



**NOTICE OF PUBLIC MEETING**  
**CITY OF ALBANY**  
**CITY COUNCIL**  
 Council Chambers  
 333 Broadalbin Street SW  
 Wednesday, June 24, 2015  
 7:15 p.m.

**OUR MISSION IS**

*"Providing quality public services  
 for a better Albany community."*

**OUR VISION IS**

*"A vital and diversified community  
 that promotes a high quality of life,  
 great neighborhoods, balanced  
 economic growth, and quality public  
 services."*

**AGENDA**

Rules of Conduct for Public Meetings

1. No person shall be disorderly, abusive, or disruptive of the orderly conduct of the meeting.
2. Persons shall not testify without first receiving recognition from the presiding officer and stating their full name and residence address.
3. No person shall present irrelevant, immaterial, or repetitious testimony or evidence.
4. There shall be no audience demonstrations such as applause, cheering, display of signs, or other conduct disruptive of the meeting.

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. ROLL CALL
4. SPECIAL PRESENTATION
  - a. Marketing plan for the Linn County Fair & Expo Center. [verbal – Greg Hansen, GQG International, Inc.]  
 Action: \_\_\_\_\_
5. PROCLAMATION
  - a. Community Accessibility Awareness Month [Page 3]  
 Action: \_\_\_\_\_
6. SCHEDULED BUSINESS
  - a. Public Hearings
    - 1) Setting rates for wastewater system use and repealing Resolution No. 6332. [Pages 4-21]  
 Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_
    - 2) Adjustments to System Development Charges and connection charges. [Pages 22-28]
      - a) Revising water system development charges, reaffirming an appeal fee, and repealing Resolution No. 6334. [Pages 29-30]  
 Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_
      - b) Revising transportation system development charges for impacts to the Albany Transportation System, reaffirming the appeal fee, and repealing Resolution No. 6417. [Pages 31-39]  
 Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_
      - c) Revising sewer system development charges for connection to the public sanitary sewer system, reaffirming an appeal fee, and repealing Resolution No. 6336. [Pages 40-49]  
 Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_
      - d) Revising connection charges for street connections to improved city streets of unassessed properties in the city of Albany and repealing Resolution No. 6337. [Page 50]  
 Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_
      - e) Revising connection charges for sewer connections of unassessed properties in the city of Albany and repealing Resolution No. 6338. [Pages 51-52]  
 Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_
      - f) Revising connection charges for water connections of unassessed properties in the city of Albany and repealing Resolution No. 6339. [Pages 53-54]  
 Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_
      - g) Revising connection charges for storm connections of unassessed properties in the city of Albany and repealing Resolution No. 6340. [Page 55]  
 Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_

Public Hearings *continued*

h) Revising in-lieu-of assessment charges for the North Albany sanitary sewer basin and repealing Resolution No. 6341. [Pages 56-58]

Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_

i) Revising special connection charges for a portion of the Columbus Street sanitary sewer lift station project costs, which are allocated to unassessed properties within the lift station service area, and repealing Resolution No. 6342. [Pages 59-62]

Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_

j) Revising the improvement assurance charges for the non-oversized portion of future arterial and collector street improvements for streets located within the North Albany area and repealing Resolution No. 6343. [Page 63]

Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_

b. Business from the Public

c. Adoption of Resolutions

1) Adopting the 2014-2015 Supplemental Budget. [Pages 64-67]

Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_

2) Approving exemption from the competitive bidding requirements through a contract with Kittitas County Public Hospital District 2 and Braun Northwest, Inc.; issuing a notice to aware a proposed contract with Braun Northwest, Inc.; and authorizing the Fire Chief to enter into a contract with Braun Northwest, Inc., not to exceed \$130,649 to remount/refurbish a 2006 Lifeline ambulance. [Pages 68-70]

Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_

3) Repealing Resolution No. 6344 and revising fees and charges for Parks and Recreation services for FY2015-2016. [Pages 71-76]

Action: \_\_\_\_\_ RES. NO. \_\_\_\_\_

d. Adoption of Consent Calendar

1) Approval of Minutes

a) April 22, 2015, City Council Regular Session. [Pages 77-83]

b) May 18, 2015, City Council Work Session. [Page 84]

2) Approving liquor licenses for:

a) Ds Albany, LLC, d/b/a 76 Food Mart, 3135 Santiam Highway SE. [Page 85]

b) Azteca Real 2, LLC, d/b/a Azteca Real Mexican Family Restaurant, 2987 Santiam Highway SE. [Page 86]

3) Approving annual liquor licenses. [Page 87]

Action: \_\_\_\_\_

e. Report

1) Selection of owner's representative for new fire and police stations. [verbal]

Action: \_\_\_\_\_

7. BUSINESS FROM THE COUNCIL

8. NEXT MEETING DATE: Work Session: July 6, 2015  
Regular Session: July 8, 2015

9. ADJOURNMENT

10.

City of Albany Web site: [www.cityofalbany.net](http://www.cityofalbany.net)

**PROCLAMATION**

**COMMUNITY ACCESSIBILITY AWARENESS MONTH**

**July 2015**

WHEREAS, the City of Albany strives to support the needs of persons with disabilities through the attentive design of its parks, facilities, and other amenities; and

WHEREAS, through constant consideration to qualifying persons with disabilities through the united goal of adherence to the Americans with Disabilities Act (ADA), the Oregon Accessibility Guidelines, and in the delivery of the programs and services provided; and

WHEREAS, the intent of this proclamation is to provide an opportunity for all to further enrich the community's awareness as a whole in regards to accessibility; and

WHEREAS, Community Accessibility Awareness Month is a time for individuals to promote accessibility awareness in order to increase and assist the abilities of individuals who provide aid and support to qualifying persons in need of disability-related accommodations and also to provide assistance to individuals with disabilities who wish to live inclusively and independently.

NOW, THEREFORE, I, Sharon Konopa, Mayor of the City of Albany, hereby proclaim July 2015 to be

**COMMUNITY ACCESSIBILITY AWARENESS MONTH**

in Albany and encourage all citizens to join in this observance.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Albany to be affixed this 24<sup>th</sup> day of June 2015.

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Sharon Konopa, Mayor



TO: Albany City Council  
VIA: Wes Hare, City Manager  
FROM: Chris Bailey, Interim Public Works Operations Director  
Jeff Blaine, P.E., Interim Public Works Engineering and Community Development Director *JB*

DATE: June 17, 2015, for the June 24, 2015, City Council Meeting

SUBJECT: Sewer Rate and Industrial Permit Increase for July 1, 2015

RELATES TO STRATEGIC PLAN THEME:

- A Safe City
- An Effective Government

Action Requested:

Staff recommends Council receive public input regarding the proposed sewer rate increase. Upon receiving public input, staff recommends Council adopt the attached sewer rate Resolution implementing the 9 percent (9%) rate increase effective July 1, 2015. An increase in the City's Industrial Wastewater Discharge Permit fees is also recommended and included in the rate Resolution.

Discussion:

Staff discussed the proposed sewer rate increase at the June 10, 2015, City Council Meeting. At the meeting Council directed staff to bring forward a 9 percent (9%) sewer rate increase for further consideration.

*Sewer Rates*

In January 2012 Council received a report regarding the five-year water and sewer system needs and a projection of system rate requirements to support the two utilities. Council approved a target of \$2.6 million (inflation adjusted) in annual sewer system capital revenues by fiscal year 2017. A projection of the five-year rate requirements was developed and presented to provide Council with a picture of what will be required over time to reach this capital investment need. Each year staff updates the rate picture as part the of the annual rate discussions with Council. This year is the fourth year in the initial five-year plan.

In the May 2014 sewer report to Council, staff anticipated a 9 percent (9%) sewer rate increase would be required in July 2015. Staff completed an updated analysis of sewer rate needs based on year-to-date information and revised projections of expenses and revenues in the sewer utility. The evaluation identifies the rate increase can be reduced to 6 percent (6%) and still meet the target goals established by the Council in 2012.

