

# CALCULATION OF EXCISE TAX BASE

*Charter file  
also budget 92-93  
excise tax file*

	FY 1992-93 Adopted Budget	@ 6.0%
Total FY 1992-93 Adopted Budget	\$209,270,089	\$12,556,205
(Fund Balance)	<u>(\$75,240,174)</u>	
	\$134,029,915	\$8,041,795
(Interfund Transfers)	<u>(\$13,023,210)</u>	
	\$121,006,705	\$7,260,402
(Excise Tax)	<u>(\$4,662,902)</u>	
	\$116,343,803	\$6,980,628
(Intergovernmental Transfers)	<u>(\$3,300,000)</u>	
	\$113,043,803	\$6,782,628
(Donations)	<u>(\$2,108,986)</u>	
	\$110,934,817	\$6,656,089
(Interest)	<u>(\$3,915,595)</u>	
	\$107,019,222	\$6,421,153
(Property Taxes)	<u>(\$9,934,813)</u>	
	\$97,084,409	\$5,825,065
(Grants)	<u>(\$6,417,049)</u>	
	\$90,667,360	\$5,440,042
(Local Governmental Assessment Dues)	<u>(\$581,157)</u>	
	\$90,086,203	\$5,405,172
(Misc. Other Revenue, except Zoo)	<u>(\$6,124,383)</u>	
	\$83,961,820	\$5,037,709
(All Enterprise Revenues from Spectator Facilities and Coliseum, and certain revenues from Convention Center)	<u>(\$16,786,240)</u>	
	\$67,175,580	\$4,030,535
(Exempt Solid Waste Pass through fees)	<u>(\$1,346,136)</u>	
	\$65,829,444	\$3,949,767
Plus: Non-Metro Solid Waste facility revenue subject to excise tax	<u>\$11,680,382</u>	
	\$77,509,826	\$4,650,590

## FY 1992-93 ADOPTED BUDGET

Budget Excise tax amounts \$4,662,902

FY 1992-93 excise tax rate = 6.0%

Base = excise tax amount/excise tax rate

Base = \$4,662,902/6.0%

Base = \$77,715,033

NOTE: Between the time of final excise tax calculations for the FY 1992-93 Approved Budget and the printing of the document, final adjustments of approximately \$206,000 were made to the Solid Waste revenue disposal fee projections.

Council Adopted Principles for the Development  
of a Metro Charter

The following represents the Council view on certain aspects of Metro's charter document:

Purpose     The view of the Council is that the purpose of regional government is to:

- o     Preserve regional liveability;
- o     Promote effective management of regional urban growth;
- o     Protect the region's natural and human resources;
- o     Prevent the proliferation of governments;
- o     Provide effective, efficient and equitable delivery of regional services to the public.

Powers     The Council agrees that the District should be empowered to provide those regional services to the citizens of the region that satisfy the purpose section described above.

Process     It is the policy of the Council, that the Council shall determine that a service or function is of metropolitan significance but, in making the determination, shall involve relevant local governments. The District or any local government may initiate this process.

Structure   It is the policy of the Council that the governance structure of regional government shall serve and protect the citizens of the region through directly elected representatives and by a separation of powers between the legislative branch (Council) and administrative branch (Executive) of government.

Finance     It is the policy of the Council that in order to carry out the purposes of the district, the governing body should be empowered to levy taxes, fees and service charges subject to constitutional limitations including the powers of initiative and referendum.

