

RESOLUTION NO. 812

A RESOLUTION CALLING FOR A MEASURE ELECTION TO SUBMIT TO THE ELECTORS OF THE CITY OF STAYTON THE QUESTION OF A FOUR-YEAR LOCAL OPTION TAX, IN THE AMOUNT OF \$300,000 PER YEAR, BEGINNING FISCAL YEAR 2009-2010, TO BE PLACED ON THE MAY 20, 2008 PRIMARY ELECTION BALLOT, FOR PARTIAL SUPPORT OF THE CITY'S LIBRARY AND POOL PROGRAMS.

WHEREAS, the City of Stayton has determined there will continue to be insufficient revenues in fiscal years 2009-10 through 2012-13 to ensure adequate funding of mandated City functions and still properly allow for other programs directed toward providing or enhancing desirable levels of recreational and leisure services to Stayton residents;

WHEREAS, the Stayton City Council has determined that \$300,000 in additional revenue sources, not presently available within the permanent tax rate imposed by State of Oregon Ballot Measures 47 and 50, are necessary, in each year over the next four fiscal years, to partially fund the City's Library and Pool programs;

WHEREAS, State of Oregon Ballot Measures 47 and 50, passed by Oregon voters on November 5, 1996 and May 20, 1997, respectively, provide the framework and limitations for voter-approved local option taxes;

WHEREAS, consecutive local option tax measures, for similar purposes, were approved by Stayton voters on November 3, 1998, May 21, 2002 and May 18, 2004, respectively;

WHEREAS, it is the Stayton City Council's desire to submit a ballot measure for the May 20, 2008 Statewide Primary Election, for a four year local option tax, to the registered voters of the City of Stayton for approval.

NOW THEREFORE, the Stayton City Council resolves as follows:

1. A measure election is hereby called for the purpose of submitting to the electors of the City of Stayton ("City") the question of a four year local option tax in the fixed amount of \$300,000 per year, within the limitations of Article XI, Section 11b of the Oregon Constitution, beginning in Fiscal Year 2009-2010.
2. The measure election hereby called shall be held in the City on the 20th day of May, 2008. As authorized by the County Clerk of Marion County, Oregon, and the Oregon Secretary of State, the election shall be conducted by mail pursuant to ORS 254.465 and 254.470.
3. The City authorizes its City Administrator ("Authorized Representative"), or a designee of the Authorized Representative, to act on behalf of the City and to take such further

action as is necessary to carry out the intent and purposes herein in compliance with the applicable provisions of law.

4. The following is hereby approved as the official Ballot Title:

Title: Four Year Local Option Tax for Library and Pool Support

Question: *Shall the City of Stayton implement a \$300,000 operating tax annually for four years, beginning in Fiscal Year 2009-2010? This measure may cause property taxes to increase more than three percent.*

Summary: *This measure may be passed only at an election with at least a 50 percent voter turnout.*

The City of Stayton is seeking a four-year local option tax of \$300,000 per year, beginning in Fiscal Year 2009-2010, to continue partial funding of the library and swimming pool programs.

The proposed tax will offset the expiration of the existing four-year local option tax, passed in 2004, which ends with Fiscal Year 2008-2009. An allowance is made for uncollectible taxes. This tax would raise a total of \$1,200,000 over the four year period.

Library support includes maintaining existing service levels (hours open to public) established in 2002, continuing current book and audio-visual budgets and replacing structurally failed windows in the original portion of the library building.

Pool support includes maintaining existing service levels established prior to 2002 and accomplishing several safety-related projects including replacement of pool boiler, light fixtures and salt cell water purification system, resurfacing both pools and the addition of a pool vacuum system.

It is estimated that this tax will result in a rate of \$.60 per \$1,000 of assessed value in the first year. The estimated tax cost for this measure is an ESTIMATE ONLY based on the best information available from the county assessor at the time of estimate.

5. Pursuant to ORS 250.275(5) and 250.285, the City Elections Officer shall publish in the next available edition of *The Stayton Mail*, or in some other newspaper of general distribution within the City, a notice of receipt of the ballot title including notice that an elector may file a petition for review of the ballot title not later than the seventh business day after the title is filed with the City Elections Officer in a form approved by law.

6. Pursuant to ORS 254.095(2) the City directs the City Elections Officer to deliver appropriate notice and the Ballot Title to the Marion County Elections Office immediately following approval of this Resolution by the Stayton City Council.

7. Pursuant to ORS 251.345, the City shall file, prior to applicable filing deadlines, an impartial Explanatory Statement for the local Voter's Pamphlet. The Explanatory Statement shall be not more than 500 words and shall be a fair and impartial statement describing the proposed measure and the reasons for it.

8. This Resolution shall take effect immediately upon its adoption by the Stayton City Council.

ADOPTED BY THE STAYTON CITY COUNCIL this 4th day of February, 2008.

CITY OF STAYTON

Signed: 2-5-08, 2008

By: Virginia L. Honeywell
Virginia L. Honeywell, Mayor

Signed: Feb. 5,, 2008

ATTEST: Chris Childs
Chris Childs, City Administrator

APPROVED AS TO FORM:

David A. Rhoten
David A. Rhoten, City Attorney