



ORDINANCE NUMBER 2021-03

**AN ORDINANCE OF THE CITY OF MOLALLA, OREGON.
ESTABLISHING BUDGET COMMITTEE RULES AS GOVERNED BY
OREGON REVISED STATUTE 294.414 – BUDGET COMMITTEE LAWS**

WHEREAS, Molalla Municipal Charter, Chapter VIII Appointive Officers, Section 34. City Manager, letter d, number 9, states “The manager must prepare and administer the annual city budget”, and;

WHEREAS, There is currently not a Chapter in the Molalla Municipal Code regarding Budget Committees; and

WHEREAS, The City of Molalla desires to implement the use of ORS 294.414 – Budget Committee Laws as a means of conducting annual Budget Committee Meetings, and;

WHEREAS, The purpose of a Budget Committee shall be to conduct the review of the annual budget, hold meetings, make decisions and recommendations to the City Council, and;

WHEREAS, The following “Exhibit A” are ORS 294.414’s policies and regulations.

Now, Therefore, the City of Molalla Resolves as follows:

Section 1. The City will follow the guidelines set by ORS 294.414 Budget Committee.

Section 3. Effective Date. This Ordinance will take effect thirty (30) days from the date of adoption.

Read the first time on _____ and moved to a second reading by _____ vote of the City Council.

Read the second time and adopted by the City Council on _____.

Signed on this _____ day of _____.

Scott Keyser, Mayor

ATTEST:

Christie DeSantis, City Recorder

Ordinance 2021-03

Exhibit A

ORS 294.414¹

Budget committee

- (1) Except as provided in ORS 294.423 (Governing body of certain municipal corporations to be budget committee), the governing body of each municipal corporation shall establish a budget committee in accordance with the provisions of this section.
- (2) The budget committee shall consist of the members of the governing body and a number, equal to the number of members of the governing body, of electors of the municipal corporation appointed by the governing body; if there are electors fewer than the number required, the governing body and the electors who are willing to serve shall be the budget committee; **and** if there are no electors willing to serve, the governing body shall be the budget committee.
- (3) The members of the budget committee shall receive no compensation for their services as members of such committee.
- (4) Appointive members of the budget committee may not be officers, agents or employees of the municipal corporation.
- (5) Appointive members of a budget committee that prepares an annual budget shall be appointed for terms of three years. The terms shall be staggered so that, as near as practicable, one-third of the terms of the appointive members end each year.
- (6) Appointive members of a budget committee that prepares a biennial budget shall be appointed for terms of four years. The terms shall be staggered so that, as near as practicable, one-fourth of the terms of the appointive members end each year.
- (7) If any appointive member is unable to serve the term for which the member was appointed, or an appointive member resigns prior to completion of the term for which the member was appointed, the governing body of the municipal corporation shall fill the vacancy by appointment for the unexpired term.
- (8) If the number of members of the governing body is reduced or increased by law or charter amendment, the governing body of the municipal corporation shall reduce or increase the number of appointive members of the budget committee so that the number thereof shall be equal to but not greater than the number of members of the governing body. To effect a reduction, the governing body of the municipal corporation may remove such number of appointive members as may be necessary. The removals shall be made so that the number remaining will be divided into three, if the terms of the appointive members are governed by subsection (5) of this section, or four, if the terms of the appointive members are governed by

subsection (6) of this section, equal or approximately equal groups as to terms. In case of an increase, additional appointive members shall be appointed for such terms so that they, together with the members previously appointed, will be divided into three or four, as appropriate under this section, equal or approximately equal groups as to terms.

- (9)** The budget committee shall at its first meeting after its appointment elect a presiding officer from among its members. [Formerly 294.336]

¹ Legislative Counsel Committee, *CHAPTER 294—County and Municipal Financial Administration*, https://www.oregonlegislature.gov/bills_laws/ors/ors294.html (2019) (last accessed May 16, 2020).