BEFORE THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

True Copy of the Original Thereof  
Clerk of the Council

FOR THE PURPOSE OF ESTABLISHING  
A PROCEDURE FOR METRO SERVICE  
DISTRICT RESPONSE TO POSITIONS  
ON GOVERNANCE UNDER CONSIDERATION  
OR ENDORSED BY THE METROPOLITAN  
SERVICE DISTRICT CHARTER COMMITTEE

) RESOLUTION NO. 92-1543A  
)  
) Introduced by Rena Cusma,  
) Executive Officer  
)  
)

WHEREAS, The Metro Charter Committee began meeting May 7, 1991 and conducted one meeting in each of the counties in the District for the purpose of hearing testimony from local and elected officials and interest groups; and

WHEREAS, The Committee held additional committee meetings for the purpose of receiving further testimony from invited parties; and

WHEREAS, The Committee has scheduled an additional meeting January 18, 1992 and has invited testimony from a variety of groups to obtain their particular perspectives; and

WHEREAS, The Charter Committee proceedings and the District would be served by understanding the views and positions of the Metropolitan Service District Executive Officer and Council; and

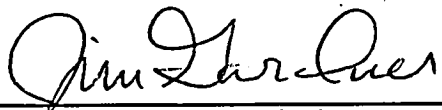
WHEREAS, The Council has referred to the Governmental Affairs Committee all issues related to the charter for discussion and debate and recommendation to the full Metro Council; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District adopts the policy statements identified as Exhibit A and more completely described in Exhibit B.

That the Presiding Officer and the Executive Officer be authorized to convey to the Charter Committee those positions adopted as a result of the process herein established.

ADOPTED by the Council of the Metropolitan Service District  
9th day of January, 1992.

  
Jim Gardner, Presiding Officer

Principles for Charter Document  
Metropolitan Service District

PURPOSE

It is the purpose of the regional government to

- o Preserve regional liveability;
- o Promote effective management of regional urban growth;
- o Protect the region's natural and human resources;
- o Prevent the proliferation of governments;
- o Provide effective, efficient and equitable delivery of regional services to the public.

Regional government will further promote cooperation, prevent duplication of service, insure cost efficiency, and will not provide local aspects of governmental services, except as specifically required by state or federal law or as requested and authorized by agreements with local governments.

The regional government shall protect and serve the citizens of the region through a governance structure of directly elected officials that is organized by a separation of powers, and hence a system of "checks and balances", between the legislative (law making) and executive (administrative) branches of government.

A directly elected council from districts and an executive elected region-wide provides the citizens of the region with a governance structure that is balanced, accountable, visible and responsive.

POWERS/FUNCTIONS

The regional government provides regional services to the citizens of the region. Regional services meet the policy objectives described above under purpose and fall within four categories:

1. Those that can only be provided regionally.
2. Those that must be provided regionally to be cost efficient, equitably financed or effective;
3. Any additional functions that are already regional or that the elected council determines is a matter of metropolitan concern. Local aspects of additional functions can only be assumed through agreements with local governments.
4. Metropolitan aspects of government functions that are not available through existing governmental agencies.

See Attachment I. for full listing.



#### Process for Adding Additional Functions/Services

The Council shall determine that a service or function is of metropolitan significance. In making a determination the Council shall consult with relevant local governments. The District or any local government may initiate this process.

#### STRUCTURE - COUNCIL/EXECUTIVE OFFICER

The governance structure of regional government shall serve and protect the citizens of the region through directly elected representatives and by a separation of powers between the legislative branch (Council) and administrative branch (Executive) of government.

Council The governing body of the district shall be a council consisting of 9 full-time or no more than 21 part-time councilors, (based on council districts of approximately 50,000 population) each elected on a non-partisan basis from a single subdistrict within the boundaries of the metropolitan service district.

Responsibilities. The council is responsible for the legislative function of the district including, but not limited to, adoption and amendment of annual budget, adoption of functional and other plans, levying of taxes and fees, establishment of departments and commissions and other such duties as the law prescribes. Each councilor shall be a resident of the subdistrict from which elected and shall not be an elected official of any other public body. The council may create by ordinance commissions for all powers and functions prescribed by law, except the power to adopt ordinances, the authority to budget, raise revenue and plan.

Executive Officer The executive officer is responsible for the administration of the district and enforcement of the ordinances enacted by the council. The executive officer shall be full-time and elected on a non-partisan basis from the district at-large. The executive officer shall not be employed by any other person or governmental body or serve as a member of the council.

