

# LOC Bulletin



July 21, 2017

## 2017 Bill Summary Available

The League's "97th Legislative Session Summary of Bills" is available [here](#) and on the LOC website ([www.orcities.org](http://www.orcities.org)). This summary is a comprehensive review of legislation—both passed and failed—that the League's advocacy team, often with the assistance of city officials, worked on during the 2017 session.

**Contact:** Craig Honeyman, Legislative Director – [choneyman@orcities.org](mailto:choneyman@orcities.org)

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## Several Cities in Danger of Losing State Shared Revenues

The Oregon Department of Administrative Services (DAS) is reminding city managers and recorders to take the necessary steps **prior to July 31** to receive quarterly state shared revenue payments. According to state records, an unusual number of cities have failed to file their certifications with DAS this year and are in jeopardy of not receiving per capita state liquor, cigarette and gas tax revenues.

Cities should have received documents (by email and mail) from DAS requesting that they:

- Pass an ordinance or resolution requesting state shared revenue money;
- Hold public hearings before the budget committee and city council regarding the city's use of state shared revenues; and

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- Submit documentation, such as the [short form](#) distributed by DAS, certifying compliance and intent to receive tax revenues in fiscal year 2017-18.

Additionally, cities in counties with populations in excess of 100,000 inhabitants must certify that they provide at least four of the statutorily listed municipal services. All cities in Clackamas, Deschutes, Douglas, Jackson, Lane, Linn, Marion, Multnomah and Washington counties must submit a [separate certification](#). See the June 30 [LOC Bulletin](#) for further details.

**If your city has not filed its certification, contact DAS' Shared Financial Services Division immediately** at (503) 373-0735, or email Jeffrey Fehl at [Jeffrey.FEHL@oregon.gov](mailto:Jeffrey.FEHL@oregon.gov). Note that a separate new quarterly certification for state shared marijuana tax revenues will be required from cities, but that form is not yet available as legislation requiring it passed during the last week of session.

Cities missing one or both forms are listed below:

Adams	Gold Hill	Reedsport
Albany	Helix	Roseburg
Antelope	Island City	Rufus
Ashland	John Day	Salem
Aumsville	Joseph	Scio
Beaverton	La Pine	Shady Cove
Butte Falls	Lostine	St. Paul
Canyonville	Maupin	Stayton
Chiloquin	Mosier	The Dalles
Enterprise	Myrtle Creek	Union
Fairview	Myrtle Point	Vale
Falls City	Oakridge	Willamina
Gaston	Paisley	Yoncalla
Gervais	Prairie City	

**Contact:** Wendy Johnson, Intergovernmental Relations Associate – [wjohnson@orcities.org](mailto:wjohnson@orcities.org)

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## Amid Merger, LOC Joins Work Group on Urban Renewal

The League is participating in a series of work group meetings hosted by the House Committee on Economic Development and Trade in order to achieve consensus changes to the state's urban renewal statutes. The meetings are expected to continue throughout the interim, with a goal of preparing recommendations for the 2018 legislative session.

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During the just-completed session, an urban renewal bill (HB 2470) had one contentious hearing but did not advance. The League opposed the bill because the proposed changes would have threatened both city authority to manage urban renewal districts and the viability of using urban renewal as a key economic development tool. Thereafter, the committee began hosting the work group meetings. The first meeting identified statutory areas and urban renewal practices that stakeholders found problematic. Generally, concerns include urban renewal transparency, meaningful district formation input, permitted project usage of property tax revenues, duration of districts, and financial reports along with updates. The concerns came primarily from special districts and schools.

Key partners in the League's urban renewal advocacy efforts have been the Oregon Economic Development Association (OEDA) and the Association of Oregon Redevelopment Agencies (AORA). The League is a member of both organizations and holds an ex officio seat on OEDA's Board of Directors. Effective July 7, 2017, OEDA merged with AORA. The new organization will be organized under the OEDA name, with a robust Urban Renewal Committee and board representation. The merger acknowledges the importance of urban renewal as a key economic development tool and signifies a desire to strengthen economic development advocacy and training while providing efficiency for members. The League will continue to serve on the OEDA Board and the Urban Renewal Committee. Cities with merger questions are directed to contact OEDA President [Jon Stark](#). Cities seeking 2017-18 membership information are directed to [this document](#). Membership fees are due in September. For further information, OEDA's website can be accessed [here](#) and AORA's website can be accessed [here](#).

Cities with a recent urban renewal statutory issue or a significant conflict with other taxing districts on urban renewal practices or processes are asked to email LOC's Wendy Johnson so that it can be considered during the work group discussions.

**Contact:** Wendy Johnson, Intergovernmental Relations Associate – [wjohnson@orcities.org](mailto:wjohnson@orcities.org)

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## State and Local Marijuana Tax Distributions Clarified

The following are clarifications for cities on the distribution of revenues of state and local marijuana taxes:

**State Tax:** HB 3470 passed during the final week of the legislative session, providing that state marijuana taxes collected from January 1, 2016 until July 1, 2017 will be distributed on a per capita basis to all incorporated cities without limitations. The city share of the state tax is 10 percent of the revenues, but administrative costs must first be deducted. The total estimated city share is \$7.86 million. Payments for these taxes are in September.

