

Meeting date: December 11, 2013

ADVISORY INFORMATION

Date: December 4, 2013

Subject: Adopting of the 2013, Payable 2014, Tax Levies for General Purposes, Livable Communities Demonstration Account, Livable Communities Tax Base Revitalization Account, Parks Debt Anticipation, Transit Debt Anticipation and the 2014 Unified Budget (Resolutions 2013-38, 2013-39, 2013-40, 2013-41, 2013-42 and 2013-43)

District(s), All

Member(s):

Policy/Legal Minnesota Statutes Section 275.07, Subdivision 1, Section

Reference: 473.121 and Section 473.13, Subdivision 1

Prepared/Presented: Mary Bogie, Chief Finance Officer (651) 602-1359

Division/Department: Regional Administration

Proposed Action

That the Metropolitan Council adopts the following resolutions:

- **2013-38:** Adopting the Council's 2013 Tax Levy for General Purposes for Certification to the County Auditors
- **2013-39:** Adopting the Council's 2013 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund
- **2013-40:** Adopting the Council's 2013 Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act
- **2013-41:** Certifying the Council's 2013 Tax Levy for Debt Service on Future Park Bonds
- **2013-42:** Certifying the Council's 2013 Tax Levy for Debt Service on Future Transit Bonds
- **2013-43:** Adopting the Metropolitan Council's 2014 Unified Budget

Rationale and Funding

- Under Minnesota Statutes 473.13, Subdivision 1, the Council must adopt the final budget covering anticipated receipts and disbursements for 2014, as well as, the capital expenditures for the budget year, based on a five-year capital program and decide upon the total amount necessary to be raised from ad valorem tax levies to meet its budget on or before December 20.
- Under Minnesota Statutes 275.07, Subdivision 1, and 473.13, Subdivision 1, the Council must certify final 2013, payable 2014 property tax levies to the county auditors on or before five working days after December 20.

- The attached resolutions are shown with the preliminary levy amounts adopted by the Council on August 28, 2013. The Council may not increase, but may elect to reduce, the preliminary levies. By adopting resolutions 2013-38 through 2013-42, the preliminary levies become the Council's final levies.

<u>Levies Requiring Council Action</u>	<u>Preliminary Levies as Adopted</u>	<u>Resolution</u>
General Purposes	\$ 14,261,573	2013-38
Metropolitan Right-Of-Way Acquisition Loan Fund	0	n/a
Livable Communities Demonstration Account	11,194,036	2013-39
Livable Communities Tax Base Revitalization Acct	5,000,000	2013-40
Parks Debt Service Anticipation	3,725,925	2013-41
Transit Debt Service Anticipation	15,097,321	2013-42
Total Levies Requiring Council Action	\$ 49,278,855	
<u>Levies Certified By Debt Issuance (Council Action Not Required)</u>		
Transit Debt Service Levy	\$ 28,332,874	
Parks Debt Service Levy	2,429,648	
Total Levies Not Requiring Council Action	\$ 30,762,522	
Total Levies	\$ 80,041,377	

- Resolution 2013-43: Adopting the 2014 Unified Budget. Total levies and full-time equivalents remain unchanged from the public comment draft dated adopted November 13, 2013.

Total expenditures in the final operating budget increased by \$ 2,364,000 from the public comment draft. The increase is entirely in the pass-through grant and loan program and reflects increased pass-through payments to suburban transit providers resulting from increases in projected MVST revenues in 2014.

The final capital program assumes that the Council approves Business Item 2013-321 on December 11, 2013 amending the 2013 Unified Capital Program for Transit. The amendment increases the 2014-2019 Capital Improvement Plan by \$ 300,000, the Authorized Capital Program by \$ 4,300,000 and the 2014 Capital Budget by \$ 2,300,000.