Responsibilities. The executive officer shall administer the district. This includes hiring and firing of any personnel to assist in carrying out the duties and powers of the executive officer, subject to the personnel and contract ordinances adopted by the council; contract with any person or agency for same purpose with same restrictions; prepare and submit to council an annual budget for approval; keep the council fully advise on the district financial condition; present to the council plans, studies and reports prepared for district purposes; propose to the council for adoption such measures as deemed necessary to enforce or carry out the powers, duties or efficient administration of the district.

Veto Any legislative enactment of the council may be vetoed by the executive officer within five working days after its enactment. The veto may be overridden by an affirmative vote of two-thirds of the council not later than 30 days after the veto.

Initiative and Referendum The electors of the district may exercise the powers of initiative and referendum with reference to the legislation of the district. (At present this is 6% of the votes cast for all candidates for governor registered in the district, for initiative; 4% of the votes cast for all candidates for governor registered in the district, for referendum.)

The council may refer any ordinance to the electors for approval or rejection at any election date prescribed in ORS 255.345 (special election dates).

Upon petition of the electors of the district filed with the district election officer, the council shall call an election for the purpose of referring legislation or submitting initiative legislation to the electors for their approval or rejection.

#### FINANCE

In order to carry out the purposes of the district, the governing body should have the authority to levy taxes, fees and service charges subject to constitutional limitations including the powers of initiative and referendum.

Attachment I.

A. Those that can only be provided regionally:

1. Regional Land Use Planning
  - o Adopt goals and objectives;
  - o Review local plans; recommend or require amendments to achieve conformity with regional goals and objectives;
  - o Coordinate local government land use planning activities with federal and state governments or agencies.
2. Urban Growth Management
  - o Adopt and amend an urban growth boundary for the region.
3. Functional Planning
  - o Define and apply planning process;
  - o Prepare and adopt functional plans
  - o Review local plans, recommend or require amendments to achieve conformity with adopted functional plans.

B. Those that must be provided regionally to be cost efficient, equitably financed or effective.

1. Zoo Facilities
  - o Acquire, construct, alter, maintain, administer and operate metropolitan zoo facilities.
2. Convention, Trade, Spectator and Cultural Facilities and Programs
  - o Acquire, construct, alter, maintain administer and operate major cultural, convention, exhibition, sports and entertainment facilities.
3. Solid Waste Disposal
  - o Build, construct, acquire, lease, improve, operate and maintain landfills, transfer facilities, resource recovery facilities and other improvements, facilities or equipment necessary or desirable for the solid and liquid waste disposal system of the district.

C. Any additional functions that are already regional or that the elected council determines is a matter of metropolitan concern. Local aspects of additional functions can only be assumed through agreements with local governments.

1. Tri-Met
  - o Assume operation of by Council action.
2. Boundary Commission
  - o Assume operation of if authorized by vote of the people.
3. Emergency Management
4. Housing

D. Metropolitan aspects of government functions that are not available through existing governmental agencies.

Metropolitan aspects of:

1. Parks and Open Space
  - o Acquire, develop, maintain and operate a system of



parks, open space, and recreational facilities of metropolitan significance.

