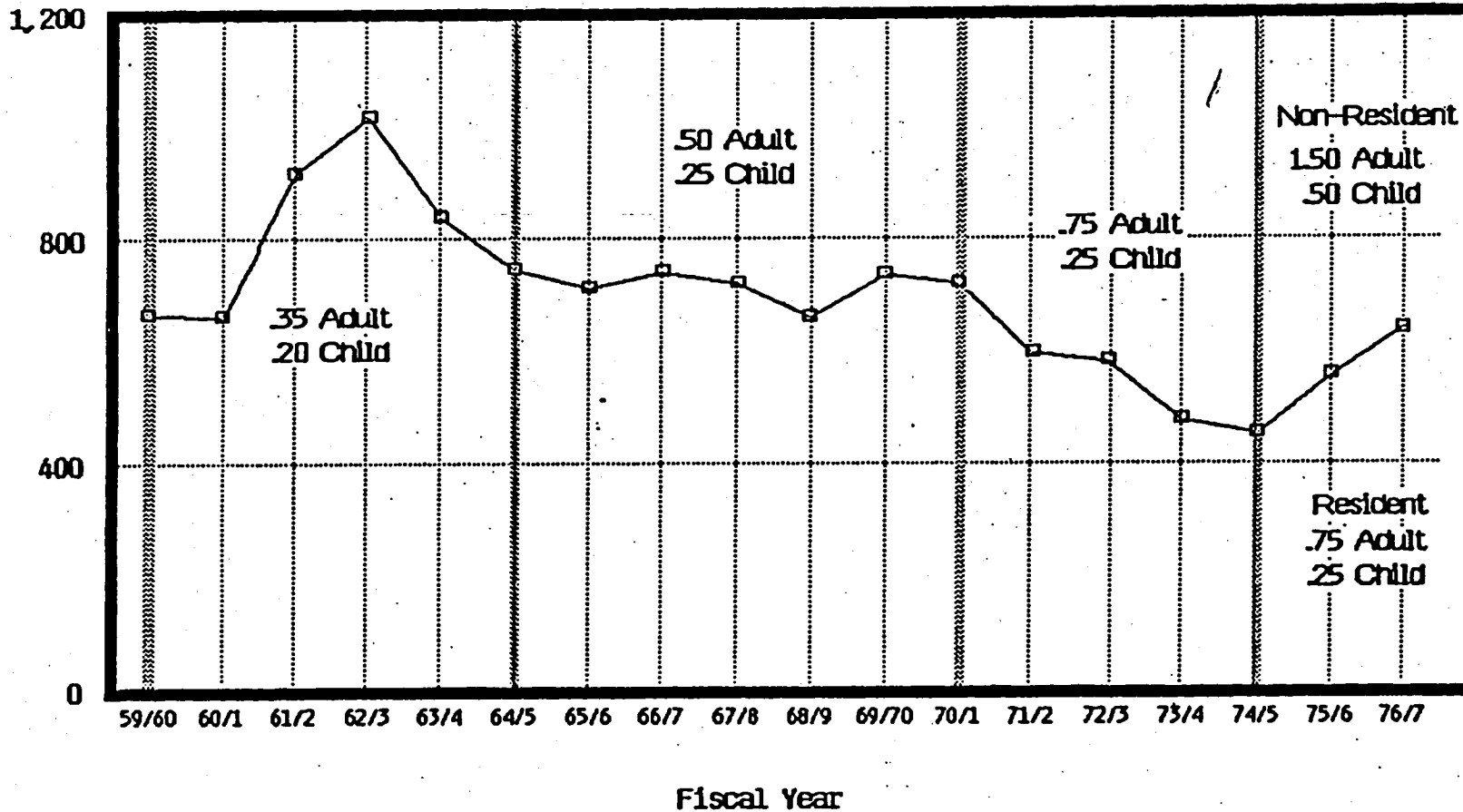


FIGURE 2

Zoo Attendance by Fiscal Year

After Metro's Acquisition

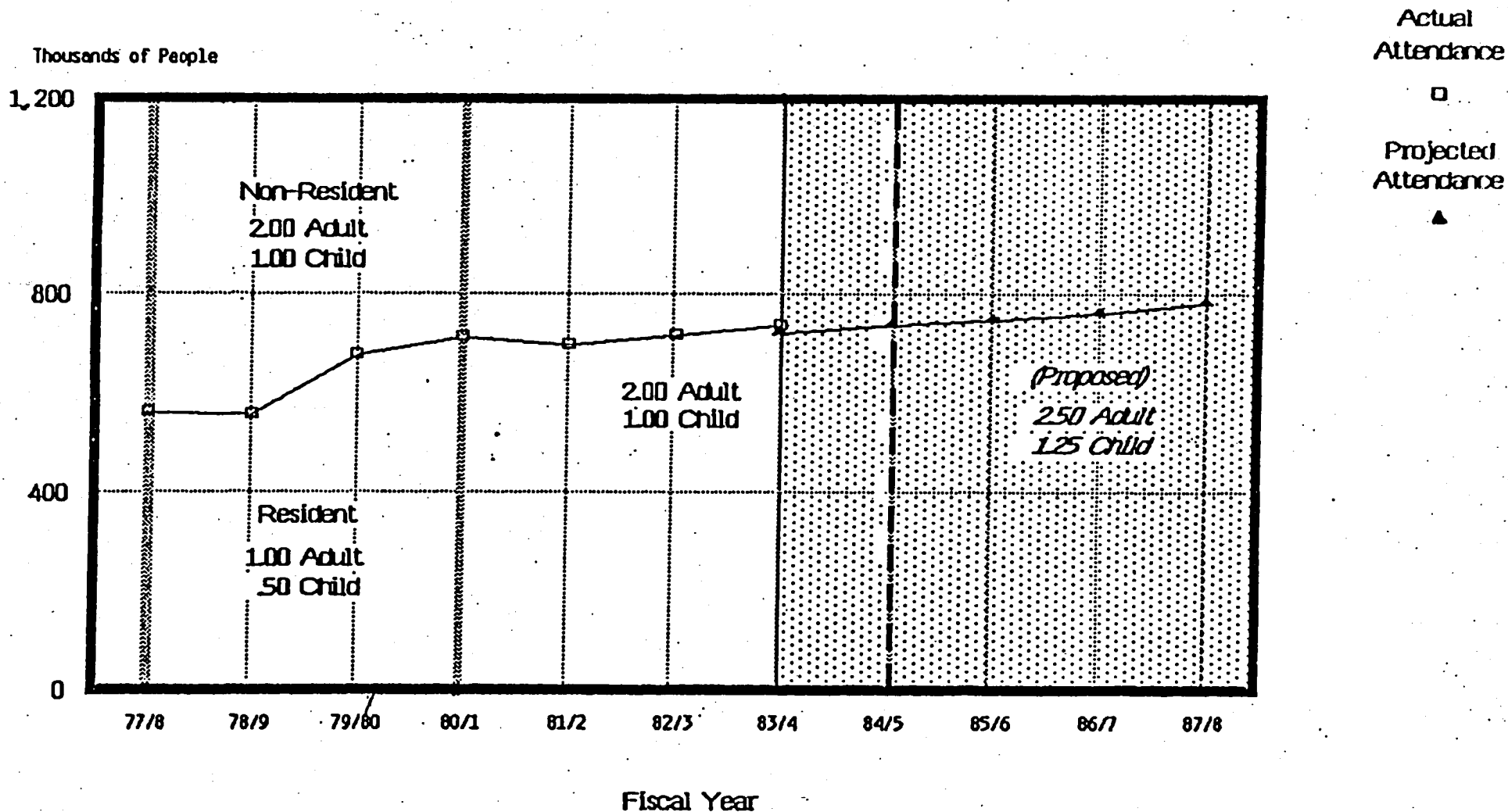


EXHIBIT A

4.01.050 Penalties:

(a) Each violation of these Rules and regulations shall be punishable by a fine of not more than \$500.

(b) In addition to prosecution under paragraph (a) above, any person violating these Rules and Regulations may be ejected from the Zoo. The decision to eject shall be made by the Zoo Director or his/her designate, a security officer, or a peace officer. (Ordinance No. 45, Sec. 1)

4.01.060 Admission Fees and Policies:

(a) Regular Fees:

(1) Definitions:

(A) "School Group" is defined as a group of five or more students of a state accredited school or licensed pre-school including one chaperone for every five students of high school age or under. Registration for a specified visit date at least one day in advance is required to qualify as a school group.