In addition to the rate increase, staff recommends increasing the permit fees for Significant Industrial Users (SIU) to reflect the increase in fees charged to the City by DEQ for these permits. The current fee is \$553. The proposed new fee is \$569. These fees only cover the City's cost to DEQ and do not recover any staff time in issuing or monitoring the permits.

*Unfunded Needs*

The five-year sewer capital revenue plan approved by Council is focused on programmed replacement of aging infrastructure that is at the point of failure. Consequently, the \$2.6 million capital target referenced above does not provide for any investment in capacity-increasing projects to avoid sewer overflows during rain events that could lead to permit violations and/or sewer backups.

At the March 9, 2015, Council Work Session, staff presented an updated Wastewater Collection System Facility Plan that identified approximately \$30 million in high priority capacity-increasing projects. These costs are not programmed into the current rate projections. Staff is currently evaluating potential cost savings alternatives for some of these high-priority, unfunded projects so their inclusion would be premature. When alternatives analyses are complete, staff will bring a proposed funding strategy forward for Council consideration.

Many of the existing capacity restrictions (undersized pipes) result in the City not being able to comply with our sewer discharge permit from DEQ. In addition, the capacity restrictions can result in sewer overflows at manholes and sewer backups into basements. It is important to recognize these are existing problems and not created by future growth. As a result, the City's ability to respond to economic development opportunities and growth is limited.

As noted above, staff will bring a proposed funding plan forward for Council consideration after the alternatives analyses are complete. However, it is important to keep these currently unfunded, capacity-increasing projects in mind while evaluating sewer rate needs.

*Next Steps*

The minimum rate increase required to stay on track with the Council-approved goal of generating \$2.6 million annually for capital projects is 6 percent (6%). Council is considering a rate increase of 9 percent (9%). The 9 percent increase was anticipated in the last projection. A 9 percent increase would be a small step toward addressing the significant unfunded capital needs. If Council chooses to implement the 9 percent rate increase, additional revenue that is generated will be placed in reserve for funding of future capital projects.

Attachment "A" provides a more detailed discussion of sewer revenues and requirements and provides an updated five-year rate projection. This is the same information that staff has presented annually to Council during each rate discussion. It has been updated with current sewer rate revenue projections for the next five years. This document is provided as background for Council and the public.

Budget Impact:

The following table provides estimates for the anticipated additional revenue a 6 percent (6%) and 9 percent (9%) sewer rate increase would generate.

Proposed Rate Increase	Estimated Additional Revenue Generated
6 Percent (6%)	\$897,000
9 Percent (9%)	\$1,345,000

The following table identifies the monthly impact to a residential sewer customer being charged for eight units of sewer usage based upon a 6 percent (6%) and 9 percent (9%) sewer rate increase.

Proposed Rate Increase	Monthly Increase for a Residential Customer Billed for 8 Units of Sewer Usage	Total Monthly Sewer Charges for a Residential Customer for 8 Units of Sewer
6 Percent (6%)	\$3.31	\$58.46
9 Percent (9%)	\$4.96	\$60.11

JJB:CB:kw  
 Attachments A – Sewer

## ATTACHMENT A – SEWER

### *Background*

The Albany Strategic Plan identifies the importance of a safe and reliable sanitary sewer service to Albany citizens while also meeting federal and state environmental requirements for the system. To accomplish this, the City proactively manages the system. Part of managing the system is to plan for the needed system revenues and expenditures. There are no general fund resources used to support the sewer utility. All functions to operate and maintain the sewer system are funded through sewer revenues generated by service charges, System Development Charges (SDCs), and other permit fees. Grant funding is used to augment revenues when available.

Similar to most budgets, there are three components to the cost of running and maintaining the utility expenditures. The three expenditure components are:

- Debt Service
- Operation and Maintenance (O&M)
- Capital Expenditures

These three components are interdependent and impacts to funding of any one of the components ripple into the other two.

**Debt Service** – The City’s first obligation is to pay off the debts we owe. At times utilities borrow money to complete large capital improvement projects that cannot be funded with pay-as-you-go funding. The Albany-Millersburg Water Reclamation Facility (WRF) is an example of this type of large project.

The largest debt the City holds is for sewer utility improvements the community chose to make several years ago. The sewer debt is in the form of a loan from the State of Oregon administered by the Department of Environmental Quality (DEQ). The debt agreements have specific requirements for repayment as well as annual revenue generation. Repayment of the debt is made through a combination of rate funds and System Development Charges.

**Operation and Maintenance** – The City’s second obligation is to properly operate and maintain the existing sewer facilities. These assets include the pipe systems, sewer lift stations, and the treatment facilities to treat the wastewater. In addition, there are monitoring and enforcement obligations the City must accomplish in order to continue to meet state and federal permit requirements.

Proper operation and maintenance reduces the risk of system failures that can lead to interruption of service or violation of health and environmental standards. Proper maintenance can also reduce overall expenditures including capital needs and prolong the service life of infrastructure components.

**Capital Expenditures** – Finally, the City needs to invest in capital improvements to replace failing and undersized infrastructure. Adequate investment in this work provides for reliable service to existing customers and anticipates needs to support economic development in the community. Almost all capital expenditures are made to replace failing or undersized infrastructure or in response to mandated regulations to protect Albany’s citizens and the environment.

Regular capital investment in the utility infrastructure will reduce the risk of system failures that can lead to interruption of service or violation of health or environmental standards. Staff has recently completed an assessment of all the accessible sanitary sewer pipes in the collection system, providing condition data which allows planning for specific, targeted pipe repairs. Targeted capital expenditures will reduce the ongoing maintenance costs associated with operating the utilities.

### *Revenue and Rate Picture*

Staff has prepared a five-year projection for the sewer fund, understanding it is likely the revenue and expenditure picture will change as we move into the future. The requirement to pay off the existing debt in the sewer fund is fixed. However, there are significant variables that can impact the operation and capital requirements for the sewer system. Following is a list of the variables that will impact the rate picture over time:

- Rate Revenues – While we have been fairly accurate in past revenue projections, the economic times have made it more difficult to predict what revenue the utilities will receive. The state of the economy can dramatically impact revenues in either direction. In addition, weather can impact revenues.
- SDC Revenue – The revenue the City receives from SDCs is driven by the amount of development happening in the City. The projections in this memo are conservative in that they assume moderate SDC revenues. If development picks up, so will SDC revenues, which can change the long-term picture of rates.
- Personnel and Other Large Operation Expenses – Personnel costs are the largest single driver impacting operating expenses. The cost of fuels, chemicals, and electricity can also have large impacts on expenditures and, therefore, rate requirements.
- Unforeseen Capital Needs – Staff is able to project and identify most significant capital needs in a timely manner such that there is time to plan and incorporate the need into long-range rate planning. However, there are instances when unforeseen issues arise requiring unanticipated expenditures. We are continually working to improve our understanding of the current condition of facilities through a properly functioning asset management program in order to minimize unanticipated needs.
- WRF Sludge Issues – The underperformance of the WRF solids system has resulted in a significant cost to the City when a savings was originally anticipated. Until the system can be corrected, this will continue to impact the sewer budget.

In January 2012 Council supported a targeted plan for meeting the debt, O&M, and capital investment needs in order to maintain the utilities at a level so they can continue to meet service needs, meet environmental regulations, and minimize the need for unpredictable large rate increases.