2. Public Transportation
  - o Provide metropolitan aspects of public mass transportation, including local aspects thereof transferred to the district by one or more other public corporations, cities or counties through agreements in accordance with this chapter.
3. Sewage Disposal
  - o Acquire, construct, alter, maintain and operate interceptor, trunk and outfall sewers and pumping stations and facilities for treatment and disposal of sewage as defined in ORS 468.700 and engage in local aspects of sewerage transferred to the district by agreement with other public corporations, cities or counties.
4. Liquid Waste Disposal
  - o Subject to Oregon law, dispose, and provide facilities for disposal of liquid wastes.
5. Drainage
  - o Control the flow, and provide for the drainage, of surface water, by means of dams, dikes, ditches, canals and other necessary improvements or by enlarging, improving, cleaning or maintaining any natural or artificial waterway or by requiring property owners to install and maintain water control or retention systems.
6. Criminal and Juvenile Justice Planning
  - o Provide planning for metropolitan and local aspects of criminal and juvenile justice.
7. Criminal and Juvenile Justice Facilities and Programs.
  - o Provide facilities for metropolitan aspects of criminal and juvenile detention and programs for metropolitan aspects of adult and juvenile justice and, by agreement, local aspects of jails, corrections programs and juvenile justice in accordance with this chapter.
8. Water Supply
  - o Acquire, develop, construct, alter, maintain and operate metropolitan aspects of water supply and distribution systems including local aspects of systems of persons, public corporations, cities or counties transferred to the district by agreement.
9. Human Services Planning, Coordination and Evaluation
  - o Plan, coordinate and evaluate the providing of human services, including but not limited to programs for the aging, health care, manpower, mental health and children and youth.
10. Library Activities
  - o Provide metropolitan aspects of library activities including, but not limited to , book acquisition and technical assistance for local libraries.

PREAMBLE

In order to secure and preserve the quality of life through the exercise of self determination of and by its citizens, and to create those amenities which would further enhance the standard of living, we the citizens of this region shall adopt this charter for the Metropolitan Service District.

I. POLICY

It is the policy of the regional government to promote cooperation, prevent duplication of service, insure cost efficiency, but not to provide local aspects of governmental services, except as specifically required by state or federal law or as authorized by agreements with local governments.

Metropolitan Regional Government shall:

- A. Preserve regional liveability;
- B. Promote effective management of regional urban growth;
- C. Protect the region's natural and human resources;
- D. Prevent the proliferation of governments;
- E. Provide effective, efficient and equitable delivery of regional services to the public.

The Metropolitan Regional Government shall be governed by a directly elected, responsive, visible, accountable regional body that is not a duplication of local governments.

## II. PURPOSE

The purpose of the regional government is to:

- A. Preserve regional liveability;
- B. Promote effective management of regional urban growth by adoption and maintenance of a clear regional urban growth boundary;
- C. Protect the region's natural and human resources by adoption and enforcement of appropriate functional plans;
- D. Make public services available that are not adequately available through previously authorized governmental agencies.

## III. FUNCTIONS

The regional government provides regional services to the citizens of the region. These regional services are within four categories:

- A. Those that can only be provided regionally.
- B. Those that must be provided regionally to be cost efficient, equitably financed or effective;
- C. Those additional functions that are already regional or that the elected Council authorizes as matters of metropolitan concern. Local aspects of additional functions can only be assumed through agreements with local governments.
- D. Metropolitan aspects of government functions that are not available through existing governmental agencies.

A. Those that can only be provided regionally:

1. Regional Land Use Planning
  - o Adopt goals and objectives;
  - o Review local plans; recommend or require amendments to achieve conformity with regional goals and objectives;
  - o Coordinate local government land use planning activities with federal and state governments or agencies.
2. Urban Growth Management
  - o Adopt and amend an urban growth boundary for the region.
3. Functional Planning
  - o Define and apply planning process;
  - o Prepare and adopt functional plans
  - o Review local plans, recommend or require amendments to achieve conformity with adopted functional plans.

B. Those that must be provided regionally to be cost efficient, equitably financed or effective.

1. Zoo Facilities
  - o Acquire, construct, alter, maintain, administer and operate metropolitan zoo facilities.
2. Convention, Trade, Spectator and Cultural Facilities and Programs
  - o Acquire, construct, alter, maintain administer and

operate major cultural, convention, exhibition, sports and entertainment facilities.

3. Solid Waste Disposal

- o Build, construct, acquire, lease, improve, operate and maintain landfills, transfer facilities, resource recovery facilities and other improvements, facilities or equipment necessary or desirable for the solid and liquid waste disposal system of the district.

C. Any additional functions that are already regional or that the elected council determines is a matter of metropolitan concern. Local aspects of additional functions can only be assumed through agreements with local governments.