B. "Group Other Than School Group" is defined as any group, other than a school group, of 15 or more members who have purchased tickets at least one day in advance. All advance tickets shall bear an expiration date not to exceed six months from the date of issuance.

(2) Fee Schedule:

Adult (12 years and over)	.\$[2.00]	<u>2.50</u>
Youth ([5] 3 years through 11 years)	.\$[1.00]	<u>1.25</u>
Child (under [5] 3 years)		free
Senior Citizen (65 years and over)	.\$[1.00]	<u>1.25</u>
School Groups (per student)	.\$ [.50]	<u>.75</u>
Chaperones accompanying school groups		free
Groups other than school groups:		
15 to 49 per group		10% discount
50 to 99 per group		15% discount
100 or more per group		20% discount

(b) Free and Reduced Admission Passes:

(1) Free and reduced admission passes may be issued by the Director in accordance with this Ordinance.

(2) A free admission pass will entitle the holder only to enter the Zoo without paying an admission fee.

(3) A reduced admission pass will entitle the holder only to enter the Zoo by paying a reduced admission fee.

(4) The reduction granted in admission, by use of a reduced admission pass (other than free admission passes), shall not exceed twenty percent.

(5) Free or reduced admission passes may be issued to the following groups or individuals and shall be administered as follows:

(A) Metro employees shall be entitled to free admission upon presentation of a current Metro employee identification card.

(B) Metro Councilors and the Metro Executive Officer shall be entitled to free admission.

(C) Free admission passes in the form of volunteer identification cards may, at the Director's discretion, be issued to persons who perform volunteer work at the Zoo. Cards shall bear the name of the volunteer, shall be signed by the Director, shall be non-transferrable, and shall terminate at the end of each calendar year or upon termination of volunteer duty, whichever date occurs first. New identification cards may be issued at the beginning of each new calendar year for active Zoo volunteers.

(D) Reduced admission passes may be issued to members of any organization approved by the Council, the main purpose of which is to support the Washington Park Zoo. Such passes shall bear the name of the pass holder, shall be signed by an authorized representative of the organization, shall be non-transferrable, and shall terminate not more than one year from the date of issuance.

(E) Other free or reduced admission passes may, with the approval of the Director, be issued to other individuals who are working on educational projects or projects valuable to the Zoo. Such passes shall bear an expiration date not to exceed three months from the date of issuance, shall bear the name of the pass holder, shall be signed by the Director and shall be non-transferrable.

(c) Special Admission Days:

(1) Special admission days are days when the rates established by this Ordinance are reduced or eliminated

for a designated group or groups. Six special admission days may be allowed, at the discretion of the Director, during each calendar year.

(2) Three additional special admission days may be allowed each year by the Director for designated groups. Any additional special admission days designated under this subsection must be approved by the Executive Officer.

(d) Special Free Hours: Admission to the Zoo shall be free for all persons from 3:00 p.m. until closing each Tuesday afternoon.

(e) Commercial Ventures: Proposed commercial or fund-raising ventures with private profit or nonprofit corporations involving admission to the Zoo must be authorized in advance by the Executive Officer. (Ordinance No. 81-108, Sec. 2)

2483C/D2-4
12/13/84

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

AN ORDINANCE SETTING ZOO ADMISSIONS) ORDINANCE NO. 85-185
FEES: AMENDING CODE SECTION)
4.01.060 AND DECLARING AN EMERGENCY)

WHEPEAS, In order to recoup sufficient revenue to operate the Zoo and achieve the goal of a 50 percent ratio of non-tax revenue to operating costs for FY 1984-85, it is necessary that the admission fees established herein be effective on February 1, 1985, and an emergency exists pursuant to ORS 268.515(7);

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1. Metro Code Section 4.01.060 is amended to read:

4.01.060 Admission Fees and Policies:

(a) Regular Fees:

(1) Definitions:

(A) "School Group" is defined as a group of five or more students of a state accredited school or licensed pre-school including one chaperone for every five students of high school age or under. Registration for a specified visit date at least one day in advance is required to qualify as a school group.

(B) "Group Other Than School Group" is defined as any group, other than a school group, of 15 or more members who have purchased tickets at least one day in advance. All advance tickets shall bear an expiration date not to exceed six months from the date of issuance.

(2) Fee Schedule:

Adult (12 years and over)	\$(2.00)	<u>2.50</u>
Youth ([5] 3 years through 11 years)	\$(1.00)	<u>1.25</u>
Child (under [5] 3 years)		free
Senior Citizen (65 years and over)	\$(1.00)	<u>1.25</u>
School Groups (per student)	\$.50	<u>.75</u>
Chaperones accompanying		
school groups		free
Groups other than school groups:		
15 to 49 per group		10% discount
50 to 99 per group		15% discount
100 or more per group		20% discount

(b) Free and Reduced Admission Passes:

(1) Free and reduced admission passes may be issued by the Director in accordance with this Ordinance.

(2) A free admission pass will entitle the holder only to enter the Zoo without paying an admission fee.

(3) A reduced admission pass will entitle the holder only to enter the Zoo by paying a reduced admission fee.

(4) The reduction granted in admission, by use of a reduced admission pass (other than free admission passes), shall not exceed twenty percent.

(5) Free or reduced admission passes may be issued to the following groups or individuals and shall be administered as follows:

(A) Metro employees shall be entitled to free admission upon presentation of a current Metro employee identification card.

(B) Metro Councilors and the Metro Executive Officer shall be entitled to free admission.

(C) Free admission passes in the form of volunteer identification cards may, at the Director's discretion, be issued to persons who perform volunteer work at the Zoo. Cards shall bear the name of the volunteer, shall be signed by the Director, shall be non-transferrable, and shall terminate at the end of each calendar year or upon termination of volunteer duty, whichever date occurs first. New identification cards may be issued at the beginning of each new calendar year for active Zoo volunteers.

(D) Reduced admission passes may be issued to members of any organization approved by the Council, the main purpose of which is to support the Washington Park Zoo. Such passes shall bear the name of the pass holder, shall be signed by an authorized representative of the organization, shall be non-transferrable, and shall terminate not more than one year from the date of issuance.

(E) Other free or reduced admission passes may, with the approval of the Director, be issued to other individuals who are working on educational projects or projects valuable to the Zoo. Such passes shall bear an expiration date not to exceed three months from the date of issuance, shall bear the name of the pass holder, shall be signed by the Director and shall be non-transferrable.

(c) Special Admission Days:

(1) Special admission days are days when the rates established by this Ordinance are reduced or eliminated for a designated group or groups. Six special admission days may be allowed, at the discretion of the Director, during each calendar year.

(2) Three additional special admission days may be allowed each year by the Director for designated groups. Any additional special admission days designated under this subsection must be approved by the Executive Officer.

(d) Special Free Hours: Admission to the Zoo shall be free for all persons from 3:00 p.m. until closing each Tuesday afternoon.

(e) Commercial Ventures: Proposed commercial or fund-raising ventures with private profit or nonprofit corporations involving admission to the Zoo must be authorized in advance by the Executive Officer. (Ordinance No. 81-108, Sec. 2)

Section 2. The Council declares that, in order to recoup sufficient revenue to operate the Zoo, an emergency exists pursuant to ORS 268.515(7), and the admission fees established by this Ordinance shall be effective on and after February 1, 1985.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1985.

Presiding Officer

ATTEST:

Clerk of the Council

DEC/srs
2641C/405-2
01/03/85

CONSIDERATION OF ORDINANCE NO. 85-186 FOR THE
PURPOSE OF AMENDING THE FY 1984-85 BUDGET AND
APPROPRIATIONS SCHEDULE AND RESOLUTION NO. 85-539
TRANSMITTING THE AMENDMENTS TO THE TSCC

Date: January 14, 1985

Presented by: Jennifer Sims

FACTUAL BACKGROUND AND ANALYSIS

The attached ordinance and supporting detail comprise the proposed mid-year supplemental budget for FY 1984-85. Approval of the proposed ordinance would amend both the Budget and the Appropriations Schedule. This item is first scheduled for Council consideration on January 24, 1985. Pending results from current lease negotiations, additional changes may be presented in conjunction with a proposed lease on February 14, 1985. At that time the Council will be requested to approve the resolution forwarding the budget to the Tax Supervising and Conservation Commission (TSCC). The TSCC will then hold a public hearing on the budget. It will be returned with comments for Council adoption in March. A description, rationale and dollar impact for the proposed revisions for each fund follow.

