

RESOLUTION NO. 2017-51

RESOLUTION APPROVING REQUEST FOR BALLOT TITLE FOR PUBLICATION OF NOTICE OF THE CITY OF FOREST GROVE, OREGON, RENEWAL OF ITS LOCAL OPTION LEVY AT THE NOVEMBER 7, 2017 ELECTION

WHEREAS, the City's current Local Option Levy expires on June 30, 2018; and

WHEREAS, the Forest Grove City Council has determined that the voters of the City should be asked to renew the expiring local option levy for another five years at the current rate of \$1.60 for each \$1,000 of assessed value effective July 1, 2018, which will help the City to maintain its current level of services; and

WHEREAS, the City has prepared a Ballot Title to renew the Local Option Levy at its current rate of \$1.60 per \$1,000 of assessed value for placement on the November 7, 2017, election; and

WHEREAS, the Ballot Title must be published in a local newspaper to give notice of the Ballot Title before the Notice of Measure Election can be completed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF FOREST GROVE AS FOLLOWS:

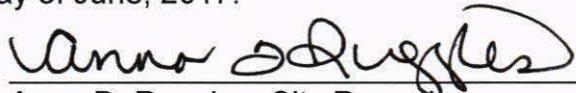
Section 1. The City Council hereby approve the Request for Ballot Title to prepare to submit a measure to the City's voters renewing the City's Local Option Levy for another five years at a rate of \$1.60 for each \$1,000 of assessed value starting July 1, 2018.

Section 2. The City Manager is authorized to sign the Request for Ballot Title which shall be substantially in the form attached to this resolution as Exhibit A, which is incorporated into this order by reference.

Section 3. The City Elections Officer shall publish notice of this Request for Ballot Title as required by Oregon law.

Section 4. This resolution is effective immediately upon its enactment by the City Council.

PRESENTED AND PASSED this 26th day of June, 2017.



Anna D. Ruggles, City Recorder

APPROVED by the Mayor this 26th day of June, 2017.



Peter B. Truax, Mayor

Ballot Title

Caption (Limit 10 Words)

RENEWAL OF CURRENT OPERATING LEVY TO MAINTAIN CITY SERVICES

Question (Limit 20 Words – last sentence does not count toward limit)

Shall Forest Grove renew the operating levy of \$1.60 per \$1,000 to maintain City services for five years beginning 2018-19? This measure renews current local option taxes.

Summary (175 words)

This measure would renew the current operating levy approved by voters in 2012, which expires June 2018. Renewing the levy would help pay for continuing police, fire, emergency medical response, park maintenance, and library services. The majority of the levy would go to the Forest Grove Police and Fire Departments and the remainder would go to parks maintenance and library services. The City Council placed this measure on the ballot to maintain services and programs for police, fire, parks, and library, such as:

Police would maintain:

- Patrol officers and neighborhood patrol
- Detective for investigations including fraud and elder abuse
- Child and domestic violence intervention
- Narcotics and street crime enforcement

Fire would maintain:

- Current response times for emergency calls
- Fire prevention, public education, and safety programs
- Disaster preparedness

Parks would maintain upkeep of current parks, trails, playgrounds, ball fields, and natural areas

Library would maintain children and adult programs and public internet access

Estimated revenues for each year of levy:

\$2,531,715 in 2018-19

\$2,607,667 in 2019-20

\$2,685,897 in 2020-21

\$2,766,474 in 2021-22

\$2,849,468 in 2022-23

Request for Ballot Title

Preparation or Publication of Notice

SEL 805

rev 01/16
OAR 165-014-0005

No later than the **80th day before an election**, a governing body that has referred a measure must prepare and file with the local elections official the text of the referral for ballot title preparation or the ballot title for publication of notice of receipt of ballot title. This form may be used to file the text of the referral and request the elections official begin the ballot title drafting process or file a ballot title and request the elections official publish notice of receipt of ballot title.

Filing Information	
Election Date November 7, 2017	Authorized Official Jesse VanderZanden, City Manager
Contact Phone 503.992.3236	Email Address jvanderzanden@forestgrove-or.gov
Referral Information	
Title, Number or other Identifier	
This Filing is For	
<input type="checkbox"/> Drafting of Ballot Title Attach referral text.	<input checked="" type="checkbox"/> Publication of Notice Ballot title below.
Ballot Title Additional requirements may apply	
Caption 10 words which reasonably identifies the subject of the measure. RENEWAL OF CURRENT OPERATING LEVY TO MAINTAIN CITY SERVICES	
Question 20 words which plainly phrases the chief purpose of the measure. Shall Forest Grove renew the operating levy of \$1.60 per \$1,000 to maintain City services for five years beginning 2018-19? This measure renews current local option taxes.	
Summary 175 words which concisely and impartially summarizes the measure and its major effect. <small>This measure would renew the current operating levy approved by voters in 2012, which expires June 2018. Renewing the levy would help pay for continuing police, fire, emergency medical response, park maintenance, and library services. The majority of the levy would go to the Forest Grove Police and Fire Departments and the remainder would go to parks maintenance and library services. The City Council placed this measure on the ballot to maintain services and programs for police, fire, parks, and library, such as: Police would maintain: • Patrol officers and neighborhood patrol • Detective for investigations including fraud and elder abuse • Child and domestic violence intervention • Narcotics and street crime enforcement Fire would maintain: • Current response times for emergency calls • Fire prevention, public education, and safety programs • Disaster preparedness Parks would maintain upkeep of current parks, trails, playgrounds, ball fields, and natural areas Library would maintain children and adult programs and public internet access Estimated revenues for each year of levy: \$2,531,715 in 2018-19 \$2,607,667 in 2019-20 \$2,685,897 in 2020-21 \$2,766,474 in 2021-22 \$2,849,468 in 2022-23</small>	
By signing this document: → I hereby state that I am authorized by the county or city governing body to submit this Request for Ballot Title – Preparation or Publication of Notice.	