1. Tri-Met

- o Assume operation of by Council action.

2. Boundary Commission

- o Assume operation of if authorized by vote of the people.

3. Emergency Management

4. Housing

D. Metropolitan aspects of government functions that are not available through existing governmental agencies.

Metropolitan aspects of:

1. Parks and Open Space

- o Acquire, develop, maintain and operate a system of parks, open space, and recreational facilities of

metropolitan significance.

2. Public Transportation

- o Provide metropolitan aspects of public mass transportation, including local aspects thereof transferred to the district by one or more other public corporations, cities or counties through agreements in accordance with this chapter.

3. Sewage Disposal

- o Acquire, construct, alter, maintain and operate interceptor, trunk and outfall sewers and pumping stations and facilities for treatment and disposal of sewage as defined in ORS 468.700 and engage in local aspects of sewerage transferred to the district by agreement with other public corporations, cities or counties.

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- o Control the flow, and provide for the drainage, of surface water, by means of dams, dikes, ditches, canals and other necessary improvements or by enlarging, improving, cleaning or maintaining any natural or artificial waterway or by requiring property owners to install and maintain water control or retention systems.



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10. Library Activities
  - o Provide metropolitan aspects of library activities including, but not limited to , book acquisition and technical assistance for local libraries.

#### IV. STRUCTURE - COUNCIL; EXECUTIVE OFFICER

Preamble The governance structure of the Metropolitan Service District shall be a separation of powers between the legislative branch (Council) and administrative branch (Executive).

A. Council The governing body of the district shall be a council consisting of 9 full-time or no more than 21 part-time councilors, (based on council districts of approximately 50,000 population) each elected on a non-partisan basis from a single subdistrict within the boundaries of the metropolitan service district.

The Council is responsible for the legislative functions of the district including, but not limited to, adoption and amendment of annual budget, adoption of functional and other plans, levying of taxes and fees, establishment of departments and commissions and other such duties as the law prescribes. Each councilor shall be a resident of the subdistrict from which the councilor is elected and shall not be an elected official of any other public body.

Councilors must be residents of their districts for not less than one year before taking office.

The term of office shall be four years beginning on the first Monday in January of the year next following the election.

Councilors shall be divided into two classes so that one-half, as nearly as possible, shall be elected biennially.

A vacancy in office shall be filled by a majority of the remaining members of the council.

Commissions. The Council may create by ordinance commissions for all powers or functions prescribed by law, except the power to adopt ordinances, the authority to budget, raise revenue and plan.

B. Executive Officer. The executive officer shall administer the district and enforce the ordinances enacted by the council.

The executive officer shall present to the council plans, studies and reports prepared for district purposes and may propose to the council for adoption such measures as deemed necessary to enforce or carry out the powers and duties of the district or to the efficient administration of the affairs of the district

The executive officer shall keep the council fully advised as to its financial condition, and shall prepare and submit to the council the district's annual budget for its approval, and any other financial information the council requests.

The Executive officer may employ or dismiss any personnel and contract with any person or governmental agency to assist in carrying out the duties and powers of the executive officer, subject to the personnel and contract ordinances adopted by the council.

The executive officer shall be elected in the same manner as councilors but the officer shall be elected from the district at large on a non-partisan basis.

The executive officer shall be a resident and elector of the district and shall not be an elected official of any other public body.

The executive officer shall be a resident of the district for not less than one year before taking office.

The executive officer serves full time and shall not be employed by any other person or governmental body or serve as a member of the council.

A vacancy in office shall be filled by appointment by a majority of the council.

Veto Any legislative enactment of the council may be vetoed by the executive officer within five working days after its enactment. The veto may be overridden by an affirmative vote of two-thirds of the council not later than 30 days after the veto.

#### V. FINANCE

In order to carry out the purposes of the district, the governing body should have the authority to levy taxes, fees and service charges subject to constitutional limitations including the powers of initiative and referendum.