Zoo Operating Fund

1. Personal Services costs are increased to reflect the cost of living adjustment (COLA) awarded to both union and non-union employees retroactive to July 1, 1984. \$71,420
 2. Materials and Services costs are increased to pay for Voter Pamphlet information regarding the levy. There are some increased travel costs due to additional involvement in AAZPA, but these are partially funded by AAZPA. They result in no net increase due to under expenditures in other areas. \$1,500
- Increased utilities due to rate increases and new exhibits. \$42,000
- Unplanned vehicle, building and railroad repairs. \$17,500
- Additional supplies due to higher attendance and new employees. \$5,500

- | | |
|--|------------|
| Extra Contractual Services to support increased attendance. | \$10,000 |
| 3. Capital Outlay costs are increased to buy new furniture for the Director. | \$2,347 |
| Purchase of an elephant ear cart was budgeted last fiscal year but not paid until this fiscal year. | \$8,236 |
| 4. Transfer to General Fund is increased to pay for the Zoo's proportionate share of the COLA for General Fund employees (+\$2,454) and the increased rent costs. These charges have been allocated on the basis of the existing cost allocation plan. | \$16,681 |
| 5. The Contingency is reduced to cover the cost increases. The remaining Contingency represents slightly less than 1 percent of the appropriations and is adequate for the rest of the fiscal year. | (\$66,726) |

Zoo Capital Fund

Amend project amounts to reflect actual and projected progress. Alaskan Tundra expenses are up by \$877,593 due to the default and the Bear Grotto will have less work than planned. Additional work is anticipated on the Elephant Museum this year. 0

Solid Waste

- | | |
|--|-----------|
| 1. Recognize additional beginning fund balance. | \$787,876 |
| Recognize unanticipated disposal fees, user fees, transfer charges and convenience charges due to increased waste flow. | \$900,000 |
| 2. Contractual Services costs are expected to exceed the budget due to higher waste flow. Metro's costs are pegged to the waste flow. | \$401,000 |
| 3. Purchase of a microcomputer with accessories and software are requested. Details of the need, justification and interface with other organizational data processing needs will be presented to the Council Management Committee on February 21. | \$10,000 |
| 4. The transfer to the General Fund is increased to pay for Solid Waste's proportionate share of the COLA for General Fund employees (+\$3,620) and | \$43,265 |

increased rent costs. These changes have been allocated on the basis of the existing cost allocation plan.

5. The balance of funds have been placed in Contingency.

St. Johns Improvement Fund

The Appropriations Schedule is amended to reflect an Unappropriated Balance which was originally budgeted but not shown on this schedule. \$545,300

Intergovernmental Resource Center

1. Resources are increased to recognize actual grant awards and match amounts. The additional General Fund transfer is for required match for a computer purchase (+\$3,000) plus match and direct costs for the COLA (+\$3,448). \$44,144
2. Personal Services costs have been adjusted to reflect a reorganization of tasks among divisions and two reclasses. Expenses for the Criminal Justice Director are transferred to Contractual Services in accordance with the work program. This results in a net decrease in Personal Services in this fund. (\$7,770)
3. Purchase of a computer is planned this year for a total cost of \$60,000. Except for \$3,000 match, costs will be covered by grants and match contributed by Tri-Met. \$60,000
4. The transfer to the General Fund is reduced for two reasons. First, monies which were to be transferred and reserved for a future purchase will instead be spent from the IRC fund. Second the net reduction in Personal Services also reduces overhead. Overhead calculations are based on the provisional rate set in July 1984. (\$27,986)

General Fund

1. Resources are increased to recognize the beginning fund balance and additional projected interest income. Transfers from the Zoo and Solid Waste Operating Funds are increased to cover unanticipated COLA and rent costs. The transfers are based on the existing cost allocation plan. \$274,355

2. Personal Services costs are increased for the 2 percent COLA awarded effective January 1, 1985. Also, a new position of Support Services Supervisor is proposed to handle the planned office relocation and new building management responsibilities. Costs for this can be covered with existing appropriations. This item is on the Council Management Committee agenda for January 17, 1985. \$7,304

 3. The proposed budget includes a 2 percent COLA effective January 1, 1985, for the Executive Officer. ORS 268.180(4) provides that the Executive Officer's compensation shall be set by the Council upon the recommendation of a salary commission to be appointed by the Council. It shall not be less than that of a District Court Judge. It is recommended that the Council approve the increase without appointing a commission as the size and nature of the change do not warrant such an effort. \$493

 4. Two key changes in Materials and Services are proposed. First, the current office space lease provides for a rent increase based on the CPI over the last five years. This was not included in the Adopted Budget. When combined with higher operating costs which are passed through to Metro, we have a total increase of \$86,664 this fiscal year. Second, as of this writing, negotiations are still in progress for a new office lease. The only known cost is for an inspection of which \$2,500 is our share. \$88,684
- A full schedule of relocation costs and action dates will be presented to the Council with a proposed lease. Except for the \$2,500 inspection cost and Support Services Supervisor position, there are no other expenses associated with a move in this proposal. There are some other minor adjustments between line items in Materials and Services which have no net impact on the department or division budgets.
5. The transfer to IRC is increased for computer purchase match and COLA costs. \$8,406

 6. The Contingency is increased using the higher beginning fund balance. \$169,448

All Other Funds

There are no changes in any other funds.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends that the Council consider the proposed budget and appropriation changes and put this on the February 14, 1985, Council agenda for further amendment, if necessary.

JS/srs
2719C/257-4
01/17/85

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING) ORDINANCE NO. 85-186
ORDINANCE NO. 84-172 AMENDING)
APPROPRIATIONS AND ADOPTING A) Introduced by the
SUPPLEMENTAL BUDGET) Executive Officer

WHEREAS, The need exists to appropriate funds not anticipated in the FY 1984-85 budget as adopted on June 28, 1984; and

WHEREAS, Conditions which were not ascertained at the time of the preparation of the current year budget require a change in financial planning; and

WHEREAS, Such action requires a supplemental budget, pursuant to Oregon law; now, therefore,

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1. That the Supplemental Budget to the Fiscal Year 1984-85 Budget, attached hereto as Exhibit A, is hereby adopted.

Section 2. That the Schedule of Appropriations attached hereto as Exhibit B is hereby adopted.

ADOPTED by the Council of the Metropolitan Service District this _____ day of _____, 1985.

Presiding Officer

ATTEST:

Clerk of the Council

JS/srs
2761C/257-3
01/17/85

EXHIBIT A
FY 1984-85 SUPPLEMENTAL BUDGET

Fund: Zoo
Department: Operating
Division/Program:

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Resources</u>			
	All Accounts	<u>8,459,147</u>	<u>0</u>	<u>8,459,147</u>
	Total Resources	<u>8,459,147</u>	<u>0</u>	<u>8,459,147</u>

Fund: Zoo
 Department: Operating
 Division/Program: Administration

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Personal Services</u>			
6010	Director	50,196	(16,157)	34,039
6020	Assistant Director	43,546	1,665	45,211
6040	Secretary	36,110	704	36,814
6050	Development Analyst	20,234	405	20,639
6300	Temporary	5,720	115	5,835
6700	Fringe	47,880	(6,079)	41,801
	All Other Accounts	<u>1,603</u>	<u>0</u>	<u>1,603</u>
	Total Personal Services	205,289	(19,347)	185,942
	<u>Materials & Services</u>			
7100	Travel	9,600	(3,000)	6,600
7140	Ads, Legal Notices	750	1,500	2,250
7410	Supplies	9,000	2,000	11,000
7530	Insurance	75,000	(3,500)	71,500
7900	Miscellaneous	3,200	3,000	6,200
	All Other Accounts	<u>132,015</u>	<u>0</u>	<u>132,015</u>
	Total Materials & Services	229,565	0	229,565
	<u>Capital Outlay</u>			
8750	Office Furniture/Equipment	<u>4,871</u>	<u>2,347</u>	<u>7,218</u>
	Total Capital Outlay	4,871	2,347	7,218
	Total Divison	439,725	(17,000)	422,725

