

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF PROVIDING) RESOLUTION NO. 92-1561C
THE ASSESSMENT OF DUES TO LOCAL) Introduced by Rena Cusma
GOVERNMENTS FOR FY 1992-93) Executive Officer

WHEREAS, ORS 268.513 authorizes the Council of the Metropolitan Service District (Metro) to "charge the cities and counties within the District for the services and activities carried out under ORS 268.380 and 268.390"; and

WHEREAS, Metro Ordinance 84-180 requires the Metro Council to seek the advice of the Local Government Advisory Committee regarding the assessment of dues as authorized by ORS 268.513; and

WHEREAS, The Joint Policy Advisory Committee on Transportation (JPACT) and the Regional Policy Advisory Committee (RPAC) were appointed as the Local Government Advisory Committees to review use of the local government dues by Resolution No. 90-1212 and this requirement has been fulfilled; now, therefore,

BE IT RESOLVED:

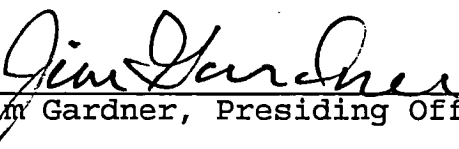
1. That the Metro Council intends to assess local governments at a rate of up to \$.43 per capita and amounts shown on Exhibit A attached hereto. The Council will establish the final assessment rate and amount based upon deliberation on the FY 1992-93 budget.

2. That the Metro Council further requests a recommendation from RPAC and JPACT regarding the specific work program and amount of the dues assessment during the budget process.

3. That notification of the assessment be sent to all cities and counties within the District, Tri-Met and the Port of

Portland prior to March 3, 1992.

ADOPTED by the Metro Council this 27th day of February
1992.



Jim Gardner, Presiding Officer

92-1561C.RES
ACC:lmk
2-12-92

EXHIBIT A

	POPULATION Estimate 1991	ASSESSMENT @.35/	ASSESSMENT @.43/	ASSESSMENT @.51/
Clackamas County				
Total In Metro	197783			
Gladstone	10420	\$3,647.00	\$4,480.60	\$5,314.20
Happy Valley	1650	\$577.50	\$709.50	\$841.50
Johnson City	610	\$213.50	\$262.30	\$311.10
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Total Local		\$380,179.20	\$467,077.30	\$553,975.41
Port of Portland		\$47,522.40	\$58,384.66	\$69,246.93
Tri-Met		\$47,522.40	\$58,384.66	\$69,246.93
TOTAL ASSESSMENT		\$475,224.00	\$583,846.63	\$692,469.26

TRANSPORTATION AND PLANNING COMMITTEE REPORT

CONSIDERATION OF RESOLUTION NO. 92-1561C, FOR THE PURPOSE OF PROVIDING THE ASSESSMENT OF DUES TO LOCAL GOVERNMENTS FOR FY 1992-93

Date: February 27, 1992

Presented by: Councilor Devlin

Committee Recommendation: At the February 25 meeting, the Transportation and Planning Committee voted unanimously to recommend Council adoption of Resolution No. 92-1561-C. Voting in favor: Councilors Devlin, Buchanan, McLain and Washington. Excused: Councilor Bauer.

Committee Issues/Discussion: Andy Cotugno, Director of Transportation Department, explained the need for and timing of this resolution. ORS 268 requires Metro to notify local governments of any planned dues assessment 120 days prior to the beginning of the fiscal year, so that they can adequately plan for the assessment during their budget process. Unfortunately, Metro has not begin it's own budget process and must make a determination of amount of assessment before a finalized Metro budget is completed.

This resolution is presented after consultation with the Regional Policy Advisory Committee (RPAC) and the Joint Policy Advisory Committee on Transportation (JPACT), the designated "local government advisory committees" which which Metro is by law required to consult. Both groups supported a \$.43 per capita assessment, but would not support a higher assessment because of the impact on local government by Ballot Measure Number 5. Both groups expressed interest in the range of options presented in the staff report that additional funding would provide, but opted to research alternative revenue sources.

Councilor McLain explained that even though the Council assessed \$.43 in FY 1991-92, this same assessment for FY 1992-93 is an increased assessment because of increased population. Discussion occurred within the advisory groups relative to lowering the amount to \$.35. Ultimately, the groups agreed to wording of "up to \$.43" with the hope that the amount could be decreased after or during completion of the Metro budget cycle.

