

BEFORE THE BOARD OF COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO: 18-10-16-07

IN THE MATTER OF ADJUSTING
APPROXIMATE PERCENTAGE OF
DISTRIBUTION BETWEEN THE LANE
COUNTY SHERIFF'S OFFICE AND
YOUTH SERVICES FROM 79%
SHERIFF'S OFFICE, 21% YOUTH
SERVICES TO APPROXIMATELY 84.5%
SHERIFF'S OFFICE, 15.5% YOUTH
SERVICES OF THE FIVE YEAR PUBLIC
SAFETY LOCAL OPTION LEVY AND
ESTABLISHING THAT FUTURE
PERCENT ADJUSTMENTS OCCUR
THROUGH THE ANNUAL BUDGET
PROCESS

WHEREAS, on February 12, 2013 the Board of Commissioners voted unanimously to refer to Lane County voters a five (5) year Public Safety Local Option Levy to provide a minimum of two hundred and fifty-five (255) local jail beds and critical youth services consisting of eight (8) youth detention beds and eight (8) youth treatment beds; and,

WHEREAS, on February 12, 2013 the Board of Commissioners voted unanimously to refer to Lane County voters a rate of the five year Public Safety Local Option Levy of fifty-five cents (.55) per thousand dollars (\$1,000) of assessed valuation; and,

WHEREAS, on February 12, 2013 and by BO #13-02-12-06 the Board of Commissioners ordered that approximately ninety-one percent (91%) of the amount collected from the five (5) year Public Safety Local Option Levy be dedicated to jail operations and approximately nine percent (9%) of the funds collected be dedicated to critical youth services; and,

WHEREAS, on May 21, 2013 Lane County voters approved a five (5) year Public Safety Local Option Levy at fifty-five cents (.55) per thousand dollars of assessed value for the Fiscal Years 2013-2014, 2014-2015, 2015-2016, 2016-2017 and 2017-2018; and,

WHEREAS, due to higher than projected jail revenues and lower than projected expenditures, the Sheriff's Office portion of the levy funds resulted in a larger than needed reserve to provide the service levels promised for the five year levy period; and,

WHEREAS, Lane County Sheriff Byron Trapp indicated in his March 2016 budget meeting with Lane County Administrator Steve Mokrohisky that he was

interested in exploring a reduction in the levy rate assessed on future property tax bills; and,

WHEREAS, on May 10, 2016, Sheriff Trapp proposed to the Lane County Budget Committee that there be a reduction in the rate of five (5) year Public Safety Local Option Levy assessed on future property tax bills; and,

WHEREAS, on May 19, 2016 the Lane County Budget Committee voted unanimously to lower the five year Public Safety Local Option Levy rate from fifty-five cents (.55) per thousand dollars of assessed value to thirty-eight cents (.38) per thousand dollars of assessed value for the Fiscal Year 2016-2017 with thirty (30) cents for jail services and eight (8) cents for critical youth services; and,

WHEREAS, in order to allocate the rate pursuant to Budget Committee direction, an adjustment must be made in the approximate ratio of ninety-one percent (91%) of the amount collected from the option levy being dedicated to jail operations and approximately nine percent (9%) of the funds being dedicated to critical youth services; and,

WHEREAS, the rate of thirty (30) cents for jail services and eight (8) cents for critical youth services results in change in the distribution to approximately seventy-nine percent (79%) of the amount collected from the local option levy being dedicated to jail operations and approximately twenty-one percent (21%) of the amount collected from the local option levy to critical youth services; and,

WHEREAS, the 2016 Lane County Budget Committee approved the decrease in rate and change in distribution based upon financial projections for a two year period covering budget years 2016-2017 and 2017-2018, although the 2017 Budget Committee will make the final decision on the 2017-2018 rate and distribution as part of that budget process; and

WHEREAS, in BO #16-08-23-04 2016 the Board of Commissioners changed the approximate ratio of distribution of the amount collected by the five (5) year Public Safety Local Option Levy to approximately seventy-nine (79%) of the amount collected to be dedicated to jail operations and approximately twenty-one (21%) of the funds collected be dedicated to critical youth services for the fiscal year 2016-2017 and continued that change in distribution as approved by the 2017 Budget Committee; and

WHEREAS, on May 16, 2017, Lane County voters approved a renewal of the five (5) year Public Safety Local Option Levy at fifty-five cents (.55) per thousand dollars of assessed value for the Fiscal Years 2018-2019, 2019-2020, 2020-2021, 2021-2022 and 2022-2023; and,

WHEREAS, the 2018 Budget Committee approved a change in the total tax levied to forty-three and a half (43.5) cents per thousand dollars of assessed value, or eighty-four and half percent (84.5%) for jail operations and eight (8) cents per thousand

dollars of assessed value, or fifteen and a half (15.5%) of the funds collected be dedicated to critical youth services for fiscal year 2018-2019; and

WHEREAS, the Board of County Commissioners of Lane County recognizes that the change in the rate and distribution of the amount collected from the local option levy to dedicated to jail operations and critical youth services represents the best estimate by staff of the ratio necessary to add an additional 50 local jail beds and maintain the stable level of funding for critical youth services in Board Order 13-02-12-06, but may need to be adjusted in the future to maintain the appropriate level of services in the two programs receiving funding from this Levy;

WHEREAS, the Board of Commissioners finds that future changes in the rate and distribution ratio is best determined as part of the annual budget process as part of the maximum rate set by the Budget Committee and the distribution ratio between the two programs as recommended by the Budget Committee and adopted by the Board of Commissioners and that future changes in the distribution ratio will be set in the Order/Resolution Adopting the County's Annual Budget; ; and

NOW, THEREFORE, the Board of County Commissioners of Lane County **ORDERS** as follows:

1. That the approximate ratio of distribution of the amount collected by the five (5) year Public Safety Local Option Levy be changed to approximately eighty-four and a half percent (84.5%) of the amount collected to be dedicated to jail operations and approximately fifteen and a half percent (15.5%) of the funds collected to be dedicated to critical youth services for the fiscal year 2018-2019.
2. Any future changes in distribution will be set through the annual budget process and set in the Order/Resolution Adopting the County's Annual Budget

ADOPTED this 16th day of October, 2018.

APPROVED AS TO FORM
Date 10/10/18

LANE COUNTY OFFICE OF LEGAL COUNSEL



Jay Bozievich, Chair
Lane County Board of Commissioners