Fund: Zoo
 Department: Operating
 Division/Program: Animal Management

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6010	Animal Keeper	429,808	15,288	445,096
6020	Senior Animal Keeper	130,290	4,368	134,658
6030	Curator	36,712	734	37,446
6040	Secretary	18,034	361	18,395
6050	Animal Keeper Foreman	27,602	552	28,154
6060	Veterinarian	35,464	709	36,173
6070	Veterinary Technician	23,718	474	24,192
6080	Nutrition Technician	15,769	315	16,084
6090	Research Coordinator	24,502	490	24,992
6100	Program Assistant 2	7,935	159	8,094
6110	Hospital Attendant	4,628	93	4,721
6300	Temporary	5,136	190	5,326
6500	Overtime/Holiday Pay	22,500	833	23,333
6700	Fringes	236,125	8,439	244,564
	All Other Accounts	8,549	0	8,549
	Total Personal Services	1,026,772	33,005	1,059,777
<u>Materials & Services</u>				
7100	Travel	2,530	5,000	7,530
7110	Meetings/Conferences	2,640	(1,500)	1,140
7120	Training & Tuition	800	(400)	400
7310	Maintenance & Repair	2,600	(1,000)	1,600
7450	Supplies - Other	38,500	(1,100)	37,400
7480	Animal Purchases	17,000	(1,000)	16,000
	All Other Accounts	146,600	0	146,600
	Total Materials & Services	210,670	0	210,670
<u>Capital Outlay</u>				
	All Accounts	21,000	0	21,000
	Total Capital Outlay	21,000	0	21,000
	Total Division	1,258,442	33,005	1,291,447

Fund: Zoo
 Department: Operating
 Division/Program: Buildings & Grounds

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6010	Buildings & Grounds Manager	31,340	(895)	30,445
6020	Master Mechanic	25,626	(6,272)	19,354
6030	Maintenance Electrician	27,248	(3,272)	23,976
6040	Maintenance Mechanic	22,922	728	23,650
6050	Maintenance Worker 3	53,054	1,762	54,816
6060	Maintenance Worker 3 - Part-Time	5,481	7,682	13,163
6070	Maintenance Worker 2	83,032	2,912	85,944
6080	Maintenance Worker 1	98,639	3,895	102,534
6090	Maintenance Worker 1 - Part-Time	15,966	4,192	20,158
6100	Secretary	16,557	331	16,888
6110	Senior Gardener	23,608	728	24,336
6120	Gardener 2	20,758	(4,272)	16,486
6130	Gardener 1	74,712	2,912	77,624
6140	Laborer	11,633	5,575	17,208
6150	Maintenance Foreman	24,523	483	25,006
6500	Overtime	21,270	14,812	36,082
6560	Merit	1,185	0	1,185
6700	Fringe	159,847	5,394	165,241
	Total Personal Services	717,401	36,695	754,096
<u>Materials & Services</u>				
7120	Training & Tuition	1,065	700	1,765
7200	Utilities - Electricity	75,000	35,000	110,000
7210	Utilities - Water	184,000	2,000	186,000
7220	Utilities - Other	110,000	5,000	115,000
7310	Maintenance & Repairs - Buildings	35,500	5,000	40,500
7320	Maintenance & Repairs - Vehicles	6,290	2,500	8,790
7340	Maintenance & Repairs - Railroads	0	10,000	10,000
7410	Supplies - Office	0	300	300
7430	Supplies - Custodial	12,374	5,000	17,374
7450	Supplies - Other	1,272	200	1,472
7500	Contractual Services	54,000	10,000	64,000
7510	Pay to Other Agencies	390	300	690
	All Other Accounts	69,974	0	69,974
	Total Materials & Services	549,865	76,000	625,865
<u>Capital Outlay</u>				
8510	Buildings	172,229	(22,000)	150,229
8530	Improvements	0	2,000	2,000
8550	Vehicles & Equipment	75,600	20,000	95,600
8570	Office Furniture & Equipment	4,000	0	4,000
	Total Capital Outlay	251,829	0	251,829
	Total Division	1,519,095	112,695	1,631,790

JS/srs
 2691C/257-4
 01/17/85

Fund: Zoo
 Department: Operating
 Division/Program: Education

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6010	Education Services Manager	31,366	627	31,993
6020	Education Services Specialist	49,130	983	50,113
6030	Graphics Coordinator	24,565	491	25,056
6040	Graphics Designer	33,548	671	34,219
6050	Secretary	17,742	355	18,097
6060	Program Assistant 2	16,411	328	16,739
6070	Animal Keeper	20,467	728	21,195
6080	Animal Keeper - Part-Time	10,234	364	10,598
6300	Temporary	1,682	70	1,752
6500	Overtime	500	18	518
6700	Fringe	65,592	1,312	66,904
	All Other Accounts	<u>47,687</u>	<u>0</u>	<u>47,687</u>
	Total Personal Services	318,924	5,947	324,871
<u>Materials & Services</u>				
7100	Travel	1,430	(200)	1,230
7150	Printing	5,500	2,000	7,500
7160	Typesetting & Reproduction	5,500	4,100	9,600
7330	Maintenance & Repairs	925	200	1,125
7360	Equipment Rental	300	(100)	200
7440	Supplies - Graphics	14,000	(4,000)	10,000
7500	Contractual Services	24,648	(2,000)	22,648
	All Other Accounts	<u>12,165</u>	<u>0</u>	<u>12,165</u>
	Total Materials & Services	64,468	0	64,468
<u>Capital Outlay</u>				
8570	Office Furniture & Equipment	<u>2,100</u>	<u>0</u>	<u>2,100</u>
	Total Capital Outlay	2,100	0	2,100
	Total Division	385,492	5,947	391,439

Fund: Zoo
 Department: Operating
 Division/Program: Public Relations

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6010	Public Information Manager	28,995	580	29,575
6020	Program Assistant 2	18,948	379	19,327
6040	Public Information Specialist	16,699	334	17,033
6030	Educational Services Specialist	1,104	22	1,126
6560	Merit	1,793	0	1,793
6700	Fringe	<u>19,242</u>	<u>385</u>	<u>19,627</u>
	Total Personal Services	86,781	1,700	88,481
<u>Materials & Services</u>				
7410	Office Supplies	3,900	(850)	3,050
7110	Meetings	100	100	200
7330	Maintenance & Repairs	180	150	330
7450	Other Supplies	6,180	4,100	10,280
7150	Printing	36,875	(3,500)	33,375
	All Other Accounts	<u>65,781</u>	<u>0</u>	<u>65,781</u>
	Total Materials & Services	113,016	0	113,016
<u>Capital Outlay</u>				
8570	Office Furniture & Equipment	<u>2,110</u>	0	<u>2,110</u>
	Total Capital Outlay	2,110	0	2,110
	Total Division	201,907	1,700	203,607

Fund: Zoo
 Department: Operating
 Division/Program: Visitor Services

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6010	Visitor Services Manager	32,258	645	32,903
6020	Food Service Manager	24,089	482	24,571
6030	Retail Manager	19,634	393	20,027
6040	Secretary	17,790	356	18,146
6050	Storekeeper	14,317	286	14,603
6060	Assistant Food Service Manager	25,262	505	25,767
6070	Clerk (Cashroom)	27,822	1,456	29,278
6080	Typist/Receptionist	42,360	2,548	43,908
6090	Stationmaster	25,992	1,165	27,157
6100	Visitor Services Workers - Food	150,738	1,511	152,249
6110	Visitor Services Workers - Retail	27,581	259	27,840
6120	Safety Coordinator	17,638	353	17,991
6300	Temporary	3,276	1,880	5,156
6500	Overtime	4,600	278	4,878
6560	Merit	4,884	98	4,982
6700	Fringe	86,075	1,205	87,280
	Total Personal Services	523,316	13,420	536,736
<u>Materials & Services</u>				
7110	Meetings	0	225	225
7120	Training & Tuition	500	(225)	275
7390	Merchandise for Resale - Food	212,000	(6,000)	206,000
7400	Merchandise for Resale - Gifts	135,000	(2,300)	132,700
7500	Contractual Services	36,400	5,300	41,700
7900	Miscellaneous Expenses	0	3,000	3,000
	All Other Accounts	67,150	0	67,150
	Total Materials & Services	451,050	0	451,050
<u>Capital Outlay</u>				
8550	Equipment & Vehicles	0	4,118	4,118
8570	Office Furniture/Equipment	23,738	4,118	27,856
	Total Capital Outlay	23,738	8,236	31,974
	Total Division	998,104	21,656	1,019,760