Councilor Devlin further explained the history of the dues assessment. He iterated that excise tax revenues may be significantly less than anticipated, which will impact Metro's transportation and planning programs and on central government functions. The difference between \$.43 and \$.51 is approximately \$100,000. He stressed that this decision regarding local dues assessment is considered among the most controversial to be made. And, this may be the final time Metro makes this decision because the authority from the State of Oregon expires June 30, 1993.

He believes it will be necessary to work with RPAC and JPACT to find another source of funding and this may prove more difficult if the Council ignores their recommendation on this resolution.

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 92-1561C FOR THE
PURPOSE OF PROVIDING THE ASSESSMENT OF DUES TO LOCAL
GOVERNMENTS FOR FY 1992-93

Date: February 12, 1992

Presented by: Andrew Cotugno

FACTUAL BACKGROUND AND ANALYSIS

Assessment Authorization and Procedure

ORS 268.513 (Attachment A) authorizes the Metro Council to:

"charge the cities and counties within the District for the services and activities carried out under ORS 268.380 and 268.390."

If the Council follows the recommendation of the Local Government Advisory Committee and determines that it is necessary to charge these local governments, it must establish the total amount to be charged and assess each city and county on the basis of population. The assessment cannot exceed \$.51 per capita per year.

In making the assessment, the Council is required to notify each city, county, Tri-Met and the Port of Portland of its intent to assess and the amount of the assessment at least 120 days before the beginning of the fiscal year for which the charge will be made. The notification for the FY 1991-92 assessment must be made prior to March 3, 1992. Assessments must be paid before October 1, 1992.

TPAC reviewed the proposed dues assessment at its meeting on January 31 and deferred action until its special February 12 meeting to allow further review of jurisdictional budgets prior to its recommendation. At that time, they recommended adoption of this resolution.

Proposed FY 1991-92 Assessment

Exhibit A shows the population figures and proposed dues assessment schedule. The values are based upon the latest certified population figures from the Center for Population Research and Census at Portland State University. Each county's unincorporated population estimate is based upon data provided by the Center for Population Research and Census using a formula devised by Metro staff.

The maximum assessment at \$.51 per capita for cities and counties and at 12.5 percent of that rate for Tri-Met and the Port of Portland is \$689,280. In the FY 91-92 budget, the actual dues

assessment was approved at \$.43 which in FY 92-93 would be \$581,158. The Transportation and Planning and Development Departments' proposed budgets are based upon continuation of this \$.43 level. However, options for a higher level assessment are presented in Attachment B.

Use of the dues assessment for the Transportation Department and the Planning and Development Department at a \$.43 level generally falls into the following major categories:

1. Grant Match - \$150,845 - The dues plus ODOT and Tri-Met local match are used to leverage federal funding toward Transportation Planning. The program areas, which must be approved in the FY 92 Unified Work Program, include:

- Model Refinement
- Local Technical Assistance
- Regional Transportation Plan Update
- Transportation Improvement Program
- Willamette River Bridge Study
- Demand Management
- Air Quality Plan
- Regional HCT Plan
- Management and Coordination

2. Data Resource Center - \$281,425 - The Data Resource Center publishes periodic updates of historical and forecasted population and employment growth throughout the Portland metropolitan area. In addition, the Regional Land Information System (RLIS) is operational and provides land use-related data. Funding sources for the Data Resource Center include dues, transportation grants, solid waste fees and Metro's General Fund. In general, the dues share is approximately 25 percent of the Data Section budget. Revenues collected from data sales are used to reduce the dues share of this budget.
3. Region 2040/Urban Growth Management - \$148,887 - The Transportation Department and Planning and Development Department are jointly sponsoring the Region 2040 program. In addition, associated projects relating to urban reserves and infill are underway. Other funding sources in the program include Metro General Fund, Tri-Met and ODOT.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 92-1561C.

ATTACHMENT A

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

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

(3) The decision of the council to charge the cities and counties within the district, and the amount of the charge upon each, shall be binding upon those cities and coun-

ties. Cities and counties shall pay their charge on or before October 1 of the fiscal year for which the charge has been made.

(4) When the council determines that it is necessary to impose the service charges authorized under subsection (1) of this section for any fiscal year, each mass transit district organized under ORS chapter 267 and port located wholly or partly within the district shall also pay a service charge to the district for that fiscal year for the services and activities carried out under ORS 268.380 and 268.390. The charge for a mass transit district or port shall be the amount obtained by applying, for the population of the mass transit district or port within the boundaries of the district, a per capita charge that is 12-1/2 percent of the per capita rate established for cities and counties for the same fiscal year. Subsections (2) and (3) of this section apply to charges assessed under this subsection.