Known Support/Opposition

None

METROPOLITAN COUNCIL
390 Robert Street North, Saint Paul, Minnesota 55101
(651) 602-1000 TTY (651) 291-0904

RESOLUTION NO. 2013-38

**RESOLUTION ADOPTING THE METROPOLITAN COUNCIL'S
2013 TAX LEVY FOR GENERAL PURPOSES
FOR CERTIFICATION TO THE COUNTY AUDITORS**

- WHEREAS,** Minnesota Statutes, Section 473.121, Subdivision 2, defines the Metropolitan Area as including only the Counties of Anoka, Carver, Dakota excluding the City of Northfield, Hennepin excluding the Cities of Hanover and Rockford, Ramsey, Scott excluding the City of New Prague and Washington; and
- WHEREAS,** Minnesota Statutes, Section 473.13, Subdivision 1, requires that on or before December 20, the Council shall adopt a final budget and shall decide upon the total amount necessary to be raised from ad valorem tax levies to meet its budget; and
- WHEREAS,** Minnesota Statutes, Section 473.13, Subdivision 1, requires that no later than five working days after December 20, the Council shall certify to the county auditors the property tax levy for taxes payable in the following year; and
- WHEREAS,** Minnesota Statutes Section 473.13, Subdivision 1, requires that the share of the tax to be levied within each county by the Council must be an amount bearing the same proportion to the total final levy agreed on by the Council as the net tax capacity of the county bears to the net tax capacity of the metropolitan area; and
- WHEREAS,** Minnesota Statutes Section 473.249, Subdivision 1, authorizes the Council to levy a tax on all taxable property in the Metropolitan Area to provide funds for the general purpose of carrying out the Council's responsibilities as provided by law.

NOW, THEREFORE, BE IT RESOLVED:

THAT the amount to be raised from ad valorem taxes levied in 2013, for collection during 2014, for general purposes is \$ 14,261,573.

Adopted this 11th day of December 2013.

Susan Haigh, Chair

Emily Getty, Recording Secretary

METROPOLITAN COUNCIL
390 Robert Street North, Saint Paul, Minnesota 55101
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RESOLUTION NO. 2013-39

**RESOLUTION ADOPTING A 2013 TAX LEVY FOR THE
LIVABLE COMMUNITIES DEMONSTRATION ACCOUNT IN THE
METROPOLITAN LIVABLE COMMUNITIES FUND**

- WHEREAS,** Minnesota Statutes, Section 473.121, Subdivision 2, defines the Metropolitan Area as including only the Counties of Anoka, Carver, Dakota excluding the City of Northfield, Hennepin excluding the Cities of Hanover and Rockford, Ramsey, Scott excluding the City of New Prague and Washington; and
- WHEREAS,** Minnesota Statutes, Section 473.13, Subdivision 1, requires that on or before December 20, the Council shall adopt a final budget and shall decide upon the total amount necessary to be raised from ad valorem tax levies to meet its budget; and
- WHEREAS,** Minnesota Statutes, Section 473.13, Subdivision 1, requires that no later than five working days after December 20, the Council shall certify to the county auditors the property tax levy for taxes payable in the following year; and
- WHEREAS,** Minnesota Statutes Section 473.13, Subdivision 1, requires that the share of the tax to be levied within each county by the Council must be an amount bearing the same proportion to the total final levy agreed on by the Council as the net tax capacity of the county bears to the net tax capacity of the metropolitan area; and
- WHEREAS,** Minnesota Statutes Section 473.253, Subdivision 1, authorizes a property tax levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund.

NOW, THEREFORE, BE IT RESOLVED:

THAT the amount to be raised from ad valorem taxes levied in 2013, for collection during 2014, for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund is \$ 11,194,036.

Adopted this 11th day of December 2013.