### *Current and Future Revenue Needs*

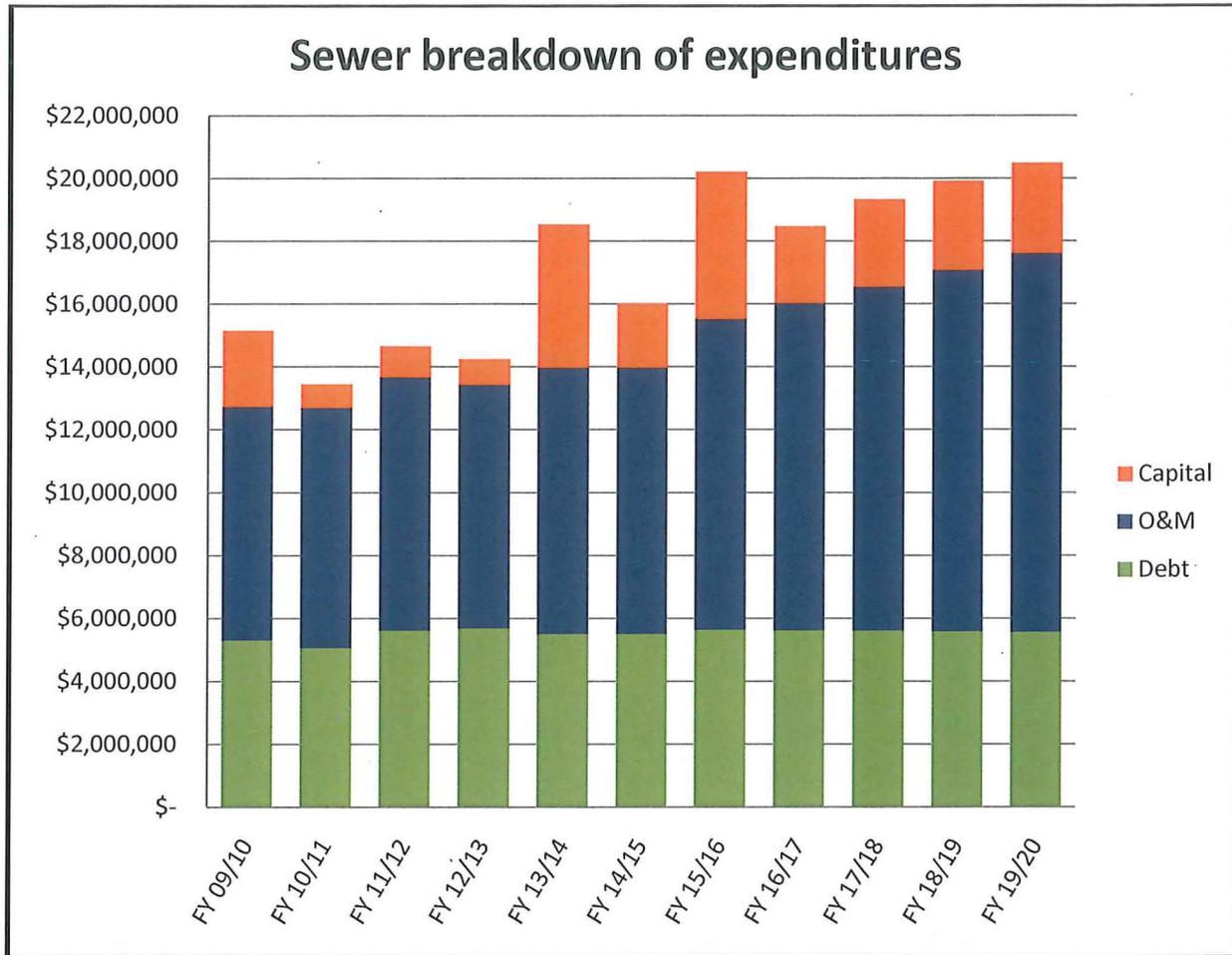
Following is a summary of the revenue and expenditure needs for the sewer system:

#### **Revenues:**

- Rate Revenue – The current estimated total sewer rate revenue the City will receive in the 2015 fiscal year is approximately \$15 million.
- SDC Revenues – SDC revenues vary year to year depending on the pace of development in the community. The City anticipates it will receive approximately \$925,000 in fiscal year 2015 (fueled by construction of several apartment complexes). For the future projections, staff has assumed \$400,000 in annual SDC revenue. This is equivalent to approximately 140 home starts in a year. SDC revenues for the past three fiscal years averaged about \$489,000. The SDC estimates may be conservative, but they provide a relative picture of SDC funding availability. If development patterns change and SDC revenues increase or decrease, the future analysis will be adjusted to reflect that change.

**Expenditures:**

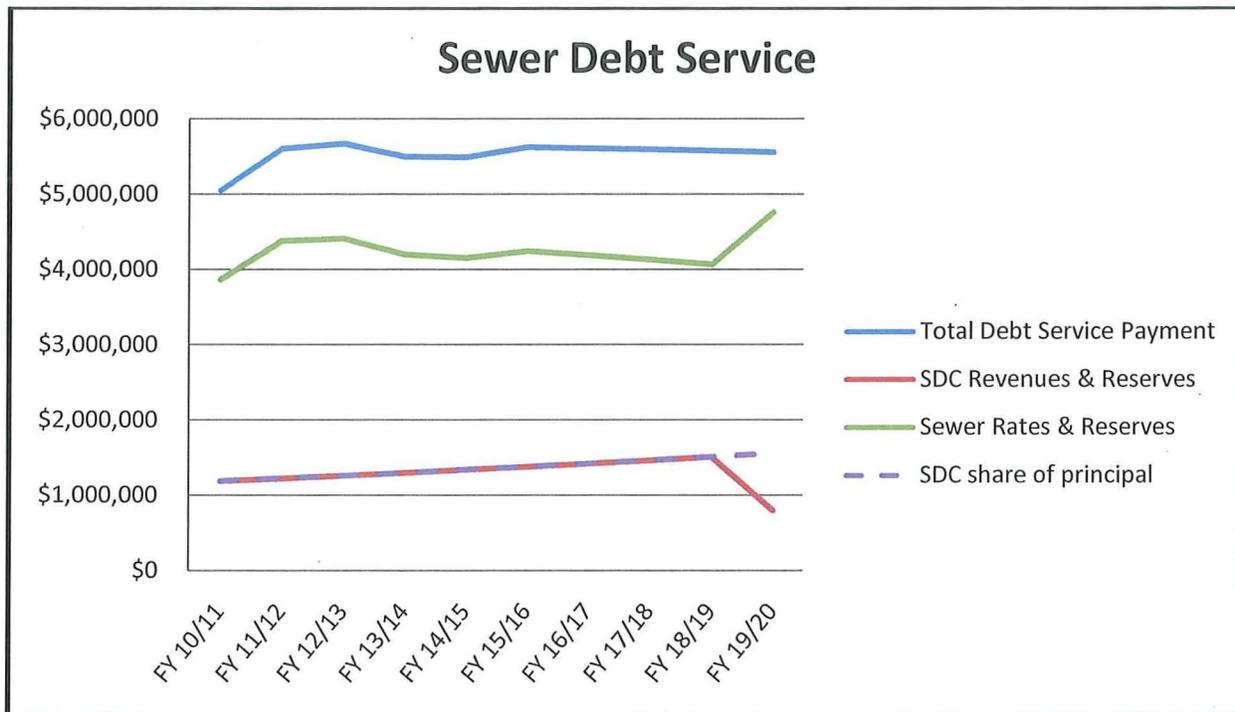
The following graph shows how sewer expenditures are split among the three expenditure areas:



**Debt Service:** In order to complete the Water Reclamation Facility (WRF) and Talking Water Gardens (TWG) Wetlands project, the City borrowed approximately \$77.2 million. While the City was able to secure low-interest financing for these projects, the annual debt payments are significant. The total debt service associated with the construction of the WRF and the TWG wetlands treatment projects amounts to approximately \$5.6 million per year through the year 2032. Albany’s share after Millersburg’s contribution toward debt service is approximately \$5.2 million per year.

Both rate and SDC revenues are responsible for paying off the debt for the wastewater improvements. Rate revenues are responsible for all interest costs and 55 percent of the principal payments for the WRF and 100 percent of the TWG. In fiscal year 2016 this equals approximately \$4.25 million. SDCs are responsible for 45 percent of the debt principal payment for the WRF because a significant portion of the facility was sized to serve future capacity needs. In fiscal year 2016 this equals \$1.38 million.

Both rate and SDC reserves have been created to help pay for the debt service; however, these reserves will be exhausted in the coming years as rate and SDC revenues do not keep pace with the funding needs. Staff estimates the SDC reserves will be exhausted by 2019-20. Subsequently, sewer rate revenues will need to be borrowed by the SDC fund to cover the debt service obligation. The following graph shows how rate requirements for debt service are impacted as reserves are spent down.



