

COUNCIL RESOLUTION No. 59-2022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, CALLING FOR AN ELECTION IN THE CITY OF MILWAUKIE ON NOVEMBER 8, 2022 TO SUBMIT TO CITY VOTERS THE ESTABLISHMENT OF A FIVE-YEAR PARKS AND RECREATION LOCAL OPTION LEVY IN PLACE OF THE NORTH CLACKAMAS PARKS AND RECREATION TAX.

WHEREAS public park and recreation services are some of the most important community services provided for the community members of Milwaukie; and

WHEREAS park and recreation services are currently provided to the community members of Milwaukie by the North Clackamas Parks and Recreation District (NCPRD); and

WHEREAS the Council believes that it is in best interest of the community members of Milwaukie to re-establish a city-run parks department to provide the services currently provided to the city by NCPRD; and

WHEREAS the Council has determined that in order to do so there is a need to seek funding from property owners in Milwaukie of approximately one million three hundred and fifty thousand dollars (\$1,350,000) per year in order to provide dedicated park maintenance and recreation services in Milwaukie for the fiscal years 2023/2024 through 2027/2028; and

WHEREAS the Council finds it is in the best interest of the community members of Milwaukie to submit to the voters a local option levy for parks and recreation services of \$0.5382 per \$1,000 of assessed value for five years beginning with Fiscal Year 2023/24; and

WHEREAS this levy is equal to the tax rate that property owners in Milwaukie have paid and are currently paying to NCPRD, and

WHEREAS the city will not impose this levy if the city does not withdraw from NCPRD or otherwise establish a city-run parks department.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Milwaukie, Oregon that:

Section 1. An election is hereby called in and for the City of Milwaukie, Clackamas County, Oregon, to submit to the legal voters of the city the following question:

Shall Milwaukie maintain a tax rate of \$0.538/\$1,000 previously levied by NCPRD for parks and recreation provided by the city?

Section 2. Tuesday, November 8, 2022 is hereby designated as the date for holding the election for voting on the measure.

Section 3. The election shall be conducted by the Clackamas County Elections Department.

Section 4. The precincts for said election shall be and do constitute all of the territory included within the corporate limits of the City of Milwaukie.

Section 5. The ballot title to appear on the ballots shall read as follows:

CAPTION: APPROVAL OF MILWAUKIE PARKS AND RECREATION LEVY FOR FIVE-YEARS

QUESTION: Shall Milwaukie maintain a tax rate of \$0.538/\$1,000 previously levied by NCPRD for parks and recreation provided by the city? This measure may cause property taxes to increase more than three percent.

SUMMARY:

This measure replaces and maintains the current rate imposed by the North Clackamas Parks and Recreation District (NCPRD), but directs the funds raised by the levy to the city rather than NCPRD in the event the city withdraws from NCPRD.

Milwaukie intends to resume the role of the parks and recreation provider from NCPRD. Property owners currently pay property taxes to NCPRD at the rate of \$0.5382 per \$1000 of assessed value.

If approved, the levy would replace the funds that property owners currently pay to NCPRD and direct those resources to the city for park maintenance and recreation programming. If the city does not withdraw from NCPRD, the city will not collect this rate to avoid duplicate taxation of property owners in Milwaukie.

It is estimated that this rate will generate approximately \$1,350,000 per year over the next five years. Should this levy fail, the city would not have enough resources to maintain the parks or provide recreation programming. The amount of funds raised by this proposed levy for each of the next five fiscal years is estimated to be as follows: FY 2023/24: \$1,271,000; FY 2024/25: \$1,309,000; FY 2025/26: \$1,349,000; FY 2026/27: \$1,389,000; FY 2027/28: \$1,431,000, for an estimated total of \$6,748,000.

Section 6. Consistent with ORS 251.345, the City Recorder is hereby authorized to submit an impartial explanatory statement for the Clackamas County Voters' Pamphlet on behalf of the city to read substantially similar to the following:

EXPLANATORY STATEMENT:

This measure replaces and maintains the current rate imposed by the North Clackamas Parks and Recreation District (NCPRD), but directs the funds raised by the levy to the city rather than NCPRD in the event the city withdraws from NCPRD.

The City of Milwaukie intends to resume the role of the parks and recreation provider from NCPRD. Property owners currently pay property taxes to NCPRD at the rate of \$0.5382 per \$1000 of assessed value.

Milwaukie is asking voters to consider a levy at the same rate as the current NCPRD tax. If approved, the levy would replace the funds that residents property owners currently pay to NCPRD and direct those resources to the city for parks maintenance and recreation programming. If the city does not withdraw from NCPRD, the city will not collect this rate to avoid duplicate taxation of property owners in Milwaukie.

It is estimated that this rate will generate approximately \$1,350,000 per year over the next five years. Should this levy fail, the city would not have enough resources to maintain the parks or provide recreation programming. The amount of funds raised by this proposed levy for each of the next five fiscal years is estimated to be as follows: FY 2023/24: \$1,271,000; FY 2024/25: \$1,309,000; FY 2025/26: \$1,349,000; FY 2026/27: \$1,389,000; FY 2027/28: \$1,431,000, for an estimated total of \$6,748,000.

The City of Milwaukie owns all of the parks within the city limits including the majority of the land within North Clackamas Park. The city also owns the Milwaukie Community Center. The city is currently constructing Balfour, Bowman-Brae, and Scott Park. In 2025, the city is scheduled to reconstruct Dogwood Park.

This measure would allow the city to collect revenue beyond its permanent tax rate on a five-year basis dedicated to parks and recreation service.

This proposed levy continues the overall existing tax rates. Instead of \$0.5382/\$1,000 of assessed value going to NCPRD, the levy will direct that amount to the city to be used for park maintenance and recreation programming.

Section 7. A copy of the ballot title shall be published in the next available edition of a newspaper of general distribution in the city as well as notice of the seven day challenge ballot title challenge period as required in ORS 250.296.

Section 8. This resolution is effective upon its adoption by the City Council.

Introduced and adopted by the City Council on **August 16, 2022**.

This resolution is effective immediately.



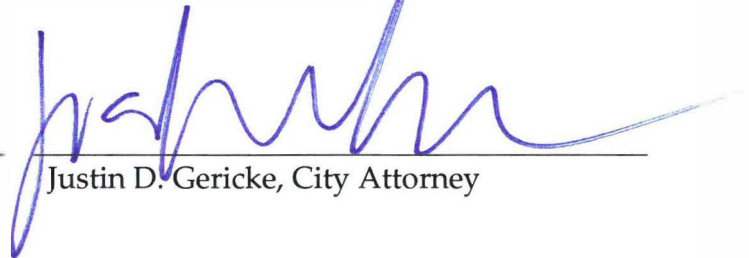
Mark F. Gamba, Mayor

ATTEST:

APPROVED AS TO FORM:



Scott S. Stauffer, City Recorder



Justin D. Gericke, City Attorney