

BEFORE THE METRO COUNCIL

AMENDING THE FY 2009-10 BUDGET AND) ORDINANCE NO. 09-1226
APPROPRIATIONS SCHEDULE TO PROVIDE)
FOR APPROVED CAPITAL PROJECTS,) Introduced by Michael Jordan, Chief
RECOGNIZING NEW CAPITAL GRANTS AND) Operating Officer, with the concurrence of
DECLARING AN EMERGENCY) Council President David Bragdon

WHEREAS, the Metro Council has reviewed and considered the need to increase appropriations within the FY 2009-10 Budget; and

WHEREAS, the Metro Council through Resolution 09-4078 adopted on October 15, 2009 has approved several new capital projects and amended the FY 2009-10 through FY 2013-14 Capital Improvement Plan; and

WHEREAS, Oregon Budget Law ORS 294.326 allows for the expenditure in the year of receipt of grants, gifts, bequests, and other devices received by a municipal corporation in trust for a specific purpose; and


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

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

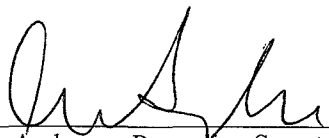
THE METRO COUNCIL ORDAINS AS FOLLOWS:

- 1. That the FY 2009-10 Budget and Schedule of Appropriations are hereby amended as shown in the column entitled "Revision" of Exhibits A and B to this Ordinance for the purpose of recognizing new capital grants and providing appropriation for several new capital projects.
- 2. This Ordinance being necessary for the immediate preservation of the public health, safety or welfare of the Metro area in order to meet obligations and comply with Oregon Budget Law, an emergency is declared to exist, and this Ordinance takes effect upon passage.

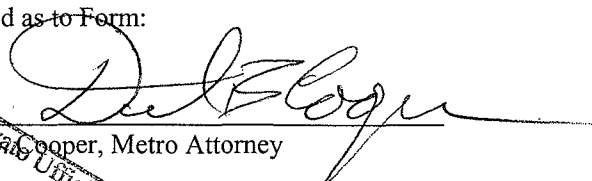
ADOPTED by the Metro Council this 19 day of NOV 2009.


David Bragdon, Council President

Attest:


Anthony Andersen, Recording Secretary

Approved as to Form:


Daniel B. Cooper, Metro Attorney

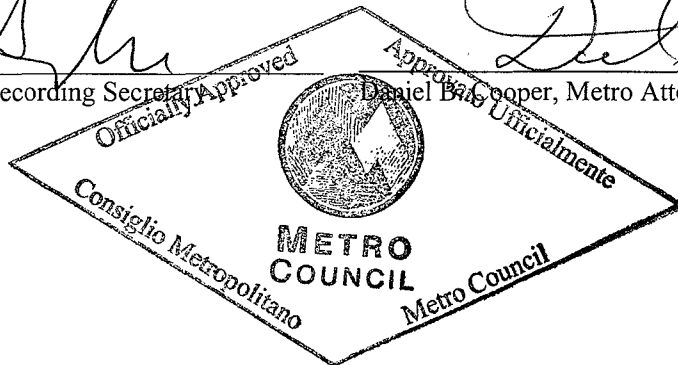


Exhibit A
Ordinance No. 09-1226

ACCT	DESCRIPTION	Current		Revision		Amended	
		FTE	Amount	FTE	Amount	FTE	Amount
General Renewal & Replacement Fund							
Renewal & Replacement							
<i>Resources</i>							
BEGBAL	Beginning Fund Balance						
3500	* Prior year ending balance		6,379,524		0		6,379,524
GRANTS	Grants						
4100	Federal Grants-Direct		0		500,000		500,000
4110	State Grants-Direct		0		712,500		712,500
INTRST	Interest Earnings						
4700	Interest on Investments		216,559		0		216,559
EQTREV	Fund Equity Transfers						
4970	Transfer of Resources						
	* from Solid Waste Revenue Fund		15,503		0		15,503
	* from General Fund (Regional Parks)		200,000		0		200,000
	* from General Fund-IT R&R		253,329		0		253,329
	* from General Fund-MRC R&R		277,000		0		277,000
	* from General Fund-Gen'l R&R		537,233		0		537,233
	* from Metro Capital Fund		799,410		0		799,410
	* from General Revenue Bond Fund-MRC R&R		0		0		0
TOTAL RESOURCES			\$8,678,558		\$1,212,500		\$9,891,058
<i>Materials & Services</i>							
GOODS	Goods						
5201	Office Supplies		59,615		49,000		108,615
5205	Operating Supplies		17,371		0		17,371
SVCS	Services						
5260	Maintenance & Repairs Services		76,500		0		76,500
CAPMNT	Capital Maintenance						
5261	Capital Maintenance - CIP		392,040		0		392,040
5262	Capital Maintenance - Non-CIP		283,972		0		283,972
OTHEXP	Other Expenditures						
Total Materials & Services			\$829,498		\$49,000		\$878,498
<i>Capital Outlay</i>							
CAPNON	Capital Outlay (non-CIP Projects)						
5740	Equipment & Vehicles		10,612		0		10,612
CAPCIP	Capital Outlay (CIP Projects)						
5710	Improve-Oth thn Bldg		149,940		1,600,000		1,749,940
5720	Buildings & Related		362,887		0		362,887
5730	Exhibits and Related		8,856		0		8,856
5740	Equipment & Vehicles		880,422		31,000		911,422
5750	Office Furniture & Equip		190,840		0		190,840
5760	Railroad Equip & Facil		22,851		0		22,851
Total Capital Outlay			\$1,626,408		\$1,631,000		\$3,257,408

Exhibit A
Ordinance No. 09-1226

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
General Renewal & Replacement Fund							
Renewal & Replacement							
<i>Contingency & Unappropriated Balance</i>							
CONT	<i>Contingency</i>						
5999	Contingency						
	* General contingency		3,220,515		(467,500)		2,753,015
UNAPP	<i>Unappropriated Fund Balance</i>						
5990	Unappropriated Fund Balance						
	* Renewal & Replacement - Gen'l		3,002,137		0		3,002,137
Total Contingency & Unappropriated Balance			\$6,222,652		(\$467,500)		\$5,755,152
TOTAL REQUIREMENTS		0.00	\$8,678,558	0.00	\$1,212,500	0.00	\$9,891,058

**Exhibit A
Ordinance No. 09-1226**

ACCT	DESCRIPTION	Current Budget		Revision		Amended Budget	
		FTE	Amount	FTE	Amount	FTE	Amount
General Fund							
Parks & Environmental Services							
Total Personal Services		45.60	\$4,070,264	0.00	\$0	45.60	\$4,070,264
<i>Materials & Services</i>							
<i>GOODS Goods</i>							
	5201 Office Supplies		70,687		0		70,687
	5205 Operating Supplies		114,875		0		114,875
	5210 Subscriptions and Dues		4,701		0		4,701
	5214 Fuels and Lubricants		2,135		0		2,135
	5215 Maintenance & Repairs Supplies		203,983		0		203,983
	5225 Retail		9,316		0		9,316
<i>SVCS Services</i>							
	5240 Contracted Professional Svcs		346,191		91,600		437,791
	5250 Contracted Property Services		196,213		0		196,213
	5251 Utility Services		398,194		0		398,194
	5255 Cleaning Services		197,281		0		197,281
	5260 Maintenance & Repair Services		455,930		0		455,930
	5265 Rentals		51,238		0		51,238
	5280 Other Purchased Services		24,052		0		24,052
	5290 Operations Contracts		2,994		0		2,994
<i>IGEXP Intergov't Expenditures</i>							
	5300 Payments to Other Agencies		401,119		0		401,119
	5310 Taxes (Non-Payroll)		249,478		0		249,478
<i>OTHEXP Other Expenditures</i>							
	5450 Travel		5,839		0		5,839
	5455 Staff Development		26,994		0		26,994
	5490 Miscellaneous Expenditures		78		0		78
Total Materials & Services			\$2,761,298		\$91,600		\$2,852,898
TOTAL REQUIREMENTS		45.60	\$6,831,562	0.00	\$91,600	45.60	\$6,923,162