As part of the loan agreement the City has with the Oregon Department of Environmental Quality (DEQ), the City is required to annually collect net revenues at 1.05 times the yearly amount owed in debt service payments. This is the debt coverage ratio. The DEQ will allow Albany to include SDC revenues in the debt coverage ratio calculation. Previously staff worked with DEQ to lower our debt coverage ratio from 1.25 to 1.05 by increasing our reserves.

**Operation and Maintenance:** Rising employment, chemical, and energy costs impact the O&M budget. In addition, the lack of prior investment in the wastewater collection system and the current challenges being experienced at the WRF further stress the O&M budget.

Cost reduction measures have reduced the five-year O&M cost increase average from seven percent to five percent. For the five-year projection, a five percent per year increase has been used for O&M. Public Works will continually evaluate how to operate more efficiently and make sure funds are appropriately targeted. However, most maintenance activities cannot be deferred without increasing the risk of sewer failures resulting in potential sewer backups and other impacts from failed systems.

**Capital:** The City needs to invest in capital projects to replace failing and/or undersized infrastructure. Adequate investment provides for reliable service to existing customers and anticipates needs to support economic development and growth. A five-year look at the sewer fund revenues and expenditures shows a decreasing amount of rate revenue money available for capital maintenance projects unless additional funding is provided. If rate increases are limited to just the revenue required to meet debt coverage and O&M expenses, no rate revenue will be available for capital projects by 2020, with only minimal investments made in the interim.

Identifying the appropriate level of capital funding must be balanced with the burden it places on the rate payers. It is vital to have enough capital funding available to replace the worst infrastructure in a reasonable time in order to reduce the risk of failures, sewer backups into basements, surcharging, sink holes, and environmental permit violations. It is also important to be able to address problems that result in recurring high operation and maintenance costs.

The remaining capital need in treatment is the solids process improvements. Additionally, there has only been limited investment in the collection system in the past. This has resulted in significant issues in the collection system going unaddressed. Staff has evaluated the immediate collection system needs to identify what minimum capital funding is required.

An annual amount of \$2.6 million is required to meet a minimum capital replacement program. Recent sewer pipeline condition assessment reports indicate that approximately \$2.1 million will be needed in capital expenditures each year for the next ten years in order to repair pipes that are currently nearing failure and to provide for minor allocations to capital improvements at lift stations and treatment facilities. If these repairs are not completed, disruptions in service can be expected, extensive emergency repair expenditures may be required, and the City may violate our environmental permits. In addition, an annual capital expenditure of approximately \$500,000 should be allocated for the Sewer Lateral Replacement Program, the Rain Drain Disconnection Program, and the Inflow Reduction Program. These programs help to reduce overflows and eliminate capacity issues in the collection system.

The level of funding described above is not a strong proactive, Perpetual Life Replacement program, but a minimum recommendation based on recent assessment of the approximately 220 miles of sewer pipelines. The funding level does not address other significant capital needs in the collection system. In addition to the need to replace failing sewer lines, there are major projects that will be necessary to allow further development of properties in a couple of sewer basins. These include the Cox Creek interceptor improvements and potential improvements to the Riverfront Interceptor (RFI). These and other projects are likely to cost around \$30 million, as reported to Council in March 2015.

The Riverfront Interceptor (RFI) has wet weather capacity problems that came to light in December of 2010. An analysis was done on the RFI in conjunction with the WRF improvement project to evaluate its capacity. This analysis indicated that the RFI had the capacity to convey flows received during winter rains up to a five-year storm. However, there have been multiple events that caused the pipeline to overflow during storms that were less than five-year storms.

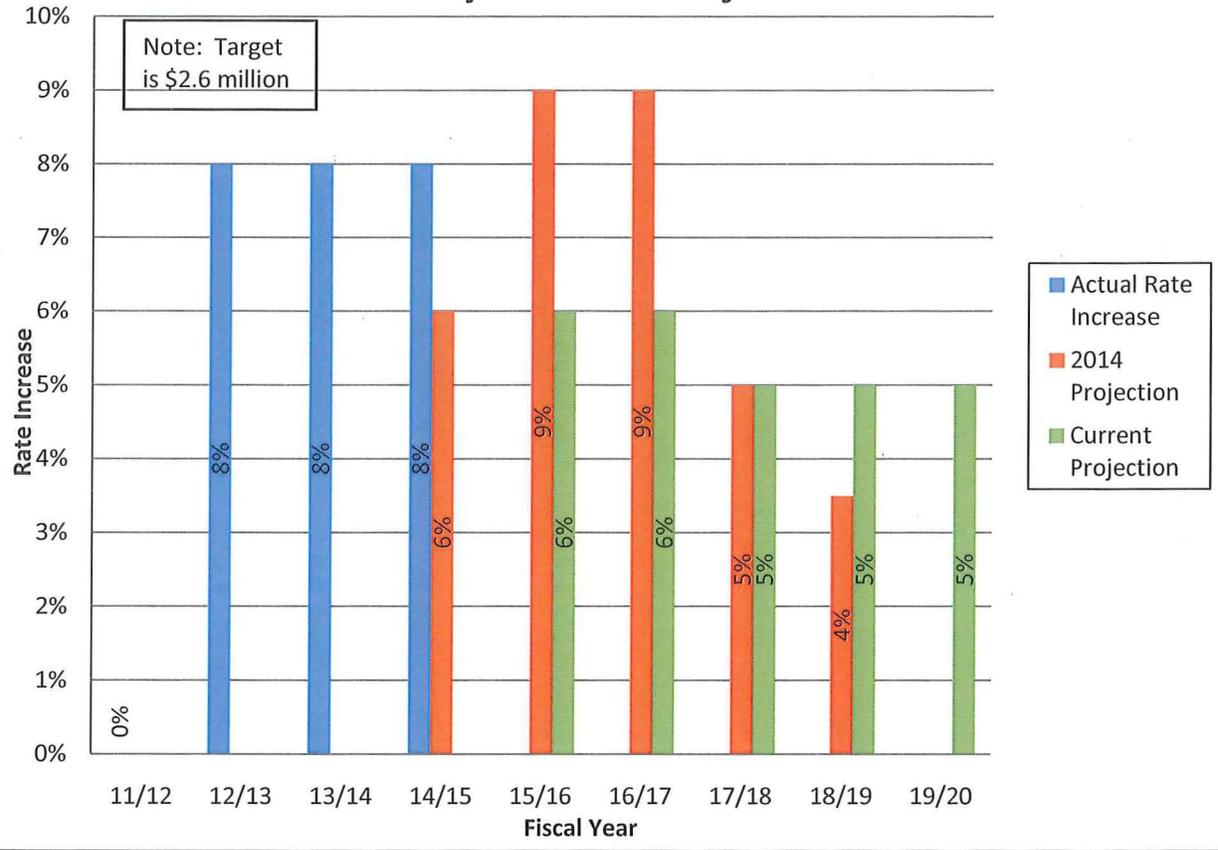
### Summary

A sewer rate increase of 6 percent (6%) is necessary effective July 2015. This rate increase will help the City to continue to build toward an adequately funded system to address the many challenges that are present. This rate increase is lower than the previously projected rate increase for this year.

Council may want to consider implementing the 9 percent (9%) rate increase previously projected in order to generate more capital in anticipation of the high cost for completing capacity improvements that are anticipated, but not accounted for in the current funding and rate models.

The following graph compares the anticipated rate increases as projected in 2014 to the current projection for rate increases. It also shows the actual rate increases implemented in the past and proposed for this year.

### Five-year Rate Projection



RESOLUTION NO. \_\_\_\_\_

A RESOLUTION SETTING RATES FOR WASTEWATER SYSTEM USE AND REPEALING RESOLUTION NO. 6332.

