

## Other Business

Meeting date: December 8, 2021

<b>Subject:</b>	Adoption of Resolutions for the Metropolitan Council's 2022 Unified Budget and the 2021, Payable 2022 Tax Levies
<b>District(s), Member(s):</b>	All
<b>Policy/Legal Reference:</b>	Minnesota Statutes sections 275.065, subdivision 1; 473.249; and 473.13, subdivision 1(a); 473.39, subdivision 4; 473.253, subdivision 1; 473.4461; 473F.08 subdivision 3b(c); 475.61 subdivision 1.
<b>Staff Prepared/Presented:</b>	Marie Henderson, Deputy CFO (651) 602-1387
<b>Division/Department:</b>	All

## Proposed Action

Adoption of the following Resolutions for the Metropolitan Council's 2022 Unified Budget and the 2021, Payable 2022, Tax Levies:

- 2021-33:** Adopting the Metropolitan Council's 2022 Unified Budget
- 2021-34:** Adopting the Metropolitan Council's 2021 Tax Levy for General Purposes for Certification to the County Auditors
- 2021-35:** Adopting the 2021 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund
- 2021-36:** Adopting the 2021 Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act
- 2021-37:** Certifying the Tax Levy for 2021 for Debt Service on Future Transit Bonds
- 2021-38:** Certifying the Tax Levy for 2021 for Debt Service on Future Parks Bonds
- 2021-39:** Adopting the Metropolitan Council's 2021 Tax Levy for General Purposes for Certification to the Minnesota Commissioner of Revenue

## Background

Minnesota Statutes 473.13, subdivision 1, requires the Metropolitan Council to adopt the final budget covering anticipated receipts and disbursements for 2022, 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.

The Metropolitan Council:

- Adopted a preliminary budget and certified preliminary property tax levies to County Auditors and the Minnesota Commissioner of Revenue on August 25, 2021;
- Adopted the 2022 Unified Budget for public comment on October 27, 2021;

- Accepted public comment on the 2022 Unified Budget via phone, mail or email until 5:00 PM on December 8, 2021; and
- Received public comment on the 2022 Unified Budget at its regularly scheduled meeting on December 8, 2021.

## Rationale

Resolutions 2021-34 through 2021-39 certify final property tax levies for 2021, payable in 2022. The final property tax levies are consistent with the preliminary levies adopted by the Council in August. The Council may not increase, but may elect to reduce, those preliminary levies.

Resolution 2021-33 adopts the Metropolitan Council’s 2022 Unified Budget. The resolution adopts a final 2022 Unified Budget consistent with the budget adopted for public comment on October 27, 2021 with the following exceptions:

### Operating Budget:

- Metro Transit revenue increased Motor Vehicle Sales Tax (MVST) bus revenue by \$34.6 million and decreased Federal revenues by \$27.1 million due to the change in the 2021 November MVST forecast.
- Metro Transit increased bus fare revenue by \$2.3 million and local revenue by \$2.4 million due to revised Orange Line projections and expenses increased by \$5.2 million.
- Suburban Transit Providers Pass-Through revenues and expenses both increased by \$4.7 million due to the change in the 2021 November MVST forecast.

### Capital Budget:

- As amended on November 10, 2021 (Business Item 2021-277), \$39.9M in budget authority was added to Transportation’s Authorized Capital Program for the Purple Line BRT New Starts project. The \$39.9 million funding commitment is anticipated to fully fund the expected 24-month Project Development Phase, anticipated to start in late 2021 and run through fall 2023; and
- As amended on November 10, 2021 (Business Item 2021-277), \$130K in budget authority was added to Transportation’s Authorized Capital Program for two non-revenue vehicles necessary to perform work on real-time signs and annunciators.