Exhibit A
Ordinance No. 09-1226

ACCT	DESCRIPTION	Current		Revision		Amended	
		FTE	Amount	FTE	Amount	FTE	Amount
General Fund							
General Expenses							
Total Interfund Transfers			\$4,844,490		\$0		\$4,844,490
<u>Contingency & Unappropriated Balance</u>							
<i>CONT</i>	<i>Contingency</i>						
5999	Contingency						
	* Contingency		3,121,383		(91,600)		3,029,783
	* Reserved for Future Election Costs		183,411		0		183,411
	* Reserved for Nature in Neigh Grants		342,500		0		342,500
	* Reserved for Metro Regional Center Remodel		128,000		0		128,000
	* Reserved for Active Transportation Partnerships		176,100		0		176,100
	* Reserved for Climate Change		47,500		0		47,500
<i>UNAPP</i>	<i>Unappropriated Fund Balance</i>						
5990	Unappropriated Fund Balance						
	* Stabilization Reserve		2,352,000		0		2,352,000
	* PERS Reserve		3,759,384		0		3,759,384
	* Computer Replacement Reserve (Planning)		90,000		0		90,000
	* Tibbets Flower Account		50		0		50
	* Reserved for Future Natural Areas Operations		804,460		0		804,460
	* Reserved for Local Gov't Grants (CET)		5,851		0		5,851
	* Reserved for Future Planning Needs		27,575		0		27,575
	* Debt Reserve for Full Faith & Credit Bonds		2,000,000		0		2,000,000
	* Reserve for Future Debt Service		2,676,806		0		2,676,806
Total Contingency & Unappropriated Balance			\$15,715,020		(\$91,600)		\$15,623,420
TOTAL REQUIREMENTS		451.73	\$104,755,967	0.00	\$0	451.73	\$104,755,967

Exhibit B
Ordinance 09-1226
Schedule of Appropriations

	<u>Current</u> <u>Appropriation</u>	<u>Revision</u>	<u>Revised</u> <u>Appropriation</u>
GENERAL FUND			
Communications	2,178,971	0	2,178,971
Council Office (includes COO & Strategy Center)	3,408,277	0	3,408,277
Finance & Regulatory Services	3,334,056	0	3,334,056
Human Resources	1,904,090	0	1,904,090
Information Services	3,170,764	0	3,170,764
Metro Auditor	669,433	0	669,433
Office of Metro Attorney	1,995,694	0	1,995,694
Oregon Zoo	27,636,683	0	27,636,683
Parks & Environmental Services	6,831,562	91,600	6,923,162
Planning and Development	18,182,224	0	18,182,224
Research Center	4,200,843	0	4,200,843
Sustainability Center	4,490,128	0	4,490,128
Former ORS 197.352 Claims & Judgments	100	0	100
Special Appropriations	4,721,292	0	4,721,292
Non-Departmental			
Debt Service	1,472,340	0	1,472,340
Interfund Transfers	4,844,490	0	4,844,490
Contingency	3,998,894	(91,600)	3,907,294
Unappropriated Balance	11,716,126	0	11,716,126
Total Fund Requirements	\$104,755,967	\$0	\$104,755,967
GENERAL RENEWAL AND REPLACEMENT FUND			
Renewal & Replacement Program	2,455,906	1,680,000	4,135,906
Non-Departmental			
Contingency	3,220,515	(467,500)	2,753,015
Unappropriated Balance	3,002,137	0	3,002,137
Total Fund Requirements	\$8,678,558	\$1,212,500	\$9,891,058

All other appropriations remain as previously adopted

STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO. 09-1226 TO PROVIDE FOR APPROVED CAPITAL PROJECTS, RECOGNIZING NEW CAPITAL GRANTS AND DECLARING AN EMERGENCY

Date: October 16, 2009

Prepared by: Karen Feher, CIP Coordinator
503-797-1868

BACKGROUND

On October 15, 2009 the Council adopted Resolution 09-4078 approving or amending several capital projects and amending the FY 2009-10 through FY 2013-14 Capital Improvement Plan. This ordinance implements the fiscal aspects of that action by recognizing several new capital grants and transferring appropriations from contingency, as needed. Budget actions are explained below.

1. **M James Gleason Boat Ramp, Phase III**: Metro Parks and Environmental Services applied for and received a \$512,500 Oregon State Marine Board Facility Grant and a \$500,000 Oregon Department of Fish and Wildlife Federal Sportfish Restoration Grant for water related facility improvements at the M. James Gleason Boat Ramp. The grants are contingent on Metro providing a \$337,500 Metro match for the estimated \$1,350,000 project. The project is listed in Metro's Capital Improvement Plan in Fiscal Year 2011 in the amount of \$1,300,000 and is Phase III of a multi-phase improvement plan for the facility. Metro's match would come from the Renewal and Replacement Fund. The grant funding relieves the Renewal and Replacement Fund of funding the entire project. All Corps of Engineers and Department of State Land regulatory and City of Portland land use permits are in place with bids for the project already in hand. The project consists of the following:
 - a. Demolition and removal of existing debris deflection system (trash rack and debris boom,) boarding floats, gangway and corresponding pile system.
 - b. Demolition and removal of existing concrete and asphalt boat ramp.
 - c. Construction and installation of a new concrete replacement boat ramp.
 - d. Construction and installation of a new boarding floats and corresponding support piles replacement.
 - e. Construction and installation of the last six (6) sections of the wave attenuator wall and corresponding support piles as part of the new debris deflection replacement system.