Fund: Zoo
Department: Operating
Division/Program:

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Requirements</u>			
9100	Transfer to General Fund	452,047	16,681	468,728
9200	Transfer to Capital Fund	1,964,000	0	1,964,000
9700	Contingency	239,335		172,609
9800	Unappropriated Balance	<u>1,001,000</u>	<u>0</u>	<u>1,001,000</u>
	Total Requirements	3,656,382	269,880	3,926,262
	Total Department	8,459,147	0	8,459,147

Fund: Zoo
Department: Capital
Division/Program:

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Resources</u>			
	All Accounts	<u>6,923,483</u>	<u>0</u>	<u>6,923,483</u>
	Total Resources	<u>6,923,483</u>	<u>0</u>	<u>6,923,483</u>
	<u>Requirements</u>			
7750	Alaskan Tundra	263,483	877,593	1,141,076
8880	West Bear Grotto	2,077,300	(977,593)	1,099,707
8770	Elephant Museum	94,000	100,000	194,000
	All Other Accounts	<u>4,488,700</u>	<u>0</u>	<u>4,488,700</u>
	Total Requirements	<u>6,923,483</u>	<u>0</u>	<u>6,923,483</u>

Fund: Solid Waste
Department: Operating
Division/Program: Resources

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Resources</u>			
4300	Fund Balance	683,000	737,876	1,420,876
5500	Disposal Fees - Commercial	4,674,600	677,000	5,351,600
5520	User Fees - Commercial	1,201,400	40,000	1,241,400
5540	Regional Transfer Charge - Commercial	1,430,200	48,000	1,478,200
5560	Convenience Charge - Commercial	433,200	135,000	568,200
	All Other Accounts	<u>1,423,280</u>	<u>0</u>	<u>1,423,280</u>
	Total Resources	9,845,680	1,637,873	11,483,556

JS/srs
2691C/257-10
01/17/85

Fund: Solid Waste
 Department: Operating

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6020	Operations Manager	40,648	1,600	42,248
6030	Manager/Engineer	35,669	360	36,029
6560	Merit	23,516	(1,960)	21,556
	All Other Accounts	<u>695,034</u>	<u>0</u>	<u>695,034</u>
	Total Personal Services	794,867	0	794,867
<u>Materials & Services</u>				
7500	Contractual Services	5,406,733	401,000	5,807,733
	All Other Accounts	<u>610,750</u>	<u>0</u>	<u>610,750</u>
	Total Materials & Services	6,017,483	401,000	6,418,483
<u>Capital Outlay</u>				
8570	Office Furniture & Equipment	20,400	10,000	30,400
	All Other Accounts	<u>19,000</u>	<u>0</u>	<u>19,000</u>
	Total Capital Outlay	39,400	10,000	49,400
<u>Transfers & Contingency</u>				
9100	Transfer to General Fund	691,337	43,265	734,602
9700	Contingency	643,263	1,183,611	1,826,874
	All Other Accounts	<u>1,659,330</u>	<u>0</u>	<u>1,659,330</u>
	Total Transfers & Contingencies	2,993,930	1,226,876	4,220,806
	Total Department	9,845,680	1,637,873	11,483,556

Fund: Intergovernmental Resource Center
 Department: Intergovernmental Resource Center
 Division/Program:

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Resources</u>			
5100	UMTA Section 9	0	24,000	24,000
5100	83 Section 8	0	2,076	2,076
5100	EPA 105	7,500	2,925	10,425
5120	Tri-Met Match	0	3,000	3,000
5110	FY 84 PL/ODOT	0	5,232	5,232
5110	Rideshare	0	4,661	4,661
5810	Transfer from General Fund	587,219	8,406	595,625
5100	UMTA Discretionary Funds	45,000	(6,156)	38,844
	All Other Accounts	<u>1,081,346</u>	<u>0</u>	<u>1,081,346</u>
	Total Resources	<u>1,721,065</u>	<u>44,144</u>	<u>1,765,209</u>

Fund: Intergovernmental Resource Center
 Department: Intergovernmental Resource Center
 Division/Program:

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6010	Administrator	41,808	418	42,226
6020	Transportation Director	41,753	410	42,163
6030	Data Services Director	28,887	(828)	28,059
6040	Administrative Assistant	21,423	278	21,701
6050	System Analyst	14,258	(309)	13,949
6060	Secretary	32,533	(1,379)	31,154
6070	Senior Analyst	94,322	31,123	125,445
6080	Analyst 3	181,680	(26,558)	155,122
6090	Analyst 2	66,103	20,919	87,022
6100	Analyst 1	53,492	(17,820)	35,672
6110	Engineer 3	27,538	275	27,813
6140	Criminal Justice Director	14,310	(11,901)	2,409
6300	Temporary	27,300	1,964	29,264
6560	Merit	24,684	(2,530)	22,154
6700	Fringe	195,567	(1,832)	193,735
	Total Personal Services	865,658	(7,770)	857,888
<u>Materials & Services</u>				
7500	Contractual Services	202,289	19,900	222,189
	All Other Accounts	54,175	0	54,175
	Total Materials & Services	256,464	19,900	276,364
<u>Capital Outlay</u>				
8570	Office Furniture & Equipment	1,000	60,000	61,000
	Total Capital Outlay	1,000	60,000	61,000
<u>Transfers</u>				
9100	Transfer to General Fund	597,943	(27,986)	569,957
	Total Transfers	597,943	(27,986)	569,957
	Total Fund	1,721,065	44,144	1,765,209

Fund: Intergovernmental Resource Center
 Department: Intergovernmental Resource Center
 Division/Program: Administration

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6010	Administrator	25,085	251	25,336
6060	Secretary	7,597	(1,629)	5,968
6070	Senior Analyst	3,001	(24)	2,977
6090	Analyst 2	0	4,920	4,920
6080	Analyst 3	19,531	(19,531)	0
6300	Temporary	0	1,688	1,688
6560	Merit	2,209	(515)	1,694
6700	Fringe	17,227	(4,210)	13,017
	Total Personal Services	74,650	(19,050)	55,600
<u>Materials & Services</u>				
7150	Printing	5,500	(2,000)	3,500
7500	Contractual	18,000	(8,000)	10,000
	All Other Accounts	20,900	0	20,900
	Total Materials & Services	44,400	(10,000)	34,400
<u>Capital Outlay</u>				
8570	Office Furniture	1,000	0	1,000
	Total Capital Outlay	1,000	0	1,000
<u>Transfers</u>				
9100	Transfers to General Fund	164,026	(9,552)	154,474
	Total Division	284,076	(38,602)	245,474

Fund: Intergovernmental Resource Center
 Department: Intergovernmental Resource Center
 Division/Program: Data Services

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Personal Services</u>			
6030	Data Services Director	16,507	(473)	16,034
6070	Senior Analyst	39,684	740	40,424
6080	Analyst 3	25,022	250	25,272
6050	Systems Analyst	5,678	(99)	5,579
6090	Analyst 2	8,178	7,859	16,037
6100	Analyst 1	7,272	(7,272)	0
6300	Temporary	16,380	164	16,544
6060	Secretary	3,468	35	3,503
6560	Merit	4,232	57	4,289
6700	Fringe	<u>34,650</u>	<u>347</u>	<u>34,997</u>
	Total Personal Services	161,071	1,608	162,679
	<u>Materials & Services</u>			
	All Materials & Services	14,500	0	14,500
	<u>Transfers</u>			
	Transfer to General Fund	<u>91,305</u>	<u>0</u>	<u>91,305</u>
	Total Transfers	91,305	0	91,305
	Total Division	266,876	1,601	268,484

Fund: Intergovernmental Resource Center
 Department: Intergovernmental Resource Center
 Division/Program: Transportation