(5) This section shall not apply to a fiscal year that begins on or after July 1, 1993. [1977 c.665 §16; 1979 c.804 §10; 1981 c.353 §5; 1985 c.210 §1; 1989 c.327 §2]

ATTACHMENT B

Proposed FY 93
Local Government Dues Assessment

I. Proposed Budget @ 43¢

Data Resource Center	\$1,286,565	\$281,425	22%
Model Refinement	1,050,735	18,998	1.8%
Local Technical Assistance	139,950	18,990	13.6%
RTP Update	210,550	11,555	5.5%
TIP	142,900	4,822	3.3%
Willamette River Br. Study	193,450	6,951	3.6%
* Region 2040 - Phase I	193,500	3,265	1.7%
** Region 2040 - Phase II	258,500	37,500	14.5%
Demand Management	140,600	10,060	7.2%
Air Quality Plan	92,500	9,250	10%
Regional HCT Plan	241,450	40,725	16.7%
Management & Coordination	197,000	<u>29,494</u>	15%
Transp. Dept. Subtotal		\$473,035	
Urban Growth Mgmt. (P & D)	\$411,000	<u>\$108,122</u>	26%
TOTAL		\$581,157	

* Also includes carryover:

Dues	\$ 31,250
Metro General Fund	31,250
ODOT	31,250
Tri-Met.	<u>31,250</u>
	\$125,000

** Also includes:

Metro General Fund	\$ 37,500
Tri-Met.	37,500
ODOT	<u>37,500</u>
	\$112,500

II. Proposed RLIS support from PSU - \$35,000 2.58¢

III. Potential Region 2040 enhancement up to maximum of 51¢
 5.42¢ \$ 73,122
 8¢ \$108,122



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: January 29, 1992

To: TPAC/JPACT/RPAC

From: Andrew C. Cotugno, Transportation Director
Ethan Seltzer, Planning Supervisor

Re: Local Government Dues Assessment

In accordance with ORS 268, the Metro Council must notify local governments of the planned dues assessment 120 days prior to the start of the fiscal year (i.e., by March 1). In addition, Metro must consult with a "local government advisory committee" to determine whether it is necessary to assess the dues.

In January 1990, the Metro Council designated JPACT and the UGM PAC as the "local government advisory committees" to satisfy this requirement, JPACT for the Transportation Department use of the dues and the UGM PAC for the Planning and Development Department's use of the dues. Pending formation of RPAC, it is proposed that JPACT serve this purpose for the FY 93 budget.

ACC:lmk

BEFORE THE COUNCIL OF THE
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FOR THE PURPOSE OF PROVIDING) RESOLUTION NO. 92-1561
THE ASSESSMENT OF DUES TO LOCAL) Introduced by Rena Cusma
GOVERNMENTS FOR FY 1992-93) Executive Officer

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WHEREAS, Metro Ordinance 84-180 requires the Metro Council to seek the advice of the Local Government Advisory Committee regarding the assessment of dues as authorized by ORS 268.513; and

WHEREAS, The Joint Policy Advisory Committee on Transportation was appointed as the Local Government Advisory Committee to review Transportation Department use of the local government dues by Resolution No. 90-1212 and this requirement has been fulfilled; now, therefore,

BE IT RESOLVED:

1. That the Metro Council hereby establishes local government dues assessment within the District in the amount of \$____ per capita for FY 1992-93.

2. That notification of the assessment be sent to all cities and counties within the District, Tri-Met and the Port of Portland prior to March 3, 1992.

ADOPTED by the Metro Council this ____ day of February 1992.

Jim Gardner, Presiding Officer

92-1561.RES
ACC:lmk
1-19-92

amount of the dues assessment during the budget process.

23. That notification of the assessment be sent to all cities and counties within the District, Tri-Met and the Port of Portland prior to March 3, 1992.

ADOPTED by the Metro Council this _____ day of February 1992.

Jim Gardner, Presiding Officer

92-1561C.RES
ACC:lmk
2-12-92

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 92-1561 FOR THE PURPOSE
OF PROVIDING THE ASSESSMENT OF DUES TO LOCAL GOVERN-
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Date: January 29, 1992

Presented by: Andrew Cotugno

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EXECUTIVE OFFICER'S RECOMMENDATION

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