Susan Haigh, Chair

Emily Getty, Recording Secretary

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RESOLUTION NO. 2013-40

**RESOLUTION ADOPTING A 2013 TAX LEVY FOR THE
TAX BASE REVITALIZATION ACCOUNT
OF THE LIVABLE COMMUNITIES ACT**

- WHEREAS,** Minnesota Statutes, Section 473.121, Subdivision 2, defines the Metropolitan Area as including only the Counties of Anoka, Carver, Dakota excluding the City of Northfield, Hennepin excluding the Cities of Hanover and Rockford, Ramsey, Scott excluding the City of New Prague and Washington; and
- WHEREAS,** Minnesota Statutes, Section 473.13, Subdivision 1, requires that on or before December 20, the Council shall adopt a final budget and shall decide upon the total amount necessary to be raised from ad valorem tax levies to meet its budget; and
- WHEREAS,** Minnesota Statutes, Section 473.13, Subdivision 1, requires that no later than five working days after December 20, the Council shall certify to the county auditors the property tax levy for taxes payable in the following year; and
- WHEREAS,** Minnesota Statutes Section 473.13, Subdivision 1, requires that the share of the tax to be levied within each county by the Council must be an amount bearing the same proportion to the total final levy agreed on by the Council as the net tax capacity of the county bears to the net tax capacity of the metropolitan area; and
- WHEREAS,** The Hennepin County Auditor has certified an amount of \$ 7,876,457.50 under Minnesota Statutes, Section 473F.08, Subdivision 3b(b); and
- WHEREAS,** Minnesota Statutes, Section 473F.08, Subdivision 3b(c), provides that the Metropolitan Council may annually certify to the Ramsey County auditor the amount certified by the Hennepin County auditor under Minnesota Statutes, Section 473F.08, Subdivision 3b(b), but not to exceed \$ 5,000,000, to be used to provide funds for the cleanup of polluted lands in the metropolitan area.

NOW, THEREFORE, BE IT RESOLVED:

THAT the amount to be raised from ad valorem taxes levied in 2013, for collection during 2014, as an addition to the area wide levy under the Metropolitan Revenue Distribution Act and credited to the Tax Base Revitalization Account within the Metropolitan Livable Communities Fund is \$ 5,000,000.

Adopted this 11th day of December 2013.

Susan Haigh, Chair

Emily Getty, Recording Secretary

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RESOLUTION NO. 2013-41

**RESOLUTION CERTIFYING 2013 TAX LEVY FOR
FOR DEBT SERVICE ON FUTURE PARKS BONDS**

- WHEREAS,** The Council anticipates issuing general obligation parks bonds in 2013 and/or 2014 and making principal and interest payments on said bonds during the period from February 2, 2014 to February 1, 2015; and
- WHEREAS,** The Council may certify a tax levy in anticipation of the issuance of general obligation bonds in the manner and to the extent permitted by Minnesota Statutes Section 475.61, Subdivision 1; and
- WHEREAS,** It has been determined that a tax levy in 2013, payable in 2014, is necessary to fund principal and interest payments on said bonds during the period from February 2, 2014 to February 1, 2015.

NOW, THEREFORE, BE IT RESOLVED:

THAT pursuant to the provisions of Minnesota Statutes Section 475.61, Subdivision 1, the Chair of the Council is directed to authorize and direct the County Auditors of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington Counties to levy a tax of \$ 3,725,925 for debt service on general obligation parks bonds to be issued by the Council in 2013 and/or 2014.

Adopted this 11th day of December 2013.

Susan Haigh, Chair

Emily Getty, Recording Secretary

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RESOLUTION NO. 2013-42
RESOLUTION CERTIFYING 2013 TAX LEVY FOR
FOR DEBT SERVICE ON FUTURE TRANSIT BONDS

- WHEREAS,** The Council anticipates issuing general obligation transit bonds in 2013 and/or 2014 and making principal and interest payments on said bonds during the period from February 2, 2014 to February 1, 2015; and
- WHEREAS,** The Council may certify a tax levy in anticipation of the issuance of general obligation bonds in a manner and to the extent permitted by Minnesota Statutes Section 475.61, Subdivision 1; and
- WHEREAS,** Minnesota Statutes, section 473.4461 provides that notwithstanding any provision of section 473.446 or any other law, the Council may not levy a tax under section 473.446, subdivision 1, in any city not included in the transit taxing district as it existed on January 1, 2001, unless the Council and the governing body of that city have agreed on a transit service expansion plan; and
- WHEREAS,** The Council has reached agreement on a transit service expansion plan with each of the governing bodies of the Cities of Columbus, Forest Lake, Lakeville, Maple Plain and Ramsey in accordance with the provisions of Minnesota Statutes, section 473.4461; and
- WHEREAS,** It has been determined that a tax levy in 2013, payable in 2014, is necessary to fund principal and interest payments on said bonds during the period from February 2, 2014 to February 1, 2015.