June 26, 2017

Signature

Date Signed



A place where families and businesses thrive.

**CITY OF FOREST GROVE CITY COUNCIL
MEASURE REFERRAL AUTHORIZING TAX ON
RECREATIONAL RETAIL SALES OF MARIJUANA ITEMS
PUBLICATION OF NOTICE OF BALLOT TITLE**

NOTICE IS HEREBY GIVEN that the Forest Grove City Council adopted Ordinance No. 2016-15, which imposes a Three Percent (3%) Tax on the Sale of Marijuana Items by a Marijuana Retailer in the Area Subject to the Jurisdiction of the City and Referring Ordinance to Electors of Forest Grove at the next General Election on Tuesday, November 8, 2016. On July 11, 2016, Forest Grove City Council adopted Resolution No. 2016-49, filing the following Ballot Title with the City Recorder, Elections Officer, of the City of Forest Grove:

NOTICE OF BALLOT TITLE

CAPTION: AUTHORIZING TAX ON RECREATIONAL RETAIL SALES OF MARIJUANA ITEMS

QUESTION: Shall the City impose a 3% tax on recreational marijuana items sold by marijuana retailers in Forest Grove?

SUMMARY: Under state law, cities in Oregon may adopt ordinances imposing up to a three percent tax or fee on the sale of recreational marijuana items in the city by state-licensed marijuana retailers as long as the ordinance is referred to the voters for approval at the next statewide general election.

Approval of this measure would impose a three percent tax on the sale of marijuana items in the City of Forest Grove by a licensed marijuana retailer. The tax would be collected at the point of sale and remitted by the marijuana retailer.

ANY ELECTOR WHO IS DISSATISFIED WITH THE BALLOT TITLE MAY PETITION THE CIRCUIT COURT OF WASHINGTON COUNTY TO REVIEW THE BALLOT TITLE **NO LATER THAN 5:00 P.M. ON FRIDAY, JULY 29, 2016**. If an elector files a petition to review the ballot title with the Circuit Court, the elector must name the City of Forest Grove City Council as respondent; state the reasons why the ballot title is insufficient, not concise or unfair; and notify the Washington County Elections official in writing that a petition has been filed.

For further information, please contact Anna Ruggles, City Recorder, Elections Officer, at 503.992.3235 or e-mail aruggles@forestgrove-or.gov.

Dated this 12th day of July, 2016
Anna D. Ruggles, CMC, City Recorder
City of Forest Grove

Published NewsTimes
Wednesday, July 20, 2016

**CITY OF FOREST GROVE CITY COUNCIL
NOTICE OF RECEIPT OF BALLOT TITLE**

Pursuant to ORS 250.275, an election will be held on November 7, 2017. Notice is hereby given that a ballot title for a measure referred by the Forest Grove City Council has been filed with the City Elections Officer of Forest Grove on June 26, 2017. An elector may file a petition for review of the ballot title in the Washington County Circuit Court no later than 5:00 p.m. on July 7, 2017, as provided in ORS 250.296.

The ballot title is as follows:

CAPTION: RENEWAL OF CURRENT OPERATING LEVY TO MAINTAIN CITY SERVICES

QUESTION: Shall Forest Grove renew the operating levy of \$1.60 per \$1,000 to maintain City services for five years beginning 2018-19? This measure renews current local option taxes.

SUMMARY STATEMENT: This measure would renew the current operating levy approved by voters in 2012, which expires June 2018. Renewing the levy would help pay for continuing police, fire, emergency medical response, park maintenance, and library services. The majority of the levy would go to the Forest Grove Police and Fire Departments and the remainder would go to parks maintenance and library services. The City Council placed this measure on the ballot to maintain services and programs for police, fire, parks, and library, such as:

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\$2,607,667 in 2019-20
\$2,685,897 in 2020-21
\$2,766,474 in 2021-22
\$2,849,468 in 2022-23

ANY ELECTOR WHO IS DISSATISFIED WITH THE BALLOT TITLE MAY PETITION THE CIRCUIT COURT OF WASHINGTON COUNTY TO REVIEW THE BALLOT TITLE NO LATER THAN 5:00 P.M. ON FRIDAY, JULY 7, 2017. If an elector files a petition to review the ballot title with the Circuit Court, the elector must name the City of Forest Grove City Council as respondent; state the reasons why the ballot title is insufficient, not concise or unfair; and notify the Washington County Elections official in writing that a petition has been filed.

