

RESOLUTION NO. 6666

A RESOLUTION CALLING FOR AN ELECTION ON MAY 15, 2018, TO REFER TO THE VOTERS OF THE CITY OF ALBANY, OREGON, A FIVE CENT PER GALLON MOTOR VEHICLE FUEL TAX AND ADOPTING A BALLOT TITLE

WHEREAS, Section 4 of the Charter of the City of Albany provides that the City has all power that the constitutions, statutes, and common law of the United States and Oregon expressly or impliedly grant or allow the City, as fully as though this charter specifically enumerated each of those powers, and

WHEREAS, if approved, the proceeds from the City's motor vehicle fuel tax will be used by the City to construct, reconstruct, improve, repair, maintain, and operate public roads and streets within the city; and

WHEREAS, ORS 319.950 requires voter approval of local fuel taxes. The City Council is adopting this resolution to allow the voters to decide whether to approve a 5-cent per gallon fuel tax.

NOW, THEREFORE, THE ALBANY CITY COUNCIL RESOLVES AS FOLLOWS

Section 1 A city election is called for the purpose of submitting to the qualified electors of the City of Albany a measure creating a motor vehicle fuel tax on motor vehicle fuel dealers (motor vehicle fuel tax) of \$ 05 per gallon, a copy of which is attached to this resolution as Exhibit A and incorporated into this resolution by reference.

Section 2. The ballot title for this measure shall be substantially as follows.

CAPTION Motor Vehicle Fuel Tax

QUESTION Should Albany impose a 5-cent per gallon motor vehicle fuel tax for street maintenance and repair?

SUMMARY This measure, if approved, would authorize Albany to impose a tax on retail motor vehicle fuel sold within the city. The 5-cent per gallon tax would provide funding for preservation of city streets, including repair, reconstruction, and maintenance. Proceeds could only be used for street maintenance and repair of streets and related required improvements. Priority will be given to residential/local streets.

Section 3 The City Council orders this city election to be held in the city of Albany, Oregon, concurrently with the primary election on the 15th day of May 2018, in accordance with the provisions of Chapter 254 of the Oregon Revised Statutes. The ballots shall be counted and tabulated and the results certified as provided by law

Section 4 If a majority of the legal voters of the city voting on this measure approve this measure, it shall take effect on January 1, 2019

Section 5 This resolution, including the proposed ballot title, shall be delivered to the City Clerk on the date of its adoption.

Section 6 The City Clerk shall give notice of this measure as required by law and take such other actions and otherwise proceed with the election as provided by law so as to carry out the purpose of this resolution.

Section 7 This resolution shall become effective immediately upon its adoption.

DATED AND EFFECTIVE THIS 21ST DAY OF FEBRUARY 2018



Mayor

ATTEST



City Clerk

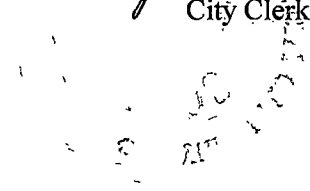


EXHIBIT A

EXPLANATORY STATEMENT

The measure, if approved, would authorize the City of Albany to impose a motor vehicle fuel tax at the rate of five cents per gallon for retail motor vehicle fuel sold in Albany

If approved, the fuel tax is expected to generate \$1,250,000 per year, according to Oregon Department of Transportation estimates. The proceeds would be primarily dedicated to the maintenance and improvements of Albany's residential/local streets.

Currently, street maintenance is mostly funded by state and federal fuel tax funds. This funding source has failed to provide sufficient funds to maintain approximately 187 centerline miles of city streets. Under Oregon law, net revenues from fuel taxes may be spent only on construction, reconstruction, improvement, repair, maintenance, operation, and use of city streets.

Over 20 cities in Oregon have adopted a motor vehicle fuel tax.

If approved, the measure would take effect on January 1, 2019