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6010	Administrator	10,452	105	10,557
6020	Transportation Director	41,753	410	42,163
6040	Administrative Assistant	21,423	278	21,701
6030	Data Services Director	12,380	(355)	12,025
6050	Secretary	16,018	160	16,178
6070	Senior Analyst	51,637	30,407	82,044
6080	Analyst 3	83,443	(27,540)	55,903
6090	Analyst 2	57,925	8,140	66,065
6100	Analyst 1	46,220	(10,548)	35,672
6050	Systems Analyst	7,160	(185)	6,975
6300	Temporary	5,460	55	5,515
6110	Engineer 3	27,538	275	27,813
6560	Merit	14,998	(2,356)	12,642
6700	Fringe	<u>117,830</u>	<u>(357)</u>	<u>117,473</u>
	Total Personal Services	514,237	(1,511)	512,726
<u>Materials & Services</u>				
7110	Meetings & Conferences	0	100	100
	All Other Accounts	<u>184,789</u>	<u>0</u>	<u>184,789</u>
	Total Materials & Services	184,789	100	184,889
<u>Capital Outlay</u>				
8570	Office Equipment	0	60,000	60,000
	Total Capital Outlay	0	60,000	60,000
<u>Transfers</u>				
9100	To General Fund	<u>284,364</u>	(23,319)	

Fund: Intergovernmental Resource Center
 Department: Intergovernmental Resource Center
 Division/Program: Development Services

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Personal Services</u>			
6010	Administrator	6,271	62	6,333
6050	Systems Analyst	1,420	(25)	1,395
6060	Secretary	5,450	55	5,505
6080	Analyst 3	53,684	20,263	73,947
6300	Temporary	5,460	55	5,515
6560	Merit	2,673	854	3,527
6700	Fringe	<u>21,395</u>	<u>6,134</u>	<u>27,529</u>
	Total Personal Accounts	96,353	27,398	123,751
	<u>Materials & Services</u>			
7150	Printing	0	2,000	2,000
7500	Contractual Services	<u>12,000</u>	<u>8,000</u>	<u>20,000</u>
	Total Materials & Services	12,000	10,000	22,000
	<u>Transfers</u>			
	To General Fund	<u>48,842</u>	<u>12,764</u>	<u>61,606</u>
	Total Transfers	48,842	12,764	61,606
	Total Division	157,195	50,162	207,357

Fund: Intergovernmental Resource Center
 Department: Intergovernmental Resource Center
 Division/Program: Criminal Justice

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Personal Services</u>			
	Criminal Justice Director	14,310	(11,901)	2,409
6560	Merit	572	(572)	0
6700	Fringe	4,465	(3,742)	723
	Total Personal Services	19,347	(16,215)	3,132
	<u>Materials & Services</u>			
7500	Contractual Services	0	19,900	19,900
	All Other Accounts	675	0	675
	Total Materials & Services	675	19,900	20,575
	<u>Transfers</u>			
	To General Fund	9,406	(7,879)	1,527
	Total Transfers	9,406	(7,879)	1,527
	Total Division	29,428	(4,194)	25,234

Fund: General
Department:
Division/Program:

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Resources</u>			
4300	Beginning Fund Balance	75,000	192,395	267,395
5600	Interest	75,000	50,000	125,000
5820	Transfer from Zoo Operating	452,047	16,681	468,728
5830	Transfer from Solid Waste Operation	691,337	43,265	734,602
5850	Transfer from IRC	597,943	(27,986)	569,957
	All Other Accounts	634,258	0	634,258
	Total Resources	<u>2,525,585</u>	<u>274,355</u>	<u>2,799,940</u>

JS/srs
2691C/257-19
01/17/85

Fund: General
Department: Council

<u>Account Number</u>	<u>Description</u>	<u>Current Budget</u>	<u>Supplemental Budget</u>	<u>Revised Budget</u>
	<u>Personal Services</u>			
6010	Council Secretary	16,099	486	16,585
6020	Council Assistant	32,490	1,056	33,546
6560	Merit	1,944	(1,056)	888
6700	Fringe	15,160	152	15,312
	Total Personal Services	65,693	638	66,331
	<u>Materials & Services</u>			
	Total Materials & Services	58,120	0	58,120
	Total Department	123,813	638	124,451

JS/srs
2691C/257-20
01/17/85

Fund: General
Department: Executive Management

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Personal Services</u>			
6010	Executive Officer	49,327	493	49,820
6020	Deputy Executive Officer	22,277	223	22,500
6030	Administrative Assistant	22,090	221	22,311
6040	Executive Management Aide	16,008	160	16,168
6050	General Counsel	40,000	400	40,400
6060	Clerk of the Council	19,510	195	19,705
6500	Overtime	700	0	700
6560	Merit	6,757	68	6,825
6700	Fringe	<u>52,711</u>	<u>527</u>	<u>53,238</u>
	Total Personal Services	229,380	2,287	231,667
	<u>Materials & Services</u>			
	Total Materials & Services	28,845	0	28,845
	Total Department	258,225	2,287	260,512

Fund: General
 Department: Finance and Administration
 Division/Program: Budget and Administrative Services

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6020	Deputy Executive Officer	7,570	76	7,646
6030	Director, Budget & Admin. Services	37,918	1,492	39,410
	Management Analyst	30,954	(30,954)	0
6040	Analyst 3	0	23,954	23,954
6050	Personnel Analyst	20,092	1,210	21,302
6060	Print Operator	17,826	300	18,126
6070	Secretary	6,916	70	6,986
6080	Lead Word Processing Operator	17,888	515	18,403
6090	Word Processing Operator	15,103	611	15,714
6100	Maintenance Aide	6,432	0	6,432
6110	Administrative Assistant	18,585	1,330	19,915
6120	Support Services Supervisor	0	7,945	7,945
	Overtime	0	200	200
6300	Temporary	2,633	0	2,633
6500	Merit	7,095	(6,983)	112
6700	Fringe	56,139	234	56,373
	Total Personal Services	245,151	0	245,151
<u>Materials & Services</u>				
7500	Contractual Services	5,600	2,500	8,100
7750	Lease - Building	286,228	86,664	372,892
	All Other Accounts	216,703	0	216,703
	Total Materials & Services	508,531	89,164	597,695
<u>Capital Outlay</u>				
8570	Office Furniture & Equipment	8,500	0	8,500
	Total Capital Outlay	8,500	0	8,800
	Total Division	762,182	89,164	851,346

Fund: General
 Department: Finance & Administration
 Division/Program: Accounting

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Personal Services</u>			
6020	Deputy Executive Officer	7,571	76	7,647
6030	Accounting Manager	36,629	2,216	38,845
6040	Senior Accountant	51,584	2,033	53,617
6050	Accounting Clerk 2	43,369	1,884	45,253
6060	Accounting Clerk 1	13,166	132	13,298
6070	Secretary	3,458	35	3,493
6300	Temporary	3,292	0	3,292
6560	Merit	6,363	(4,769)	1,594
6700	Fringe	48,932	147	49,079
	Total Personal Services	<u>214,364</u>	<u>1,754</u>	<u>216,118</u>
	<u>Materials & Services</u>			
	Total Materials & Services	37,488	0	37,488
	Total Division	251,852	1,754	253,606

Fund: General
 Department: Finance and Administration
 Division/Program: Data Processing

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6020	Deputy Executive Officer	7,125	72	7,197
6030	Director of Data Services	12,380	124	12,504
6040	Operations Analyst	28,455	285	28,740
6050	Systems Analyst	14,196	142	14,338
6070	Secretary	3,458	35	3,493
6560	Merit	2,625	127	2,752
6700	Fringe	<u>20,470</u>	<u>205</u>	<u>20,675</u>
	Total Personal Services	88,709	990	89,699
<u>Materials & Services</u>				
7330	Maintenance & Repairs	26,836	1,500	28,336
7410	Supplies	6,000	2,500	8,500
7130	Dues & Subscriptions	300	100	400
7500	Contractual Services	4,000	(4,000)	0
7900	Miscellaneous	2,000	(100)	1,900
	All Other Accounts	<u>41,310</u>	<u>0</u>	<u>41,310</u>
	Total Materials & Services	80,446	0	80,446
<u>Capital Outlay</u>				
	Total Capital Outlay	16,055	0	16,055
	Total Division	185,210	990	186,200
	Total Finance and Administration	1,199,244	91,908	1,291,152

