

M34-302

SEL 802

rev 01/18 ORS 250.035, 250.041, 250.275, 250.285, 254.095, 254.465

# Notice of Measure Election

City

## Notice

**Date of Notice**

August 14, 2020

**Name of City or Cities**

North Plains

**Date of Election**

November 3, 2020

**Final Ballot Title** The following is the final ballot title of the measure to be submitted to the city's voters. The ballot title notice has been published and the ballot title challenge process has been completed.

**Caption** 10 words which reasonably identifies the subject of the measure.

Authorize \$0.03 per gallon motor vehicle fuel business license tax.

**Question** 20 words which plainly phrases the chief purpose of the measure.

Shall City establish a motor vehicle fuel business license tax of \$0.03 per gallon?

**Summary** 175 words which concisely and impartially summarizes the measure and its major effect.

Ordinance 469 creates a \$0.03 per gallon tax on all motor vehicle fuel sold within the City that will be paid on a monthly basis by motor vehicle fuel dealers. The revenue from the tax would be used only for the construction, reconstruction, improvement, repair, maintenance, operation, and use of public highways, roads, and streets in the City, and those subject to City control.

"Yes" vote would approve the \$0.03 per gallon tax on motor vehicle fuel sold within the City.

"No" vote would reject the \$0.03 per gallon tax on motor vehicle fuel sold within the City.

Projects that could be potentially funded by the tax include:

- Intersection improvement at Glencoe Road and West Union Road
- Pedestrian improvements on Commercial Street and West Union Road
- East Cottage Street overlay
- Pedestrian improvements on Main Street
- Pedestrian improvements on Pacific Street
- East Hillcrest Street overlay

Under State law any increases to such taxes must be approved by the voters.

**Explanatory Statement** 500 words that impartially explains the measure and its effect.

If the county is producing a voters' pamphlet an explanatory statement must be drafted and attached to this form for:

→ any measure referred by the city governing body; or

→ any initiative or referendum, if required by local ordinance.

**Explanatory Statement Attached?**

Yes

No

**Authorized City Official** Not required to be notarized.

**Name**

Andy Varner

**Title**

City Manager

**Mailing Address**

31360 NW Commercial St. North Plains, Or 97133

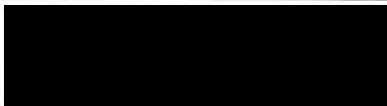
**Contact Phone**

503-647-5555

*By signing this document:*

→ I hereby state that I am authorized by the city to submit this Notice of Measure Election; and

→ I certify that notice of receipt of ballot title has been published and the ballot title challenge process for this measure completed.



8-14-2020

Signature

Date Signed

# Joint County Voters' Pamphlet Measure Explanatory Statement

AUG 14 20 PM 1:33

**! Important! Read all instructions before completing this form.**

Use this form when filing a 'JCVP-05 Joint County Voters' Pamphlet Measure Explanatory Statement' with your County Elections office. If a local government/jurisdiction is located in more than one county, the County Elections office of the county in which the city hall of the City or the administrative office of the local government is located shall be the filing officer for the JCVP-05.

### Filing Information

Election:  Primary \_\_\_\_\_  General \_\_\_\_\_  Special \_\_\_\_\_

Measure # 34-302

### Ballot Title Caption

Authorize \$0.03 per gallon motor fuel business licence tax

Name of Person responsible for content of 'Measure Explanatory Statement' (as it should appear in the Voters' Pamphlet):

Andy Varner, City Manager

Name of Jurisdiction/Organization the person is authorized to represent (as it should appear in the Voters' Pamphlet):

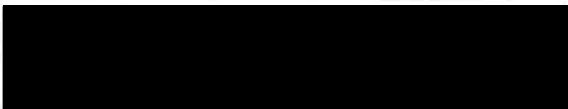
North Plains, Oregon

### Contact Information:

Phone: Cell: 971-221-9122 Work: 503-647-5555 Home: \_\_\_\_\_

Email: Andy.Varner@northplains.org

### Signature



City Recorder Aug. 14, 2020

Signature of person responsible for the content of "Measure Explanatory Statement"

Date

### Measure Explanatory Statement

See attached for "Measure Explanatory Statement" (500 word/number MAX)

### For Office Use only:

County: \_\_\_\_\_

Word Count (500 max):

Signed?  Yes  No

Providing digital copy?  Yes  No

Explanatory Statement attached?  Yes  No

Received digital copy?  Yes  No

Intake Staff Initials

Review Staff Initials

## EXPLANATORY STATEMENT

Ordinance No. 469 creates a \$0.03 per gallon tax on motor vehicle fuel (gas or diesel) sold, used or distributed in the City which will be paid on a monthly basis by motor vehicle fuel dealers. The money must be used solely for the construction, reconstruction, improvement, repair, maintenance, operation, and use of public highways, roads, and streets in the City, and those subject to City control, as allowed by State law. Ordinance No. 469, adopted by the Council in August 2020, is expected to generate about \$150,000 annually for these purposes. The tax is paid by motor vehicle fuel dealers on all motor vehicle fuel sold, used, or distributed in the City regardless of whether it is purchased by a resident or nonresident.

### **Why is Ordinance No. 469 on the ballot?**

Any motor vehicle fuel tax adopted by the City Council must be referred to and approved by the voters before it can be enacted under state law.

The City Council approved Ordinance No. 469 on August 3, 2020; it was then referred to voters for approval. If approved, the Ordinance takes effect January 1, 2021.

### **What would be done with the funds raised by Ordinance No. 469?**

The money collected from the tax stays with the City. The tax funds must be used as proscribed by the Oregon Constitution on construction, reconstruction, improvement, repair, maintenance, operation, and use of public highways, roads, and streets in the City, and those subject to City control. One of the primary goals is to maintain streets, including the asphalt and drainage facilities on City streets, to avoid the need for full-scale reconstruction of roads. The funds will also be used on reconstruction projects for those roads that cannot be rehabilitated through minor repairs.

The money could also be used as required City "matching funds" for state or federal grant projects for larger scale projects. Local matches - of up to 50% of the overall project cost for street repair or construction - are required so that the City can get and use either State or Federal highway funds for City projects.

Identified Projects could include:

- Intersection improvement at Glencoe Road and West Union Road
- Pedestrian improvements on Commercial Street and West Union Road
- East Cottage Street overlay

- Pedestrian improvements on Main Street
- Pedestrian improvements on Pacific Street
- East Hillcrest Street overlay

**Who would pay?**

The tax would be paid by all motor vehicle fuel dealers in the City and applies to all gas or diesel fuel sold, used, or distributed in the City regardless of whether it was purchased by a North Plains resident or not. Approximately 3,000-5,000 vehicles a day use North Plains thoroughfares – some from outside the City, so it is very probable non-City residents will pay at least some of the tax.