## Funding

The attached tax levy resolutions are summarized as follows:

<u>Levies Requiring Council Action</u>	<u>Final Levies</u>	<u>Resolution No.(s)</u>
General Purposes	\$16,580,271	2021-34 2021-39
Livable Communities Demonstration Account	13,014,003	2021-35
Livable Communities Tax Base Revitalization Account	5,000,000	2021-36
Transit Debt Service Anticipation	22,011,331	2021-37
Parks Debt Service Anticipation	1,800,000	2021-38
<b>Total Levies Requiring Council Action</b>	<b>58,405,605</b>	

**Levies Not Requiring Council Action (previously certified)**

Transit Debt Service	30,431,388
Parks Debt Service	<u>1,676,789</u>
	<u><b>32,108,177</b></u>
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<b>TOTAL LEVIES</b>	<u><b>90,513,782</b></u>

**Known Support / Opposition**

No public comment has been received, for or against, to the proposed budget.

**Attachments**

- Resolution 2021-33 Adopting the Metropolitan Council’s 2022 Unified Budget
- Resolution 2021-34 Adopting the Metropolitan Council’s 2021 Tax Levy for General Purposes for Certification to the County Auditors
- Resolution 2021-35 Adopting the 2021 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund
- Resolution 2021-36 Adopting the 2021 Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act
- Resolution 2021-37 Certifying the Tax Levy for 2021 for Debt Service on Future Transit Bonds
- Resolution 2021-38 Certifying the Tax Levy for 2021 for Debt Service on Future Parks Bonds
- Resolution 2021-39 Adopting the Metropolitan Council’s 2021 Tax Levy for General Purposes for Certification to the Minnesota Commissioner of Revenue

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

**RESOLUTION NO. 2021-33**

**RESOLUTION ADOPTING THE METROPOLITAN COUNCIL'S  
2022 UNIFIED BUDGET**

- WHEREAS,** Minnesota Statutes, section 473.121 defines the “metropolitan area” as including only the Counties of Anoka, Carver, Dakota excluding the Cities of Northfield and Cannon Falls, 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(a), 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 2022 Unified Budget for public comment on October 27, 2021; and
- WHEREAS,** Public comment on the 2022 Unified Budget was accepted via phone, mail or email on or before 5:00 PM December 8, 2021; and
- WHEREAS,** Minnesota Statutes, section 473.13, subdivision 1(a), requires that the budget shall state in detail the expenditures of each program, and 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 2022 Unified Budget was allowed at 6:00 PM during the Metropolitan Council’s regularly scheduled meeting on December 8, 2021.

**NOW, THEREFORE, BE IT RESOLVED:**

THAT the Metropolitan Council 2022 Unified Budget includes a Unified Operating Budget of \$1,234,907,000 consisting of \$857,875,000 for Council operations, \$169,856,000 for pass-through grants, \$188,448,000 for debt service, and \$18,728,000 for Other Post-Employment Benefits (OPEB).

THAT the Metropolitan Council 2022 Unified Budget includes the Capital Program, to include supplemental information required by Minnesota Statutes, 473.39, subdivision 4, as follows:

1. A 2022-2027 Capital Program of \$9,003,095,000 consisting of \$6,911,942,000 for Transit, \$1,693,943,000 for Environmental Services, and \$397,210,000 for Community Development.

2. A multi-year Authorized Capital Program of \$5,326,454,000 consisting of \$4,059,323,000 for Transit, \$1,104,553,000 for Environmental Services, and \$162,578,000 for Community Development.
3. A 2022 Capital Budget of \$970,778,000 consisting of \$682,151,000 for Transit, \$227,391,000 for Environmental Services, and \$61,236,000 for Community Development.

Adopted this 8th day of December 2021

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Charles A. Zelle, Chair

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Elizabeth Sund, Recording Secretary

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

**RESOLUTION NO. 2021-34**

**RESOLUTION ADOPTING THE METROPOLITAN COUNCIL'S  
2021 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 Cities of Northfield and Cannon Falls, 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(a), 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(a), 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(a), 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(a), 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 2021, for collection during 2022, for general purposes is \$16,580,271.