Fund: General
 Department: Public Affairs

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
<u>Personal Services</u>				
6010	Public Affairs Director	39,823	(5,890)	33,933
6020	Analyst 3	27,920	221	28,141
6040	Graphics Coordinator	24,356	572	24,928
6050	Secretary	13,769	(1,637)	12,132
6060	Graphics Designer	17,142	389	17,531
6070	Public Information Specialist	10,237	1,748	11,985
6080	Receptionist	12,560	125	12,685
6090	Analyst 1	15,808	724	16,532
6300	Temporary	2,486	7,014	9,500
6500	Overtime	0	200	200
6560	Merit	2,781	(1,833)	948
6700	Fringe	49,568	495	50,063
	Total Personal Services	216,450	2,128	218,578
<u>Materials & Services</u>				
7150	Printing	18,350	(3,000)	15,350
7410	Supplies - Office	350	500	850
7440	Supplies - Graphics	3,750	2,500	6,250
	All Other Accounts	18,500	0	18,500
	Total Materials & Services	40,950	0	40,950
<u>Capital Outlay</u>				
	Total Capital Outlay	1,750	0	1,750
	Total Department	259,150	2,128	261,278

Fund: General
Department: Transfers

Account Number	Description	Current Budget	Supplemental Budget	Revised Budget
	<u>Transfers and Contingency</u>			
9400	Transfer to IRC	587,219	8,406	595,625
9700	Contingency	<u>69,896</u>	<u>168,998</u>	<u>238,884</u>
	Total Transfers and Contingency	657,115	177,394	834,509
	Unappropriated Balance	23,038	0	23,038
	Total General Fund	2,525,585	274,335	2,799,940

JS/srs
2691C/257-26
01/17/85

Exhibit B
APPROPRIATIONS SCHEDULE
FY 1984-85

	<u>Current</u> <u>Appropriation</u>	<u>Amendment</u>	<u>Revised</u> <u>Appropriation</u>
<u>GENERAL FUND</u>			
Council			
Personal Services	65,693	638	66,331
Materials & Services	58,120	0	58,120
Capital Outlay	0	0	0
Subtotal	<u>123,813</u>	<u>638</u>	<u>124,451</u>
Executive Management			
Personal Services	229,380	2,287	231,667
Materials & Services	33,845	0	33,845
Capital Outlay	0	0	0
Subtotal	<u>263,225</u>	<u>2,287</u>	<u>265,512</u>
Public Affairs			
Personal Services	216,450	2,128	218,578
Materials & Services	40,950	0	40,950
Capital Outlay	1,750	0	1,750
Subtotal	<u>259,150</u>	<u>2,128</u>	<u>261,278</u>
Finance & Administration			
Personal Services	548,224	2,744	550,968
Materials & Services	626,465	89,164	715,629
Capital Outlay	24,555	0	24,555
Subtotal	<u>1,199,244</u>	<u>91,908</u>	<u>1,291,152</u>
General Expense			
Contingency	69,896	168,998	238,884
Transfers	587,219	8,406	595,625
Subtotal	<u>657,115</u>	<u>177,394</u>	<u>834,509</u>
Unappropriated Balance	<u>23,038</u>	<u>0</u>	<u>23,038</u>
Total General Fund Requirements	2,525,585	274,335	2,799,940
<u>INTERGOVERNMENTAL RESOURCE CENTER</u>			
Personal Services	865,658	(7,700)	857,888
Materials & Services	256,464	19,900	276,364
Capital Outlay	1,000	60,000	61,000
Transfers	597,943	(27,986)	569,957
Total IRC Fund Requirements	1,721,065	44,144	1,765,209

	<u>Current Appropriation</u>	<u>Amendment</u>	<u>Revised Appropriation</u>
<u>TRANSPORTATION TECHNICAL ASSISTANCE FUND</u>			
Materials & Services	<u>130,000</u>	<u>0</u>	<u>130,000</u>
Total Transportation Technical Assistance Fund Requirements	130,000	0	130,000
<u>CRIMINAL JUSTICE ASSISTANCE FUND</u>			
Materials & Services	<u>23,000</u>	<u>0</u>	<u>23,000</u>
Total Criminal Justice Assistance Fund Requirements	23,000	0	23,000
<u>SEWER ASSISTANCE FUND</u>			
Materials & Services	<u>2,800,000</u>	<u>0</u>	<u>2,800,000</u>
Total Sewer Assistance Fund Requirements	2,800,000	0	2,800,000
<u>ZOO OPERATING FUND</u>			
Personal Services	2,878,483	71,420	2,949,903
Materials & Services	1,618,634	76,000	1,694,634
Capital Outlay	305,648	10,583	316,231
Transfers	2,416,047	16,681	2,432,728
Contingency	239,335	(174,684)	64,681
Unappropriated Balance	<u>1,001,000</u>	<u>0</u>	<u>1,001,000</u>
Total Zoo Operating Fund Requirements	8,459,147	0	8,459,147
<u>ZOO CAPITAL FUND</u>			
Capital Projects	3,695,783	0	3,695,783
Unappropriated Balance	<u>3,227,700</u>	<u>0</u>	<u>3,227,700</u>
Total Zoo Capital Fund Requirements	6,923,483	0	6,923,483
<u>SOLID WASTE OPERATING FUND</u>			
Personal Services	794,867	0	794,867
Materials & Services	6,017,483	401,000	6,418,483
Capital Outlay	39,400	10,000	49,400
Transfers	2,350,667	43,265	2,393,932
Contingency	<u>643,263</u>	<u>1,183,611</u>	<u>1,826,874</u>
Total Solid Waste Operating Fund Requirements	9,845,680	1,637,873	11,483,556

	<u>Current Appropriation</u>	<u>Amendment</u>	<u>Revised Appropriation</u>
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SOLID WASTE CAPITAL FUND

Capital Projects	9,235,000	0	9,235,000
Transfers	<u>1,111,000</u>	<u>0</u>	<u>1,111,000</u>
Total Solid Waste Capital Fund	10,346,000	0	10,346,000

SOLID WASTE DEBT SERVICE FUND

Materials & Services	<u>887,531</u>	<u>0</u>	<u>887,531</u>
Total Solid Waste Debt Service Fund Requirements	887,531	0	887,531

ST. JOHNS RESERVE FUND

Unappropriated Balance	<u>563,700</u>	<u>0</u>	<u>563,700</u>
Total St. Johns Reserve Fund	563,700	0	563,700

ST. JOHNS FINAL IMPROVEMENTS FUND

Capital Projects	1,119,700	0	1,119,700
Unappropriated Balance	<u>0</u>	<u>545,300</u>	<u>545,300</u>
Total St. Johns Final Improvements Fund Requirements	1,119,700	545,300	1,665,000

JS/srs
2724C/257
01/17/85

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF APPROVING THE) RESOLUTION NO. 85-539
TRANSMITTAL OF A SUPPLEMENTAL)
BUDGET TO THE TAX SUPERVISING AND) Introduced by the
CONSERVATION COMMISSION) Executive Officer

WHEREAS, A Proposed FY 1984-85 Supplemental Budget was presented to the Council on January 24, 1985; and

WHEREAS, The Council convened as Budget Committee has reviewed the Proposed Supplemental Budget; and

WHEREAS, Pursuant to Oregon Budget Law, the Council convened as Budget Committee must approve transmittal of the Supplemental Budget to the Tax Supervising and Conservation Commission (TSCC) for public hearing and review; now, therefore,

BE IT RESOLVED,

1. That transmittal of the Proposed FY 1984-85 Supplemental Budget as amended by the Council, which is on file at the Metro offices, is hereby approved.

2. That the Executive Officer is hereby directed to submit the FY 1984-85 Supplemental Budget to the TSCC for public hearing and review.

ADOPTED by the Council of the Metropolitan Service District this _____ day of _____, 1985.

Presiding Officer

JS/srs
2761C/257-2
01/17/85

CONSIDERATION OF RESOLUTION NOS. 85-531
AND 85-536 ESTABLISHING A LEGISLATIVE POSITION
RELATING TO JAILS AND AGREEING TO CONTINUE THE
REGIONAL ADULT CORRECTIONS TASK FORCE

Date: January 5, 1985

Presented by: Steve Siegel

FACTUAL BACKGROUND AND ANALYSIS

On September 25, 1984, the Council of the Metropolitan Service District (Metro) passed Resolution No. 84-502 establishing the Regional Adult Corrections Task Force to prepare a) a 1985 Legislative Action Plan and b) a long-term strategy to resolve adult corrections problems. The Task Force was composed of representatives of the County Commissioners, Sheriffs and District Attorneys in the tri-county area and the Metro Council. The group concluded its mission in December 1984 by recommending that the two attached companion resolutions be adopted by the three counties and Metro.