WHEREAS, the Council of the City of Albany has duly adopted prior Ordinances declaring their intent to establish a sewer rate structure that is based on the principle that all users pay their equitable share of sewer system costs; and

WHEREAS, it is necessary that users with relatively homogeneous wastewater loading are grouped together and rates are developed for the average loadings in that group; and

WHEREAS, in establishing equities in sewer use rates, the established customer classes are residential; low-, medium-, and high-strength commercial; and industrial; and

WHEREAS, rate policies should be established for customers with no prior history, customers on wells or otherwise not connected to City water, and unique sewer customers such as commercial waste haulers; and

WHEREAS, an equitable rate structure generally requires a fixed charge for each user plus a volume rate that depends on the use of the system to be established; and

WHEREAS, the rate structure should be designed to encourage water conservation and provide customers reasonable control over their bills; and

WHEREAS, prior Resolution No. 4920 clarified the definition of "commercial unit" and provides useful context and history should it be necessary to interpret the current resolution; and

WHEREAS, prior Resolution No. 5055 clarified the application of the term, "dwelling unit" to multi-family housing types and provides useful context and history should it be necessary to interpret the current resolution; and

WHEREAS, Chapter 10.06 of the Albany Municipal Code sets forth requirements to manage and recover the costs of an Industrial Pretreatment Program as detailed in Federal Regulations 40 CFR Part 403; and

WHEREAS, the Oregon Department of Environmental Quality (DEQ) currently charges an annual fee for each "significant industrial user" served by the Albany wastewater system; and

WHEREAS, the City Council has determined that current sewer customers lawfully served by an existing potable water supply well should be given an alternative method for determining volume charges for sewer billing purposes only.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that the rates and charges for sewer service as specifically described in Exhibit "A" (attached hereto) are hereby adopted; and

BE IT FURTHER RESOLVED that Resolution No. 6332 is hereby repealed; and

BE IT FURTHER RESOLVED that Resolution Nos. 4920 and 5055 are superseded by this resolution only to the extent of a conflict with this resolution in which case, this resolution shall control; and

BE IT FURTHER RESOLVED that current sewer customers served by an existing potable water supply may apply for approval to use a private meter for volume billing purposes only in accordance with procedures described herein; and

BE IT FURTHER RESOLVED, nothing herein exempts any property, property owner, or sewer customer from any requirement to be connected to the City water system established by any other ordinance or regulation; and

BE IT FURTHER RESOLVED that the terms of service established by this resolution shall be effective **July 1, 2015.**

DATED THIS 24<sup>th</sup> DAY OF JUNE 2015.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

## EXHIBIT "A"

### RESIDENTIAL

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For each residential customer, the monthly bill for sewer service shall be computed as follows:

$$A = (\text{fixed charge} \times B) + (\text{volume rate} \times C)$$

where: A = monthly bill  
B = the number of dwelling units for residential customer  
C = the monthly water consumption expressed in hundreds of cubic feet (Ccf)

and where: Fixed charges and volume rates by fiscal year are included in the rate schedule below.

#### RATE SCHEDULE

Customer Class	Fiscal Year (effective July 1) 2015-16
<i>Fixed Charge</i>	
Residential	\$35.259 \$38.432
<i>Volume Rate (\$/Ccf)<sup>1</sup></i>	
Residential	\$2.486 \$ 2.710

<sup>1</sup> Ccf = one hundred cubic feet or approximately 750 gallons

#### Fixed Charges:

Residential customers include all single-family and multi-family housing units, including manufactured or mobile home parks. Duplexes and other multi-family units will be charged a monthly fixed charge for each dwelling unit. For purposes of clarifying sewer fixed charges, "dwelling unit," as that term is applied to duplexes, residential parks, and other multi-family units, shall be defined as any place of human habitation designed for occupancy based upon separate leases, rental agreements, or other written instruments. Current rental practices will not be dispositive of the question of how a dwelling is "designed" for occupancy.

The City's past practice of charging a separate fixed charge component for each bedroom of a "quad" or "quint" type apartment so long as each such bedroom is designed for occupancy by virtue of a separate lease, rental agreement, or other written instrument is hereby affirmed. The number of fixed charge components of the monthly sewer bill for a "quad" or "quint" apartment shall not exceed the number of toilets available for the discharge of human waste into the City's sanitary sewer system. By way of illustration, a "quad" unit, which has four bedrooms (each of which is designed for occupancy based on a separate lease, rental agreement, or other written instrument) and which has two toilets to be shared among the occupants of the "quad," shall have the fixed charge component of the bill capped at two fixed charge components. If a similar "quad" had four toilets, the fixed charged portion of its bill would be four fixed charge components. If a similar quad had five or more toilets available for occupants use, it would still only be charged four fixed charge components because it contains four habitable bedrooms (each of which is designed for occupancy based on a separate lease, rental agreement, or other written instrument).

#### Volume Rates:

The volume rates for residential customers will be calculated using "average" winter water meter readings from City installed or private water meters as approved herein. The monthly average will be calculated using the monthly water meter readings from November, December, January, and February. Each July the residential customer's sewer bill will be adjusted using the monthly average water meter readings from those previous winter months.

For residential customers with no water meter history including new connections, accounts with no recent water meter history, accounts receiving water service from a well, and new homeowners in a home with previous water meter

history, eight (8) Ccf will be used to calculate the monthly bill until the monthly average using the winter water meter readings can be calculated and applied.

Alternative Volume Rates:

Current customers, as of the effective date of this resolution, receiving potable water for human consumption from an existing well may apply to install approved metering facilities to measure water use for sewer billing purposes. To be eligible for this option, customers must receive prior written approval from the Public Works Director based upon standards promulgated for determining suitability of such facilities. This option is only available to current customers lawfully served by an existing potable water supply.

The metering facilities (meter type, meter size, piping configuration, etc.) and all other conditions (property and facility access provisions, meter testing, etc.) must be in accordance with standards established by the Public Works Director. All costs associated with this alternative sewer billing option will be borne solely by the customer.

Nothing herein exempts any property, property owner, or sewer customer from any requirement to be connected to the City water system established by any other ordinance or regulation.

**COMMERCIAL**

For each commercial customer, the monthly bill for sewer service shall be computed as follows:

$$A = (\text{fixed charge} \times B) + (\text{volume rate} \times C)$$

where: A = monthly bill  
 B = the number of commercial units served by the sewer service  
 C = the monthly water consumption expressed in hundreds of cubic feet (Ccf).

and where: Fixed charge and volume rate for the customer class and fiscal year are included in the rate schedule below.

RATE SCHEDULE

Customer Class	Fiscal Year (effective July 1) 2015-16
<b><i>Fixed Charges</i></b>	
Commercial	
Low	\$4.402 \$ 4.798
Medium	\$17.018 \$18.550
High	\$19.666 \$21.436
<b><i>Volume Rates (\$/Ccf)<sup>1</sup></i></b>	
Commercial	
Low	\$6.996 \$ 7.626
Medium	\$8.908 \$ 9.710
High	\$14.565 \$15.876

<sup>1</sup> Ccf = one hundred cubic feet or approximately 750 gallons

Customer Classification:

Commercial accounts will be classified according to their strength of wastewater as described in the Commercial Customer Classification List (Appendix A). If a commercial customer cannot be easily categorized, the customer will be asked to submit estimated wastewater flow and strength data with a description of the type of business activities to the Public Works Director. The Public Works Director will make the final determination of customer classification for each commercial customer.

For commercial customers where a single water meter serves a building with multiple commercial uses, the classification for the entire account will normally be based on the single highest classification within the building. For example, if a building contains both offices and restaurants, the entire account bill would be calculated using the rates for a restaurant customer. In addition, for commercial customers where a single water meter serves a building with multiple commercial uses, the monthly fixed charge will be based on the number of commercial units being served by the wastewater service.

For the purpose of clarifying sewer fixed charges “commercial unit” shall be defined as each portion of a commercial use that has plumbing fixtures connected to the sanitary sewer system and which is designated for occupancy based upon a property right. Property right for purposes of this definition includes ownership, a leasehold interest, or any contractually-based right to occupancy of 12 or more hours in any 24-hour period.

