

## **RESOLUTION NO. 2497**

### **A RESOLUTION CERTIFYING THE CITY OF TROUTDALE'S ELIGIBILITY AND ELECTION TO RECEIVE STATE SHARED REVENUES FOR FISCAL YEAR 2020-2021.**

#### **THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:**

1. That a share of certain revenues of the State of Oregon are apportioned among and distributed to the cities in the state for general purposes.
2. That City officials recognize the desirability of assisting the state officer responsible for determining the eligibility of cities to receive shared revenues, such as from cigarette, gas and liquor taxes, in accordance with Oregon Revised Statutes (ORS) 221.760, as well as from marijuana tax revenues in accordance with ORS 475B.759.
3. That ORS 221.760 specifies that the officer responsible for disbursing the funds to cities under ORS 323.455, 366.785 to 366.820 and 471.805 shall, in the case of a city located within a county having more than 100,000 inhabitants according to the most recent federal decennial census, disburse such funds only if the city provides four or more of the following services:
  - 1) Police protection
  - 2) Fire protection
  - 3) Street construction, maintenance, and lighting
  - 4) Sanitary sewer
  - 5) Storm sewers
  - 6) Planning, zoning, and subdivision control
  - 7) One or more utility services
4. That ORS 475B.759(4)(a) specifies that a city that has an ordinance prohibiting a properly state licensed marijuana retail, wholesale, processor, or production establishment is not eligible to receive a distribution of state marijuana tax revenue.
5. That a city must hold a public hearing before the Budget Committee allowing for public comment on the possible uses of State Revenue Sharing, and hold a second a public hearing before the City Council allowing for public comment on the proposed uses of State Revenue Sharing.

6. That a city must elect to receive distributions under ORS 221.770 for the fiscal year by enactment of a resolution expressing that election.

7. That it is in the City's best interest and so desires to receive state shared revenues and acknowledges that all required services are offered by the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE:**

Section 1. That the City of Troutdale is in Multnomah County, a county with population in excess of 100,000, and hereby certifies that the City currently specifically provides the following four or more municipal services enumerated in Section 1 of ORS 221.760:

- Police protection
- Fire protection
- Street construction, maintenance, and lighting
- Sanitary sewer
- Storm sewers
- Planning, zoning, and subdivision control
- Water utility services

Section 2. That the City of Troutdale hereby certifies that a public hearing before the Budget Committee of the City of Troutdale was held on May 18, 2020 giving citizens an opportunity to comment on the possible uses of State Revenue Sharing.

Section 3. That the City of Troutdale hereby certifies that a public hearing before the City Council was held on June 9, 2020 giving citizens an opportunity to comment on the proposed uses of State Revenue Sharing.

Section 4. That the City does not prohibit properly state licensed marijuana retail, wholesale, processor, or production establishments and therefore remains eligible to continue to receive a distribution of state marijuana tax revenue.

Section 5. That pursuant ORS 221.760 and 221.770, by this resolution hereby both certifies the City's eligibility to receive fiscal year 2020-2021 state shared revenues, and elects to receive state revenues for fiscal year 2020-2021.

Section 6. That the Finance Director and Budget Officer is authorized and directed to take all steps necessary to carry out the intent of this resolution including transmitting a certified copy of this resolution to the State of Oregon, Department of Administrative Services to establish the City's eligibility and election to receive distributions of state shared revenues for Fiscal Year 2020-2021.

Section 7. The Finance Director is authorized and directed to disburse funds and implement all such actions as necessary to fulfill the intent of this resolution and is further directed to implement all such actions necessary to ensure budgetary compliance.

Section 8. This Resolution shall take effect upon adoption.

**YEAS: 6**  
**NAYS: 0**  
**ABSTAINED: 0**



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**Casey Ryan, Mayor**

**Date: June 11, 2020**



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**Sarah Skroch, City Recorder**  
**Adopted: June 9, 2020**