

CITY OF ALAMEDA RESOLUTION NO. _____

AMENDING MASTER FEE RESOLUTION NO. 12191 TO ADD NEW
AND REVISE EXISTING PLANNING, BUILDING AND PUBLIC
WORKS FEES

WHEREAS, the Alameda Municipal Code and the California Government Code provide that the City Council shall set by resolution reasonable fees to recover the cost of providing various services; and

WHEREAS, the City Council, at the August 27, 1991 Special City Council meeting directed City staff to amend the Alameda Municipal Code to reflect that City fees shall be set by City Council Resolution; and

WHEREAS, the City of Alameda periodically amends Resolution No. 12191 and updates its Master Fee Schedule to account for the various cost increases relating to municipal programs, services and activities; and

WHEREAS, the City has experienced and anticipates continuing increases in the costs to operate and maintain municipal government citywide; and

WHEREAS, the City staff in the Planning, Building & Transportation Department and the Public Works Department (the "Departments") hired a consultant to perform a fee study to analyze and evaluate the revenue requirements to fund ongoing municipal services, programs and activities and the fee structure necessary to proportionately allocate the costs of providing these government services and programs; and

WHEREAS, the April 16, 2019 Staff Report including Exhibits 1-3 (the "Staff Report") provided by staff of the Departments in support of the amendments to Resolution No. 12191 includes proposed fees and charges, and documentation supporting the estimated and reasonable costs for continuing to provide the various government services; and

WHEREAS, the investigations conducted by staff of the Departments reflected in the Staff Report show that existing revenues are and will be insufficient to cover the current and projected costs of operating and maintaining identified governments activities, services and programs; and

WHEREAS, the fee modifications and additions proposed by the Departments, and the facts and analysis in support thereof are identified in the Staff Report; and

WHEREAS, the Staff Report shows that revenues derived from the proposed fees and charges will not exceed the funds required to provide the related government activities, services and programs of the Departments; and

WHEREAS, the Staff Report shows that the amounts of the proposed fees and charges will not exceed the proportional cost of service provided or benefit attributable to each fee payer; and

WHEREAS, the Staff Report shows that the proposed fees and charges for a product, benefit or service are imposed for a specific government service, benefit or product provided directly to the payer that is not provided to those not charged, and does not exceed the reasonable costs to the City of providing the service, benefit or product; and

WHEREAS, at the public hearing held on April 16, 2019, the City Council reviewed and considered the proposed fee changes; and

WHEREAS, based on all written and oral reports and presentations to the City Council, including the Staff Report and each of the attachments thereto, the City Council finds and determines that the proposed modifications and additions to the Master Fee Schedule set forth herein are necessary to reimburse the City for the costs of performing the various municipal and regulatory functions, and that these fees to not exceed the proportional cost of the service or benefit attributable to the fee payer; and

WHEREAS, State law authorizes local governments to charge fees for services based on the estimated reasonable cost of providing the service for which the fee is charged; and

WHEREAS, the City Council is authorized to increase fees annually by the consumer and/or construction price indices.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Alameda that the foregoing recitals are true and correct and are hereby incorporated herein as findings and determinations of the City Council; and

BE IT FURTHER RESOLVED, that the Master Fee Schedule as set forth in Resolution No. 12191, as amended, is hereby amended to modify and establish the fees assessed by the City's Planning, Building & Transportation Department and the Public Works Department as set forth in Exhibit A, attached hereto, incorporated herein and made a part hereof.

Exhibit A

* * * * *

I, the undersigned, hereby certify that the foregoing Resolution was duly and regularly adopted and passed by the Council of the City of Alameda in a regular meeting assembled on the 16th day of April 2019, by the following vote to wit:

AYES

NOES:

ABSENT:

ABSTENTIONS:

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the seal of said City this 17th day of April 2019.

Lara Weisiger, City Clerk
City of Alameda

Approved as to Form:

Michael H. Roush, Interim City Attorney
City of Alameda