Monthly Water Consumptive Use for Volume Rate:

- Average Winter Water Use. The volume rates for most commercial customers will be calculated using “average” winter water meter readings from City installed or private water meters as approved herein. The monthly average will be calculated using the monthly water meter readings from November, December, January, and February. Each July the commercial customer’s sewer bill will be adjusted using the monthly average water meter readings from those previous winter months.

- Actual Water Use. For commercial customers whose water meter readings, from City installed or private water meters as approved herein, vary widely on a monthly basis due to changes in business sales or other non-irrigation factors (including but not limited to: restaurants, grocery stores, mortuaries, motels, industrial launderers, and others as the City may determine), the volume rates will be calculated using the actual water meter reading from the previous month.
- No Water Use History. Some commercial customers will have no water meter history including new connections, accounts with no previous water meter history, accounts receiving water service from a well, or a new business in a building with previous water meter history. For those new customers, the City will use the average water meter reading of existing customers in the same commercial classification (e.g., low, medium, high) provided that the existing customer(s) are similar in operation and scale as the new customer. That information will generally be used to calculate the monthly bill until a history for the account can be established. Should no similar existing customer exist, the City will use 8 Ccf for low strength commercial, 20 Ccf for medium strength commercial, and 35 Ccf for high strength commercial customers as the basis for calculating the monthly bill.

It may take as long as a year of water meter history to establish a specific customer's average use of the system if billed using "average" winter water meter readings. It will take only one (1) month of water meter history to establish the specific customer's actual use of the system if billed using actual water meter readings from the previous month.

If a type of customer within the general classification system has a specific "average" winter water use history that differs greatly from the water use history of the classification as a whole, then the specific history may be used until a history for the account can be established. If a commercial customer disagrees with the City's determination regarding their water use for billing purposes, the customer will be required to submit wastewater flow and strength data with a description of the type of business activities to the Public Works Director. The Public Works Director will make the final determination of customer use of the system for each commercial customer.

#### Alternative Volume Rates:

Current customers, as of the effective date of this resolution, receiving potable water for human consumption from an existing well may apply to install approved metering facilities to measure water use for sewer billing purposes. To be eligible for this option, customers must receive prior written approval from the Public Works Director based upon standards promulgated for determining suitability of such facilities. This option is only available to current customers lawfully served by an existing potable water supply.

The metering facilities (meter type, meter size, piping configuration, etc.) and all other conditions (property and facility access provisions, meter testing, etc.) must be in accordance with standards established by the Public Works Director. All costs associated with this alternative sewer billing option will be borne solely by the customer.

Nothing herein exempts any property, property owner, or sewer customer from any requirement to be connected to the City water system established by any other ordinance or regulation.

**INDUSTRIAL**

Process Wastewater. For process wastewater from each industrial customer, the monthly bill for sewer service shall be computed as follows:

$$A = (\text{Flow} \times \text{Flow unit charge}) + (\text{BOD} \times \text{BOD unit charge}) + (\text{TSS} \times \text{TSS unit charge})$$

where: A = monthly bill  
 Flow, BOD, & TSS = data collected monthly from the industrial customer's wastestream

and where flow, BOD, & TSS unit charges for the industrial customer class are included in the monthly rate schedule below.

RATE SCHEDULE

Customer Class

Industrial Unit Charges

Flow (\$/Ccf) <sup>1</sup>	\$3.465	\$3.777
Biochemical Oxygen Demand (BOD) (\$/lb.)	\$0.892	\$0.972
Total Suspended Solids (TSS) (\$/lb.)	\$1.193	\$1.300

<sup>1</sup> Ccf = one hundred cubic feet or approximately 750 gallons

Non-Process Wastewater. For industrial customers that do not have separate water meter service to supply the non-process portions of their facilities, the monthly bill for domestic (non-process) wastewater service shall be billed at the Commercial-Low Strength rate and the domestic use shall be estimated using the following formula:

$$A = (B \times C \times D) / (748 \text{ gallons per Ccf})$$

where: A = estimated domestic discharge per month  
 B = average number of full-time employees during the month based on monthly employment data  
 C = the total number of working days in the month  
 D = the average discharge allowance per employee per day, estimated to be 15 gallons per day

Each industrial customer without separate water meter service to supply the non-process portions of their facilities shall submit monthly employment and operating information to the City of Albany. Submitted information shall include the industry's number of full-time equivalent employees that month and the total number of production days that month.

Wastewater Discharge Permit. A Wastewater Discharge Permit may be required for any significant industrial user (SIU) as defined by Chapter 10.06 of the Albany Municipal Code. Chapter 10.06 also defines the requirements and conditions that must be addressed by the permittee and provides the authority to establish a permit fee. The permit fee is designed only to recover the direct costs paid to the Oregon Department of Environmental Quality (DEQ) as follows:

Wastewater Discharge Permit Fee	
Annual Fee	
Significant Industrial User	\$553 \$569

## OTHER

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### Commercial and Contracted Waste Haulers:

For commercial and contracted waste haulers transporting and discharging domestic septic tank waste, waste from chemical toilets, or other waste as may be approved, the monthly bill for sewer service shall be computed as follows:

#### Holding Tank and Chemical Toilet Waste:

$$A = B \times C$$

where: A = monthly bill  
B = total monthly volume discharged in gallons  
C = ~~\$0.14~~ **\$0.15** per gallon

#### Septic Tank Cleanings:

$$A = B \times C$$

where: A = monthly bill  
B = total monthly volume discharged in gallons  
C = ~~\$0.14~~ **\$0.15** per gallon

#### Valley Landfill:

$$A = B \times C$$

where: A = monthly bill  
B = total monthly volume discharged in gallons  
C = ~~\$0.046~~ **\$0.050** per gallon

For commercial or contracted waste haulers without a specific rate specified above, the potential customer shall work with City of Albany staff to develop cost-of-service rates. Rates will be codified if the service agreement becomes a long-term arrangement.

## APPENDIX A

### CITY OF ALBANY COMMERCIAL CUSTOMER CLASSIFICATION COMBINED AVERAGE STRENGTH CATEGORIES & STANDARD INDUSTRIAL CLASSIFICATION

#### Waste characteristic allocation:

The City of Albany does not have a monitoring program for all commercial customers and consequently does not have specific monitoring data on all of Albany's commercial customers. However, an extensive project was undertaken by the City of Portland Bureau of Environmental Services (BES) to determine wastewater characteristics by Standard Industry Classification (SIC) codes based upon monitoring data for Portland's customers and using data from other cities.

The City of Portland's wastewater characteristic study data is based on BOD and TSS information from commercial customers in Portland and 28 additional cities, and the customer list is representative of the Albany commercial businesses. The City of Salem is also using the Portland BES data to classify their commercial customers. Albany will continue to refine this database as additional waste characterization data becomes known.

#### COMMERCIAL LOW-STRENGTH (UP TO 450 MG/L COMBINED BOD/TSS)

##### Offices & Services:

- Accounting, Auditing, and Bookkeeping Services (8721)
- Adjustment and Collection Services (7322)
- Amusement & Recreation Services NEC (7999)
- Banks & Credit Unions (6021, 6022, 6141)
- Barber & Beauty Shops (7241, 7231)
- Child Day Care Services (8351)
- Computer and Computer Software Stores (5734)
- Correctional Institutions (9223)
- Employment Agencies (7361)
- Engineering Services (8711)
- Gasoline Service Stations (5541)
- Individual and Family Social Services (8322)
- Insurance Agents, Brokers, and Service (6411)
- Investment Advice (6282)
- Legal Services (8111)
- Libraries (8231)
- Medical & Dental Offices & Clinics (including chiropractors, health practitioners, optometrists)  
(8011, 8021, 8041, 8042, 8049)
- Motels (7011)
- Museums and Art Galleries (8412)
- Nursing Care Facilities (8051)
- Schools (Elementary & Secondary) and Educational Services (8211)
- Taxicabs (4121)
- Title Insurance (6361)
- Trucking - local with storage (4214)