Cities that have prohibited any premises that requires a marijuana license will receive no share of state marijuana revenues for taxes collected after July 1, 2017. To get a share of those taxes,

cities must certify quarterly with the Oregon Liquor Control Commission (OLCC) that they do not prohibit the establishment of premises for which a marijuana license is required. The quarterly certification will be required because a city could either impose or lift a marijuana premises ban at any time. The OLCC certification process and form are in development, but cities will be notified of the new requirements. Once certified, distributions to cities will be 75 percent based on population, and 25 percent on licensure numbers in the city compared to the total licenses in all cities. The first quarter using this distribution ratio will be July - September 2017.

**Local Tax:** Local marijuana tax distributions began in June for cities that are using the Oregon Department of Revenue (DOR) for collection. A few cities collect a local marijuana tax on their own, but most use the DOR. The department keeps a list that is available [here](#). City collection agreements with the DOR require confidentiality of taxpayer information, and that may include disclosure of the amount of taxes collected if there are a few marijuana retailers in a city. Cities should review their agreements and consult both their city attorneys and the DOR with confidentiality questions. The DOR collection agreement also provides that cities must update the DOR each quarter with information on the retailers in the city, including names and locations. The DOR will not withhold tax payments for failure to provide this update, but providing this information is in a city's best interest for tax liability purposes. Cities are in the best position to ensure locations are correctly credited to their tax jurisdiction. Lastly, to receive a marijuana tax distribution report that provides a breakdown on state and local taxes, penalties, interest and fees, cities need to submit proper paperwork to the DOR. This is a one-time requirement to verify confidentiality compliance. Many cities did not respond to the DOR prior to the June local tax disbursement, and thus did not receive the report with their payment. To provide the quarterly retailer update, receive the distribution reports, or ask marijuana tax questions of the DOR, cities can send an email to [marijuanatax.dor@oregon.gov](mailto:marijuanatax.dor@oregon.gov) or call (503) 947-2597.

**Contact:** Wendy Johnson, Intergovernmental Relations Associate – [wjohnson@orcities.org](mailto:wjohnson@orcities.org)

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## Register Now for 92nd LOC Conference

Registration for the League of Oregon Cities' 92nd Annual Conference, the largest gathering of city officials in Oregon each year, is now open. The 2017 LOC Conference is scheduled for September 28-30 at the DoubleTree by Hilton Portland.

To register, click [here](#).

For an overview of this year's program, speakers, tours and more, click [here](#).

**Contact:** Jenni Kistler, Project Coordinator – [jkistler@orcities.org](mailto:jkistler@orcities.org)

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## Applications Sought for LOC Board of Directors

Continuing the quality programs provided by the League depends on the involvement of city leaders. One avenue for involvement is service on the LOC Board of Directors. During this year's annual conference, League members will elect four directors at large and a treasurer to the LOC Board for 2018. The treasurer position leads to the office of LOC President. According to the League's bylaws, the treasurer position and three of the director positions shall be filled by an elected city official. One of the four director positions shall be filled by a city management employee, for which the LOC Nominating Committee will consider the recommendation of the Oregon City/County Management Association. For the first year of the three-year term, this city management position will be "director-elect" (non-voting). The League's five-member Nominating Committee recommends candidates for open positions. During the annual business meeting on September 30, the entire membership will receive the recommendations of the Nominating Committee and make the final decision.

City officials interested in running for the LOC Board are asked to complete the application form [here](#), or send an email to LOC's Member and Administrative Services Director Jennifer Lewis ([jlewis@orcities.org](mailto:jlewis@orcities.org)) to receive a hard copy application. Completed forms are due to the League office by **Friday, August 18**. Applicants will make a presentation to the Nominating Committee during the annual conference on Thursday, September 28.

**Contact:** Jennifer Lewis, Member and Administrative Services Director – [jlewis@orcities.org](mailto:jlewis@orcities.org)

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## ODOT Soliciting Local Bridge Projects

The Oregon Department of Transportation's Local Agency Bridge Selection Committee (LABSC) is soliciting applications for local bridge projects. The LABSC's intent is to collect preliminary information that will be used in its 2022-2024 selection process. For more information about the program, and to see a list of eligible local bridges, click [here](#). The deadline for applications is **October 15**.

**Contact:** Craig Honeyman, Legislative Director – [choneyman@orcities.org](mailto:choneyman@orcities.org)

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## Free Notary Seminars Available

The Oregon Secretary of State's office has scheduled free notary seminars throughout the state to give every notary an opportunity to become properly trained and educated about Oregon laws and notary procedure.

Upcoming seminars:

- August 1, 1:00 p.m. – 4:00 p.m. – Salem, Center for Business and Industry
- August 2, 9:00 a.m. – 12:00 p.m. – Lebanon, LBCC Lebanon Center Annex
- August 9, 9:00 a.m. – 12:00 p.m. – Portland, Multnomah Building
- August 23, 9:00 a.m. – 12:00 p.m. – Corvallis, Madison Building
- August 24, 1:00 p.m. – 4:00 p.m. – McMinnville public Library
- August 29, 9:00 a.m. – 12:00 p.m. – Lake Oswego, City Hall Council Chambers
- August 31, 9:00 a.m. – 12:00 p.m. – Prineville, City Hall Council Chambers

For a complete schedule or to register, click [here](#).



For more information on LOC programs and services, visit:

[www.orcities.org](http://www.orcities.org).

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and on Facebook: [facebook.com/LeagueOfOregonCities](https://facebook.com/LeagueOfOregonCities).

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