The primary focus of the Task Force was jail overcrowding. The term "jail overcrowding" is a misnomer in that the courts prohibit the actual physical overcrowding of jail facilities.

The "overcrowding" problem actually manifests itself in terms of a) early releases, b) using alternative facilities and programs in ways they are not best utilized, and c) using jail facilities in ways they are not best utilized. In the tri-county area there are approximately 517 sentenced offenders with a sentenced prisoner jail capacity of 309 beds. There are 371 sentenced offenders in jails, the remainder are either in other residential facilities or on furlough or intensive street supervision.

To begin to resolve the problem, the Task Force recommends a partnership be formed. In this partnership the State would be responsible for A and B felons, the counties would maintain, care and housing responsibility for C felons, misdemeanants, unsentenced and pretrial offenders. There are currently 142 sentenced A and B felons in county jails and 17 more in alternative county programs. The legislative proposal calls for an increased State allocation to the Corrections Division to house, or at least temporarily reimburse counties for, the A and B felons. The proposal also calls for increased Community Corrections Act funds, which have not increased since its inception, for counties to meet their requirements.

In addition to the legislative proposal, the Task Force recommends that the Regional Adult Corrections Task Force, staffed by Metro's IRC, be continued for policy and planning coordination.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolutions No. 85-531 and No. 85-536.

SS/srs
2604C/405-2
01/08/85

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF ESTABLISHING A) RESOLUTION NO. 85-531
LEGISLATIVE POSITION RELATING TO)
JAILS) Introduced by the
) Executive Officer

WHEREAS, There is a need for a uniform corrections system in Oregon that assures the public safety and meets the basic needs of individuals housed in system facilities; and

WHEREAS, The state has the responsibility to establish a statewide system of corrections facilities that provides equitable custody and assures uniform public safety throughout Oregon; and

WHEREAS, There is a lack of state-maintained space in Oregon to house all sentenced felons and there is need for enhanced State Corrections Division funding to provide for such space; and

WHEREAS, There is inadequate space in county jails in the Portland metropolitan region to house all sentenced felons as well as other sentenced and presentenced offenders; and

WHEREAS, State funding provided to local jurisdictions for housing sentenced felons in local jails in the region is insufficient to cover costs; and

WHEREAS, Local jurisdictions in the region have employed options to incarceration available in the corrections system, and have made use of alternative programs that help reduce jail populations; and

WHEREAS, The region nevertheless faces a breakdown in the corrections system because of inadequate facilities; now, therefore,

BE IT RESOLVED,

1. That Metropolitan Service District hereby adopt the goal of developing a rational, long-term policy, through a partnership between the counties and the state, for the care and custody of persons accused or convicted of crimes, with the specific objective of defining fiscal responsibility between the state and the counties in this region.

2. That the state of Oregon, for its part, is recommended to accept increased fiscal responsibility for the care and housing of sentenced felons.

3. That the state is recommended to specifically accept fiscal responsibility for the housing of sentenced Class A and B felons, either by providing the necessary space for such housing or through reimbursement to local jurisdictions with temporarily house such felons until adequate state-operated space is available.

4. That the Oregon State Legislature is urged to approve new law which assures that all criminal offenders convicted of Class A and B felonies and sentenced to incarceration by any Circuit Court in Oregon be housed in a state-operated secure custody facility.

5. That to limit the need and cost of the fiscal impact of this change, state and local authorities will continue their efforts to reduce the use of secure custody facilities through presentence and post-sentence options established under the Community Corrections Act.

6. That local authorities will continue to provide for the care and housing of Class C felons, sentenced misdemeanants and presentenced defendants in the system.

7. That to assist local jurisdictions in meeting this responsibility, the 1985 State Legislature is requested to:

a. Provide additional funding to the State Corrections Division for the Community Corrections Act to improve local correctional services; and

b. Allow the Corrections Division to retain the Class C felon payback to allocate to counties to address jail overcrowding conditions. These funds would be used in this region to establish and operate alternative correctional facilities to house Class C felons sentenced to local correctional facilities.

If such funding is not adequate to pay full costs of such facilities, the state should provide additional funding to cover the full costs of the alternative facilities.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1985.

Presiding Officer

SS/srs
2603C/405-2
01/07/85

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF ESTABLISHING) RESOLUTION NO. 85-536
A STANDING REGIONAL ADULT)
CORRECTIONS TASK FORCE) Introduced by the
) Executive Officer

WHEREAS, There is agreement that there is a need for ongoing meetings of a regional corrections task force to resolve mutual corrections problems and develop new policy approaches mutually benefiting all three counties in all aspects of the adult corrections system in the region; now, therefore,

BE IT RESOLVED,

1. that the three counties in the Portland region, through the creation of a standing Regional Adult Corrections Task Force of representatives of the enforcement, prosecution, administration and judiciary functions of the corrections system, will continue to meet regularly, with the support of the Metropolitan Service District, to resolve mutual corrections problems and develop new approaches mutually benefiting the participants.

2. That the composition of the task force include individuals from Multnomah, Washington and Clackamas Counties, the Metropolitan Service District and the State of Oregon as follows:

- a. Member of County Commissions/Executive (each county) 3
- b. Sheriffs (each county) 3

c. District Attorneys (each county)	3
d. Jail Administrators (each county)	3
e. Community Corrections Administrators (each county)	3
f. Circuit and District Court Representatives (each county)	6
g. Metro Councilors	3
h. Director, State Corrections Division or Representative	<u>1</u>
	25

3. That the purposes of the Regional Adult Corrections Task Force include:

- a. Collecting, exchanging, coordinating information on regional adult corrections.
- b. Developing and refining policy positions on regional adult corrections.
- c. Developing fiscal and programmatic solutions for regional adult corrections.
- d. Displaying unity on agreed upon issues.
- e. Developing a regional partnership with State Corrections Division.

4. That the Council of the Metropolitan Service District hereby recommends to the Intergovernmental Resource Committee that the work program for the Intergovernment Resource Center include a work element to staff the Regional Adult Corrections Task Force,

paid for by local government dues, and that the specific work program for the Task Force be established by the participating government entities.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1985.

Presiding Officer

SS/srs
2604C/405-3
01/08/85

STAFF REPORT

Agenda Item No. 8.5

Meeting Date Jan. 24, 1985

CONSIDERATION OF RESOLUTION NO. 85-537,
SUPPORTING A POSTPONEMENT UNTIL MARCH 1985 OF
FINAL LCDC ACTION ON HAPPY VALLEY'S REQUEST FOR
ACKNOWLEDGMENT OF COMPLIANCE

Date: January 10, 1985

Presented by: Jill Hinckley

FACTUAL BACKGROUND AND ANALYSIS

Metro staff has been working with the city of Happy Valley staff and DLCD to produce an acknowledgeable comprehensive plan. Significant progress has been made. Unfortunately, Happy Valley staff was not able to complete the production of the revised plan in time to complete the hearings and expedited review process prior to their scheduled February 1, 1985, appearance before LCDC. This resolution simply requests a postponement of LCDC's final decision until March 1985 by which time proper notice and review will have occurred.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 85-537.

SS/srs
2717C/405-2
01/14/85

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF SUPPORTING A) RESOLUTION NO. 85-537
POSTPONEMENT UNTIL MARCH 1985)
OF FINAL LCDC ACTION ON HAPPY) Introduced by the
VALLEY'S REQUEST FOR ACKNOWLEDG-) Executive Officer
MENT OF COMPLIANCE)

WHEREAS, Metro, DLCD and Happy Valley staff have been working together to make significant progress towards completing the Happy Valley Comprehensive Plan; and

WHEREAS, A copy of the completed plan was not available in time for the City to give proper notice of expedited review to interested parties, nor to carry out its hearings process on proposed changes; and

WHEREAS, Neither Metro staff nor DLCD staff had the results of the hearing nor comments by interested parties available to complete their acknowledgment review; now, therefore,

BE IT RESOLVED,

1. That the Council of the Metropolitan Service District hereby recommends to the Land Conservation and Development Commission (LCDC) that final action on Happy Valley's request for acknowledgment be postponed until the March 1985 meeting of the LCDC.

2. That staff is directed to transmit this resolution to LCDC prior to its January 31, 1985, meeting.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1985.

Presiding Officer