##### General Retail Businesses:

- Apparel, Accessory, Jewelry & Shoe Stores (5699, 5641, 5651, 5944, 5661)
- Auto equipment/supplies, new/used - NEC (5599)
- Beer, Ale, & Liquor Stores - wholesale & distribution (5181 & 5921)
- Boat Dealers (5551)
- Book Stores (5942)
- Coin-Operated Laundries (7215)
- Department Stores (5311)

Floor Covering Stores (5713)  
Florists (5992)  
Groceries, wholesale & distribution (5141)  
Hobby, Toy, and Game Shops (5945)  
Home Furnishings & Hardware Stores (5719, 5251)  
Miscellaneous food stores - minimarts without kitchens (5499)  
Musical Instrument Stores (5736)  
Paint, Glass, and Wallpaper Stores (sales but no mixing) (5231)  
Sporting Goods Stores and Bicycle Shops (5941)  
Tobacco Stores and Standards (5993)  
Used Merchandise Stores (5932)  
Video Tape Rental (7841)

**COMMERCIAL MEDIUM-STRENGTH (451 - 1,125 MG/L COMBINED BOD/TSS)**

Automotive/Mechanical repair &/or wash:

Airports, Flying Fields, and Airport Terminal Services  
Automotive Repair Shops NEC (7539)  
Carwashes (7542)  
Motor Vehicle Dealers - used cars (5521)

Specialty with medium-strength waste discharge:

Dry Cleaning Facilities (7216)  
Restaurants, Eating Places, Bars, & Taverns (5812)  
Funeral Services and Crematories (7261)  
Hospitals (8060)  
Junior Colleges and Technical Institutes (8222)  
Meat and Fish Markets, Including Freezer Provisioners (5421)  
Paints/Varnishes/Lacquers/Enamels mixing (2851)  
Photofinishing Laboratories (7384)  
Recreational Vehicle Parks (7033)  
Trucking - local with storage (4212)

**COMMERCIAL HIGH-STRENGTH (GREATER THAN 1,126 MG/L COMBINED BOD/TSS)**

Automotive:

Exhaust System Repair (7533), Transmission Repair (7537), Tire Shop (7534), General  
Automotive Repair (7538-see printout), Automotive Services (7549), Armature Rewinding  
Shop (7694)  
Motor Vehicle Dealers - new cars (5511)

Specialty with high-strength waste discharge:

Candy, Nut, and Confectionery Stores (5441)  
Disinfecting and Pest Control Services (7342)  
Fire Protection (9224)  
Grocery Stores with garbage disposals (5412)  
Industrial Launderers (7218)  
Malt Beverage Brewery (2082)  
Pharmaceutical Preparations (2834)  
Retail Bakeries - with kitchen (5461)  
Printing & Stamping on Fabric Articles - silk screening (2396)  
Trucking - long distance, not local (4213)  
Passenger car rental, no drivers for hire (7514)



TO: Albany City Council

VIA: Wes Hare, City Manager  
Jeff Blaine, P.E., Interim Public Works Engineering and Community Development Director

9B

FROM: Mark A. Yeager, P.E., Utility Services Manager  
Jeni Richardson, P.E., Civil Engineer III

10

DATE: June 17, 2015, for the June 24, 2015, City Council Meeting

SUBJECT: Public Hearing Regarding Adjustments to System Development Charges and Connection Charges

Action Requested:

Staff recommends Council receive public input during the Public Hearing on proposed adjustments to System Development Charges (SDCs), connection charges, and other special charges. Following the public hearing, staff recommends Council consider adoption of the attached resolutions to adjust the system development charges (SDCs), connection charges, and other special charges.

Discussion:

*Background*

The basic principle behind the application of SDCs and Connection Charges is to have all customers pay their fair share for the services and infrastructure that are available to them. The collection of SDC and Connection Charges helps pay for existing and future infrastructure costs associated with meeting the demands of growth in the City. If these fees were not collected, existing residents and rate payers would be required to pay for all the infrastructure improvements required for current and future capacity. In addition, without SDCs there would be no mechanism to collect funds that can be used to assist developers with infrastructure improvements triggered by their development.

SDCs and connection charges have historically been adjusted annually, effective the first day of July. Although the Municipal Code (AMC 15.16.050(5)) states that annual adjustments for SDCs should be made automatically each July 1, recent Council practice has been to hold a public hearing prior to considering any adjustments. The Albany Municipal Code, the adopted SDC methodologies, and the current pertinent resolutions all identify the process to make annual adjustments to the SDCs.

*Proposed Adjustments*

With the exception to the Transportation SDCs, the adjustments presented for Council consideration simply reflect the increased cost of construction (inflation). Because these charges are closely tied to construction costs, the City uses a construction cost indicator as the basis for annual adjustments and updates these fees to reflect the changing cost of constructing public improvements. The Engineering News-Record (ENR), an engineering and construction industry trade publication, publishes a regional Construction Cost Index (CCI). This index is routinely used by local agencies to represent the annualized inflationary impact for construction projects.

The Transportation SDC adjustment includes both the inflation adjustment and a "ramp" adjustment that Council requested for bringing the SDC in line with funding the City's short- and mid-term growth-related transportation needs over time. The "ramp" is designed to phase in the

increase over a five-year period. After receiving a report from economist, Ray Bartlett, in June 2011, Council made a decision to annually evaluate two forward-looking indicators to determine if the ramp increase should be undertaken for each given year. Staff presented information about state economic indicators at the June 10, 2015, Council Meeting. At that meeting, Council directed staff to bring back the Transportation SDC adjustment including the “ramp” step since both of the indicators are positive.

The details of all the SDC adjustments are provided in Attachment A. The table below shows all the Public Works SDCs both current and after the proposed adjustment with a total at the bottom of the table.

	Current SDC	Proposed SDC
Transportation	\$ 3,148	\$ 3,568
Water (3/4-inch)	\$ 2,378	\$ 2,435
Sewer	\$ 2,884	\$ 2,966
Stormwater	\$ 0	\$ 0
Total	\$ 8,410	\$ 8,969

#### *Recent History of Adjustments*

There was no adjustment made in the fees in 2010 because year-over-year change in the Construction Cost Index was negative. In March 2011 a new transportation SDC methodology and fee were adopted based on the Transportation System Plan adopted in February 2010. In 2011 a 0.47 percent adjustment was applied to the water SDC and all connection charges. In 2012, 2013, and 2014, a 3.54 percent, 4.14 percent, and 7.57 percent adjustment was applied to all SDC and all connection charges.

Following is a table summarizing the adjustments made over the past five years to the water, sewer, and transportation SDCs and the Connection Charges. The proposed adjustments for 2014 follow the requirements in the AMC and previous direction provided by Council.

SDC	2010	2011	2012	2013	2014	2015
Water	No Increase	0.47% Increase	3.54% Increase	4.14% Increase	7.55% Increase	2.41% Increase
Sewer	No Increase	No Increase*	4.87% Increase **	5.00% Increase **	9.04% Increase **	2.84% Increase **
Transportation	No Increase	No Increase	25% Increase	20% Increase	22% Increase	13% Increase
Connection Charges	No Increase	0.47% Increase	3.54% Increase	4.14% Increase	7.57% Increase	2.41% Increase

\* The sewer SDC was not adjusted in 2011. An update of the sewer SDC methodology was underway at that time, and an adjustment to the fee was deemed untimely.

\*\* The debt service credit portion of the SDC is not subject to adjustment, so the total adjustment is higher than the overall ENR change.

#### *Economic Considerations*

Council has expressed sensitivity to the state of the current economy during recent considerations of increases in fees, rates, fares, and charges. Council should keep in mind that while SDC and connection fees are a direct cost to development projects, they also can provide a funding source for the City to partner with developers to fund portions of infrastructure required to fulfill development requirements. The Oak Street improvement project is an example of this sort of partnering. Without adequate SDC funding, these sorts of opportunities could be jeopardized.