For further information, please contact Anna Ruggles, City Recorder, Elections Officer, at 503.992.3235 or e-mail aruggles@forestgrove-or.gov

Dated this 28th day of June, 2017
Anna D. Ruggles, CMC, City Recorder
City of Forest Grove

Published NewsTimes
Wednesday, June 28, 2017.

FGNT15905125



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PO Box 22109 • Portland, OR 97269-2109
Phone: 503-684-0360 Fax: 503-620-3433
E-mail: legals@commnewspapers.com

AFFIDAVIT OF PUBLICATION

State of Oregon, County of Washington, SS I, Charlotte Allsop, being the first duly sworn, depose and say that I am the Accounting Manager of the **Forest Grove News-Times**, a newspaper of general circulation, published at Forest Grove, in the aforesaid county and state, as defined by ORS 193.010 and 193.020, that

City of Forest Grove
Notice of Receipt of Ballot Title – Renewal of Current Operating Levy to Maintain City Services
FGNT15905125

a copy of which is hereto attached, was published in the entire issue of said newspaper for

1

week in the following issue:

June 28, 2017

Charlotte Allsop

Charlotte Allsop, Accounting Manager

Subscribed and sworn to before me this June 28, 2017.

[Signature]

NOTARY PUBLIC FOR OREGON



Acct #298024
PO #: 20165070
Attn: Anna Ruggles
City of Forest Grove
PO Box 326
Forest Grove, OR 97116
Size: 2 x 10.84"
Amount Due: \$207.08*
*Please remit to the above address.



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CITY RECORDER USE ONLY:	
AGENDA ITEM #:	18
MEETING DATE:	6/26/17
FINAL ACTION:	Res 2017-51

CITY COUNCIL STAFF REPORT

TO: City Council

FROM: Jesse VanderZanden, City Manager

MEETING DATE: June 26, 2017

PROJECT TEAM: Paul Downey, Director of Administrative Services

SUBJECT TITLE: Approval of Ballot Title for Renewal of Local Option Levy

ACTION REQUESTED: Ordinance Order Resolution Motion Informational

X all that apply

ISSUE STATEMENT: The City's Local Option Levy of \$1.60 per \$1,000 of assessed value expires on June 30, 2018. The levy is approximately 13% of all General Fund revenue. The City needs to renew the levy to be able to maintain the current level of services in the Police, Fire, Parks & Recreation, and Library Departments. Staff has prepared a Request for Ballot Title – Preparation or Publication of Notice for Council consideration. This is the first step to place the renewal of the Local Option Levy on the ballot.

BACKGROUND: Staff has held several work sessions with the Budget Committee and the City Council over the renewal or replacement of the Local Option Levy. The work sessions showed the City needs to renew the levy at its current rate to be able to maintain the current level of General Fund services over the next five years.

The City conducted a poll to determine the possibility of increasing the levy to \$1.95 per \$1,000 of assessed value. The conclusion from the polling results was that voters were unlikely to approve an increase to the \$1.95 rate.

Based on the work sessions and the results of the polling, the City Council directed staff to prepare a Request for Ballot Title to renew the Local Option Levy at \$1.60 per \$1,000 of assessed value. The Request for Ballot Title consists of three parts: 1) Caption – 10 words which reasonably identify the subject of the measure; 2) Question – 20 words which plainly phrases the chief purpose of the measure; and 3) Summary – 175 words which concisely and impartially summarizes the measure and its major effect.

The Request for Ballot Title is the first step in the process to place the levy renewal on the November 7, 2017, election. If the Council approves the Request for Ballot Title, the City Recorder (the City's election official) will publish the Request for Ballot Title to give interested parties seven days to appeal the Ballot Title. Assuming there is no appeal of the Ballot Title, staff

will bring a Notice of Measure Election to the Council for approval at its July 10, 2017, City Council meeting. Included with the Notice of Measure Election will be the 500 word Explanatory Measure that will impartially explain the measure and its effect. If the Notice of Measure Election is approved, it can be filed with the County Elections Officer and the measure will be placed on the November 7, 2017, election.

FISCAL IMPACT: If the Local Option Levy is renewed, the City will be able to maintain the current level of General Fund services through June 30, 2023, based on current forecasts if all the assumptions used to prepare the forecasts are reasonably accurate. If the Local Option Levy is not renewed, the City will need to reduce current services provided in the Police, Fire, Parks & Recreation, and Library Departments.

STAFF RECOMMENDATION: Staff recommends the City Council approve the attached resolution approving the Request for Ballot Title so the City can continue the process to have the measure placed on the November 7, 2017, election.

ATTACHMENT(s): Resolution Approving Request of Ballot Title