

CITY OF ALAMEDA RESOLUTION NO. _____

DECLARING THE CITY'S INTENTION TO REVISE THE SEWER SERVICE CHARGE AND ESTABLISH PROCEDURES FOR ACCEPTING PROTESTS PURSUANT TO ARTICLE XIID, SECTION 6(a) OF THE CALIFORNIA CONSTITUTION REGARDING PROPERTY-RELATED FEES AND CHARGES

WHEREAS, the United States Environmental Protection Agency (EPA) has mandated, pursuant to Final Consent Decree for Case Nos. C09-00186 and 09-05684, that the City undertake an extensive capital improvement program to repair its sewer facilities, including upgrading all of its existing pump and lift- stations, and to improve operations and maintenance protocol; and

WHEREAS, the City desires to protect public and environmental health and safety by minimizing sewer asset failures; and

WHEREAS, Section 18-4.3 of the Alameda Municipal Code (AMC) and Section 5471 of the California Health and Safety Code permit the City Council of the City of Alameda to set the City's sewer service charges; and

WHEREAS, the City's primary source of sewer fund revenue is the service charges which are collected annually; and

WHEREAS, the City Council desires to adjust the sewer service charge to fund necessary sewer expenses.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALAMEDA THAT:

Section 1. The foregoing recitals are all true and correct.

Section 2. The City Council proposes a revision to the sewer service charge at the annual rate (or, according to the schedule) set forth in Exhibit A to this Resolution, which is incorporated herein by reference. It is proposed that the sewer service charge continue to be collected annually in July on the property tax rolls.

Section 3. On June 2, 2020, at 7:00 PM or as soon thereafter as may be practicable in the City Council Chambers located at 2263 Santa Clara Avenue, Alameda, California, the City Council will hold a public hearing pursuant to Article XIID of the California Constitution and the rules adopt pursuant to Resolution with respect to the proposed revised charge. At this hearing, all interested persons will be permitted to present oral and written testimony with respect to the proposed revised charge.

Section 4. The City Council further directs staff to give notice of the hearing in the manner required by law.

Section 5. The City will accept and tabulate protests against the proposed charge pursuant to the procedures set forth in Exhibit B to this Resolution, which is incorporated herein by reference.

EXHIBIT A

Proposed Rate Charge

To be inserted

EXHIBIT B

Guidelines for Submission and Tabulation Protests

To be inserted

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 7th day of April, 2020, 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 8th day of April, 2020.

Lara Weisiger, City Clerk
City of Alameda

APPROVED AS TO FORM:

Yibin Shen, City Attorney
City of Alameda