Bids are in hand and the actual expect cost of all of the above is \$250,000 higher than originally expected, increasing the project to \$1,600,000. The Oregon State Marine Board has agreed to fund an additional \$200,000; the additional \$50,000 match will come from the Renewal and Replacement Fund.

This action recognizes the \$1,212,500 in grants and moves \$387,500 from contingency in Renewal and Replacement to fund this project to match the \$1,600,000 amended project listed in the CIP

2. **Lone Fir Cemetery**: Multnomah County demolished the Morrison Building, adjacent to Lone Fir Cemetery, in 2006 and transferred the property to Metro in 2007. The acquisition of this property required us to develop a Master Plan for Lone Fir, including this new property. At the same time as part of the planning process, Metro began conceptual work to design a memorial to honor the Chinese immigrants buried on this property. Metro's contribution is the master planning and design

development of the site, with private fundraising intended to pay for the building of the memorial and surrounding landscaping. Multnomah County provided \$150,000 for this effort, of which \$11,600 remains. Metro appropriated \$80,000 as its contribution to the project in FY 2007-08. The final stages of the project including consulting assistance to support the fundraising effort was placed on hold and inadvertently dropped rather than carried forward.

This action requests that \$91,600 be transferred from General Fund contingency to rectify the carry over oversight. An additional \$40,000 is provided in the FY 2009-10 budget specifically to provide for Lone Fir maintenance/improvements. Projects include:

- a. \$10,000 to remove asphalt in driveway off Morrison St.;
- b. \$20,000 to stabilize mausoleum;
- c. \$10,000 to install safety lighting.

Because this activity relates to improvements at Lone Fir, Metro needs to designate a capital project in the CIP. The \$91,600 will be in the Parks and Environmental Services operating budget and the \$40,000 resides in the Capital Fund.

3. **Other Smaller Renewal and Replacement Projects:**

- a. Regional Parks and Metro Regional Center's point of sale system consists of some old cash registers and need replacement. This project will replace six registers, two at Blue Lake Park, one at Oxbow Park, one at Chinook Landing boat ramp and one in the Metro Store. The cost of this project is \$31,000. This action moves the funds from Renewal and Replacement contingency to the appropriate expenditure accounts. The contract to purchase the machines, competitively bid, is with MICROS. An additional register will be purchased on this contract for the Latex Paint Store funded by existing renewal and replacement money in the Solid Waste Renewal and Replacement Fund.
- b. Last fiscal year Metro began replacing the telephone handsets at Metro Regional Center; \$19,000 was expended on a project originally scoped at \$30,000. The balance of the funding was inadvertently not carried forward into this fiscal year's spending authority. In addition it is estimated that an additional \$38,000 is needed to replace all of the telephone handsets. This action requests a move of \$49,000 from Renewal and Replacement contingency to finish this project.

ANALYSIS/INFORMATION

1. **Known Opposition:** None known.
2. **Legal Antecedents:** ORS 294.450 provides for transfers of appropriations within a fund, including transfers from contingency, if such transfers are authorized by official resolution or ordinance of the governing body for the local jurisdiction. In addition, ORS 294.326(3) provides an exemption to Oregon Budget Law allowing for the expenditure in the year of receipt of grants, gifts and bequests received by a municipal corporation in trust for a specific purpose.
3. **Anticipated Effects:** This action implements the funding actions needed for the capital projects approved by the Council through Resolution 09-4078, adopted October 15, 2009. It recognizes changes approved to the FY 2009-10 through FY 2013-14 Capital Improvement Plan.

4. **Budget Impacts:** This ordinance will recognize an additional \$1,212,500 in new capital grants in the Renewal & Replacement Fund, transfers \$467,500 from contingency in the Renewal & Replacement Fund, and transfer \$91,600 in the General Fund to provide appropriations for the various projects as described in the staff report above.

RECOMMENDED ACTION

Chief Operating Officer Michael Jordan recommends approval of this Ordinance.