

BEFORE THE METRO COUNCIL

AN ORDINANCE AMENDING THE FY 1993-)
94 BUDGET AND APPROPRIATIONS)
SCHEDULE FOR THE PURPOSE OF)
FUNDING OUTSIDE COUNSEL OPINION)
REGARDING CONTRACT AUTHORITY; AND)
DECLARING AN EMERGENCY)

ORDINANCE NO. 94-553

Introduced by
Presiding Officer, Judy Wyers

WHEREAS, The Metro Council has reviewed and considered the need to transfer appropriations within the FY 1993-94 Budget; and

WHEREAS, The need for a transfer of appropriation has been justified; and

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

THE METRO COUNCIL HEREBY ORDAINS:

1. That the FY 1993-94 Budget and Schedule of Appropriations are hereby amended as shown in the column titled "Revision" of Exhibits A and B to this Ordinance for the purpose of transferring \$10,000 from the Support Service Fund Contingency to Materials and Services in the Office of General Counsel budget to fund outside counsel opinion regarding contract authority.

2. This Ordinance being necessary for the immediate preservation of the public health, safety and welfare, 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 _____ day of _____, 1994.

NOT ADOPTED
Judy Wyers, Presiding Officer

ATTEST:

Clerk of the Council

**Exhibit A
Ordinance No. 94-553**

FISCAL YEAR 1993-94		CURRENT BUDGET		REVISION		PROPOSED BUDGET	
ACCT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Office of General Counsel							
<u>Total Personal Services</u>		6.00	434,876		0		434,876
<u>Materials & Services</u>							
521100	Office Supplies		1,450		0		1,450
521290	Other Supplies		208		0		208
521310	Subscriptions		12,350		0		12,350
521320	Dues		1,751		0		1,751
524120	Legal Fees		2,500		10,000		12,500
525640	Maintenance & Repairs Services-Equipment		795		0		795
526310	Printing Services		228		0		228
526440	Delivery Services		341		0		341
526500	Travel		2,279		0		2,279
526700	Temporary Help Services		1,200		0		1,200
526800	Training, Tuition, Conferences		2,159		0		2,159
529500	Meetings		454		0		454
529800	Miscellaneous		500		0		500
<u>Total Materials & Services</u>			26,215		10,000		36,215
<u>Total Capital Outlay</u>			1,500		0		1,500
TOTAL EXPENDITURES		6.00	462,591		10,000		472,591

General Expenses

<u>Total Interfund Transfers</u>			579,671		0		579,671
<u>Contingency and Unappropriated Balance</u>							
599999	Contingency						
	• General		134,655		(10,000)		124,655
	• Builders License		23,165		0		23,165
599990	Unappropriated Fund Balance-Contractors License		151,566		0		151,566
<u>Total Contingency and Unappropriated Balance</u>			309,386		(10,000)		299,386
TOTAL EXPENDITURES		84.72	6,802,525		0		6,802,525

Exhibit B
FY 1993-94 SCHEDULE OF APPROPRIATIONS
Ordinance No. 94-553

	CURRENT APPROPRIATIONS	REVISION	PROPOSED APPROPRIATION
SUPPORT SERVICES FUND			
Finance and Management Information			
Personal Services	2,238,932	0	2,238,932
Materials & Services	794,941	0	794,941
Capital Outlay	77,891	0	77,891
Subtotal	3,111,764	0	3,111,764
Regional Facilities			
Personal Services	606,467	0	606,467
Materials & Services	362,436	0	362,436
Capital Outlay	5,000	0	5,000
Subtotal	973,903	0	973,903
Personnel			
Personal Services	534,856	0	534,856
Materials & Services	59,646	0	59,646
Capital Outlay	6,675	0	6,675
Subtotal	601,177	0	601,177
Office of General Counsel			
Personal Services	434,876	0	434,876
Materials & Services	26,215	10,000	36,215
Capital Outlay	1,500	0	1,500
Subtotal	462,591	10,000	472,591
Public Affairs			
Personal Services	669,686	0	669,686
Materials & Services	91,247	0	91,247
Capital Outlay	3,100	0	3,100
Subtotal	764,033	0	764,033
General Expenses			
Interfund Transfers	579,671	0	579,671
Contingency	157,820	(10,000)	147,820
Subtotal	737,491	(10,000)	727,491
Unappropriated Balance	151,566	0	151,566
Total Fund Requirements	6,802,525	0	6,802,525

All Other Appropriation Levels remain As Previously Adopted

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 94-553 AMENDING THE FY 1993-94 BUDGET AND APPROPRIATIONS SCHEDULE FOR THE PURPOSE OF FUNDING OUTSIDE COUNSEL OPINION REGARDING CONTRACT AUTHORITY; AND DECLARING AN EMERGENCY

Date: May 17, 1994

Presented by:

Daniel B. Cooper
Donald Carlson

BACKGROUND AND ANALYSIS

After the Executive Officer executed amendment #4 to the Oregon Waste Systems contract for waste disposal services, the council adopted Resolution No. 94-1939 requesting that the General Counsel hire outside counsel to give the Metro Council an independent legal opinion regarding the contracting authority of the Council and the Executive Officer.

At the direction of the Council, the General Counsel secured the services of the firm of Harrang Long Gary & Rudnick, P.C.

The purpose of the Ordinance is to amend the FY 1993-94 budget for the Office of General Counsel by increasing the Materials and Services appropriation by \$10,000 in order to provide authority for paying the cost of securing the outside legal opinion which was an unanticipated expense.



METRO

Council
6/23/94
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Date: June 23, 1994
To: Metro Council
From: Rod Monroe, Finance Committee Chair *RM*
Re: Ordinance No. 94-553 Amending the FY 1993-94 Budget and Appropriations Schedule to Fund Outside Counsel Regarding Contract Authority

This is to inform you that Ordinance No. 94-553 was tabled by the Finance Committee at its June 22, 1994 meeting. Based on a recommendation by Council Staff and Finance Department Staff the services for the Council's outside legal counsel will be paid directly out of the Solid Waste Revenue Fund, specifically, the from the Materials and Services category for the Administration Division. Finance Staff has indicated there is sufficient appropriation authority to absorb the approximately \$30,000 in costs to be incurred during the current fiscal year.

Additionally, the Finance Committee approved an amendment to the FY 1994-95 Budget and Appropriations Schedule to include \$45,000 in the Solid Waste Administration Division Budget for the estimated costs to be incurred in next fiscal year for Council's out side legal counsel.

cc: Dick Engstrom
Dan Cooper
Craig Prosser
Bob Martin