NOW, THEREFORE, BE IT RESOLVED:

THAT pursuant to the provisions of Minnesota Statutes Section 475.61, subdivision 1, the Chair of the Council is directed to authorize and direct the County Auditors of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington Counties to levy a tax of \$15,097,321 upon the Transit Taxing District as defined in Minnesota Statutes, section 473.446, subdivision 2, and upon the cities of Columbus, Forest Lake, Lakeville, Maple Plain and Ramsey for debt service on general obligation transit bonds to be issued by the Council in 2013 and/or 2014.

Adopted this 11th day of December 2013.

Susan Haigh, Chair

Emily Getty, Recording Secretary

METROPOLITAN COUNCIL
390 Robert Street North, Saint Paul, Minnesota 55101
(651) 602-1000 TTY (651) 291-0904

RESOLUTION NO. 2013-43

**RESOLUTION ADOPTING THE METROPOLITAN COUNCIL'S
2014 UNIFIED BUDGET**

- WHEREAS,** Minnesota Statutes, Section 473.121 defines the Metropolitan area as including only the Counties of Anoka, Carver, Dakota excluding the City of Northfield, Hennepin excluding the Cities of Hanover and Rockford, Ramsey, Scott excluding the City of New Prague and Washington; and
- WHEREAS,** Minnesota Statutes, Section 473.13, Subdivision 1, requires that on or before December 20, the Council shall adopt a final budget and shall decide upon the total amount necessary to be raised from ad valorem tax levies to meet its budget; and
- WHEREAS,** The Council adopted the 2014 Unified Budget for public comment on November 13, 2013; and
- WHEREAS,** Public comment on the 2014 Unified Budget was accepted via phone, mail or email on or before 5:00 PM December 10, 2013; and
- WHEREAS,** Minnesota Statutes, Section 473.13, Subdivision 1, requires that the budget shall state in detail the capital expenditures of the Council for the budget year, based on a five-year capital program adopted by the Council; and
- WHEREAS,** Minnesota Statutes, Section 473.39, Subdivision 4, requires the transit capital improvement plan include supplemental information for each project; and
- WHEREAS,** Public comment on the 2014 Unified Budget was allowed at 6:00 PM during the Metropolitan Council's regularly scheduled meeting on December 11, 2013.

NOW, THEREFORE, BE IT RESOLVED:

THAT the Metropolitan Council 2014 Unified Budget includes a Unified Operating Budget of \$ 890,263,000 consisting of \$ 620,360,000 for Council operations, \$ 115,306,000 for pass-through grants and loans and \$ 154,597,000 for debt service.

THAT the Metropolitan Council 2014 Unified Budget includes the Capital Program, to include supplemental information required by Minnesota Statutes, 473.39, Subdivision 4, as follows:

1. A 2014-2019 Capital Improvement Plan of \$ 3,071,999,000 consisting of \$ 2,031,726,000 for Transit, \$ 833,000,000 for Environmental Services and \$207,273,000 for Parks.

2. A multi-year Authorized Capital Program of \$ 3,994,655,000 consisting of \$2,865,371,000 for Transit, \$ 1,023,200,000 for Environmental Services and \$106,084,000 for Parks.
3. A 2014 Capital Budget of \$ 382,751,000 consisting of \$ 195,682,000 for Transit, \$155,000,000 for Environmental Services and \$32,069,000 for Parks.

Adopted this 11th day of December 2013.

Susan Haigh, Chair

Emily Getty, Recording Secretary