Adopted this 8th day of December 2021

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Charles A. Zelle, Chair

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Elizabeth Sund, Recording Secretary

**METROPOLITAN COUNCIL**  
**390 Robert Street North, Saint Paul, Minnesota 55101**  
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**RESOLUTION NO. 2021-35**

**RESOLUTION ADOPTING THE 2021 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 Cities of Northfield and Cannon Falls, 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(a), 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(a), 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(a), 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 2021, for collection during 2022, for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund is \$13,014,003.

Adopted this 8th day of December 2021

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Charles A. Zelle, Chair

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Elizabeth Sund, Recording Secretary

**METROPOLITAN COUNCIL**  
**390 Robert Street North, Saint Paul, Minnesota 55101**  
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**RESOLUTION NO. 2021-36**

**RESOLUTION ADOPTING THE 2021 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 Cities of Northfield and Cannon Falls, 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(a), 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(a), 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(a), 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 2021, for collection during 2022, 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 8th day of December 2021

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Charles A. Zelle, Chair

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Elizabeth Sund, Recording Secretary



**METROPOLITAN COUNCIL**  
**390 Robert Street North, Saint Paul, Minnesota 55101-1805**  
**(651) 602-1000 TTY (651) 291-0904**

**RESOLUTION NO. 2021-37**

**RESOLUTION CERTIFYING THE TAX LEVY FOR 2021  
FOR DEBT SERVICE ON FUTURE TRANSIT BONDS**

- WHEREAS,** The Council anticipates issuing general obligation transit bonds in 2021 and/or 2022 and making principal and interest payments on said bonds during the period from February 2, 2022, to February 1, 2023; 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 or town not included in the metropolitan transit taxing district as it existed on January 1, 2001, unless the Council and the governing body of that city or town 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 2021, payable in 2022, is necessary to fund principal and interest payments on said bonds during the period from February 2, 2022, to February 1, 2023.

**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 in 2021, payable in 2022, of \$22,011,331 upon the Metropolitan 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 2021 and/or 2022.

Adopted this 8th day of December 2021

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Charles A. Zelle, Chair

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Elizabeth Sund, Recording Secretary

**METROPOLITAN COUNCIL**  
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**RESOLUTION NO. 2021-38**

**RESOLUTION CERTIFYING THE TAX LEVY FOR 2021  
FOR DEBT SERVICE ON FUTURE PARKS BONDS**

**WHEREAS,** The Council anticipates issuing general obligation parks bonds in 2021 and/or 2022 and making principal and interest payments on said bonds during the period from February 2, 2022, to February 1, 2023; 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,** It has been determined that a tax levy in 2021, payable in 2022, is necessary to fund principal and interest payments on said bonds during the period from February 2, 2022, to February 1, 2023.

**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 in 2021, payable in 2022, of \$1,800,000 for debt service on general obligation parks bonds to be issued by the Council in 2021 and/or 2022.

Adopted this 8th day of December 2021

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Charles A. Zelle, Chair

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Elizabeth Sund, Recording Secretary

**METROPOLITAN COUNCIL**  
**390 Robert Street North, Saint Paul, Minnesota 55101**  
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**RESOLUTION NO. 2021-39**

**RESOLUTION ADOPTING THE METROPOLITAN COUNCIL'S  
2021 TAX LEVY FOR GENERAL PURPOSES  
FOR CERTIFICATION TO THE MINNESOTA COMMISSIONER OF REVENUE**

- WHEREAS,** Minnesota Statutes, section 473.121, subdivision 2, defines the “metropolitan area” as including only the Counties of Anoka, Carver, Dakota excluding the Cities of Northfield and Cannon Falls, 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(a), 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(a), requires that no later than five working days after December 20, the Council shall certify to the Minnesota Commissioner of Revenue the property tax levy for taxes payable in the following year; and
- WHEREAS,** Minnesota Statutes, section 473.13, subdivision 1(a), 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 2021, for collection during 2022, for general purposes is \$16,580,271.

Adopted this 8th day of December 2021

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Charles A. Zelle, Chair

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Elizabeth Sund, Recording Secretary