A RESOLUTION REVISING IN-LIEU-OF ASSESSMENT CHARGES FOR WATER CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY AND REPEALING RESOLUTION NO. 4137 (A RESOLUTION REVISING THE IN-LIEU-OF ASSESSMENT CHARGES FOR WATER CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY AND REPEALING RESOLUTION NO. 3972).

WHEREAS, Chapter 11.14 of the Albany Municipal Code sets forth requirements for in-lieu-of assessment (ILA) charges for water connections of unassessed properties within the City of Albany; and

WHEREAS, the established in-lieu-of assessment charges are closely related to the cost of construction of the capital improvements for the water system; and

WHEREAS, in-lieu-of assessment charges shall be adjusted on the first day of July each calendar year in proportion to the change in the Seattle Construction Cost Index as published in the *Engineering News-Record* (ENR); and

WHEREAS, the previous Seattle ENR Index used in Resolution No. 4137 was 6935, and the April 2000 ENR Index to be applied for the purposes of this Resolution is 7151 (Index Ratio = 7151/6935 = 1.0311); and

WHEREAS, property tax revenue offsets a portion of the bonded debt to retire purchase of water lines from Pacific Power & Light in December 1984; and

WHEREAS, water lines constructed by the North Albany County Service District are financed by property taxes levied by the District; and

WHEREAS, should a water line exist along more than one property frontage, a credit toward the in-lieu-of assessment calculation may be given for up to 100 feet of the existing line(s) on each additional frontage or the length of the property line(s), whichever is less, except that in no case shall the total in-lieu-of assessment be less than an equivalent of fifty (50) feet of frontage.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution No. 4137 is hereby repealed as of the effective date of the revised charges; and

BE IT FURTHER RESOLVED by the Albany City Council the following water in-lieu-of assessment rates are hereby established and adopted:

Water ILA Rate: 8-inch diameter line: $~~$36.00~~ 37.00 per front foot; or
12-inch diameter line: $~~$55.00~~ 57.00 per front foot; or
16-inch diameter line: $~~$74.00~~ 76.00 per front foot; and
$1,200.00 per existing service connection to the property

Total Water ILA Fee = (A x B) + (C x D)
Where: A = Total length of frontage in feet
B = ILA front foot rate for the appropriate line diameter
C = Number of existing service connections
D = ILA rate per existing service connection

BE IT FURTHER RESOLVED by the Albany City Council that the total Water ILA fee shall be discounted for properties connecting to water lines purchased from Pacific Power & Light in December 1984 in accordance with the discount percentages shown below:

Fiscal Year	Discount Percentage	Fiscal Year	Discount Percentage
2000-01	27 %	2005-06	12 %
2001-02	24 %	2006-07	9 %
2002-03	21 %	2007-08	6 %
2003-04	18 %	2008-09	3 %
2004-05	12 %	2009-10 and beyond	0 %

BE IT FURTHER RESOLVED that properties within the City of Albany connecting to water lines constructed by the North Albany County Service District shall be exempt from the Water ILA fee; and

BE IT FURTHER RESOLVED that the ILA fees as outlined in this Resolution shall not apply to the properties specified in Resolution Number 3788, dated May 14, 1997, for the water lines constructed for the Lochner Road utilities; and

BE IT FURTHER RESOLVED that it is the intent of the Albany City Council to annually adjust the ILA fees outlined in this Resolution on the first day of July each calendar year in proportion to the change in the Seattle Construction Cost Index as published in the *Engineering News-Record*. The adjustment shall be made by calculating the percentage increase/decrease in the index from the last adjustment, and then applying that percentage to the previous year's ILA fees; and

BE IT FURTHER RESOLVED that the fees herein established become effective July 1, 2000.

ADOPTED THIS 24th DAY OF MAY 2000.

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Mayor

ATTEST:

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City Recorder