For both water and sewer SDCs, there is an obligation to fund existing debt payments for investments the community has made in infrastructure. As has been documented, sewer SDC revenue is not likely to keep pace with the sewer SDC debt payment obligation over time. It is currently estimated that sewer SDC funds will become exhausted in fiscal year 2020, at which time either customer rates or other funding sources will need to be borrowed to pay SDC's share of both debt service and SDC-eligible projects that are constructed. Using rate money to cover SDC's share of debt service will mean that either less money is available for capital projects or additional rate increases will be required.

The following table shows the estimated impact on SDC revenues if the adjustments are not adopted by Council and the fees remain at their current levels. The estimate is based on the development of an equivalent of 125 single family units.

	Estimated revenue with Adjustment	Estimated Revenue if no Adjustment is Made	Estimated Loss of Revenue
Water	\$304,400	\$297,300	\$7,100
Sewer	\$370,800	\$360,500	\$10,300
Transportation (Ramp + ENR)	\$446,000	\$393,500	\$52,500

#### *Recommendation*

The AMC directs that SDC and Connection Charges shall be adjusted in accordance with inflation. Staff recommends Council adopt the attached resolutions implementing the increases in accordance with the AMC and past direction from Council.

This memorandum only discusses the proposed fee changes and summarizes the recent history of adjustment to these fees and charges. Please refer to Attachment A and the attached resolutions for more detailed information concerning the intent and history of the specific charges or fees.

#### Budget Impact:

If adopted, the SDC and fee adjustments will become effective on July 1, 2015. Actual revenue amounts will depend on development activity over the next fiscal year.

JMR:kw

Attachment

- Resolutions:
- 1) Water SDC
  - 2) Transportation SDC
  - 3) Sanitary Sewer SDC
  - 4) Street Connection Charge
  - 5) Sanitary Sewer Connection Charge
  - 6) Water Connection Charge
  - 7) Storm System Connection Charge
  - 8) North Albany Sewer In-Lieu-of Assessment
  - 9) Columbus Lift Station Sewer Connection Charge
  - 10) North Albany Street Improvement Assurance Fee

- c: Jerry Running, Willamette Valley Homebuilders  
 Janet Steele, Albany Chamber of Commerce  
 John Pascone, AMEDC

**ATTACHMENT A**

**System Development Charges**

*Current System Development Charges*

State law (ORS 223.297-314) authorizes collection of SDCs to provide equitable funding for capital improvements to water, sewer, parks, transportation, and stormwater management systems. Albany has adopted long-range plans outlining the capital improvements needed to develop and maintain its water, sewer, parks, and transportation systems. These plans form the basis for the City’s existing SDCs. The current SDC fees for a new single-family home in Albany are shown in the following table:

	Maximum Allowable <sup>1</sup>	Current SDC <sup>1</sup>	% of Max	Reimbursement Amount	Improvement Amount
Transportation	\$14,020	\$ 3,148	22	\$ 516	\$ 2,632
Water (3/4-inch)	\$ 2,643	\$ 2,378	90	\$ 341	\$ 2,037
Sewer	\$ 2,884	\$ 2,884	100	\$ 123	\$ 2,761
Stormwater	n/a	n/a	n/a	n/a	n/a
Parks	\$255 + 0.49 <sup>2</sup>	\$ 1,500 <sup>3</sup>	100	\$ 0	\$ 1,500
Total		\$ 9,910			

<sup>1</sup> Maximum allowable and current SDC for a single family house effective with the most recently adopted resolutions;

<sup>2</sup> Per bedroom cost plus square-foot costs;

<sup>3</sup> For a 1,500 square foot, 3-bedroom home.

*Proposed System Development Charges*

System development charges (SDCs) are initially considered for adoption after completion of a public facility plan or master plan and development of a related Capital Improvement Plan (CIP) for the completion of proposed public improvements. The adopted methodology for each SDC includes a specific list of proposed capital construction projects. The initial maximum allowable SDC for each system is based on the cost of those proposed projects plus the value of the available capacity in the existing system.

The annual July adjustment is typically based on the year-over-year change to the ENR Construction Cost Index (CCI) for April. For example, Albany’s 2014 water SDC adjustment was based on the change in the CCI between April 2013 and April 2014.

The fee adjustments detailed below have been rounded to the nearest dollar. To avoid the compounding effect of annual rounding of the fees, the amount listed in the “current calculated fee” column has been adjusted by the appropriate percentage and is listed below as the “proposed calculated fee.” The “proposed calculated fee” is rounded to the nearest dollar and listed in the “proposed fee” column. Each year, the amount listed in the “proposed calculated fee” column will be used for calculating the following year’s annual adjustment.

**Water SDC Adjustment** – A three-year effort of the Mayor’s Water Task Force culminated in adoption of a new Water SDC methodology and Water SDC fee effective November 2004. In accordance with Chapter 15.16.050 of the Albany Municipal Code (AMC) and the Water SDC methodology, the ENR cost index adjustment is applied to the Water SDC-R (reimbursement fee) and the Water SDC-I (improvement fee) to reflect the increase in construction costs.

The most recent adjustment to the Water SDC was in July 2014. Adjusting the Water SDC using the one-year change in the ENR cost index, results in the following fee for a ¾-inch meter:

Water SDC	Current Calculated Fee	Current Fee	Proposed Calculated Fee	Proposed Fee
SDC-R (reimbursement fee)	\$ 341.17	\$ 341	\$ 349.39	\$ 349
SDC-I (improvement fee)	\$2,037.06	\$2,037	\$2,086.15	\$2,086
Total Water SDC	\$2,378.25	\$2,378	\$2,435.57	\$2,435

**Transportation SDC** – A new transportation SDC methodology was adopted in January 2011 based on the February 2010 Transportation System Plan. The SDC methodology documented the calculation of an improvement and reimbursement fee that resulted in a maximum allowable fee of \$14,359 adjusted for inflation. In the interest of promoting economic development, the City Council deemed it desirable to charge less than the legally allowable charges. This was accomplished by editing the funded project list to limit the number of SDC-eligible projects. A resolution was adopted in March 2011 establishing a base fee for a single trip end that retained the current SDC for a single-family house at \$1,734 (Resolution No. 5989).

The transportation SDC resolution is unique in that it includes an adjustment schedule that would ramp the residential SDC to \$3,000 per single-family home over a five-year period. The resolution states Council’s desire to look at economic indicators prior to their decision each year to adjust the transportation SDC. By consensus, Council accepted a recommendation by consultant Ray Bartlett, Economic and Financial Analysis, to use the forward looking, year-to-year forecast of Total Personal Income and Total Nonfarm Employment from the State of Oregon’s Economic and Revenue Forecast as the appropriate economic indicators.

Council reviewed the annual forecast indicators from the State’s March 2015 report at the June 10, 2015, regular council meeting. Both indicators were positive indicating an improving economic climate and suggesting that the next step in the ramp schedule should be implemented.

The most recent adjustment to the Transportation SDC was in July 2014 and included the fourth ramp step and annual ENR adjustment. Adjusting the Transportation SDC to include the fifth and final ramp step and using the annual change in the ENR cost index results in the following fee for a residential customer:

Transportation SDC	Current Calculated Fee	Current Fee	Proposed Calculated Fee	Proposed Fee
SDC-R (reimbursement fee)	\$516.22	<b>\$516</b>	\$523.43	<b>\$523</b>
SDC-I (improvement fee)	\$2,631.57	<b>\$2,632</b>	\$3,045.00	<b>\$3,045</b>
Total Transportation SDC	\$3,147.79	<b>\$3,148</b>	\$3,568.43	<b>\$3,568</b>

**Sanitary Sewer SDC** – The Sanitary Sewer SDC is made up of three components: the reimbursement fee (SDC-R), the improvement fee (SDC-I), and the debt service credit. In accordance with Resolution 4292, the resolution adopting the sewer SDC methodology, the ENR cost index adjustment is applied to the base sewer SDC-R (reimbursement fee) and sewer SDC-I (improvement fee), but is not applied to the debt service credit (a reduction to the SDC-I for future debt service payments made by new customers through sewer rates). In adopting the sewer SDC methodology, the City Council determined the debt service credit should be averaged for a five-year period and applied to the sewer improvement fee portion of the SDC.

The most recent adjustment to the Sanitary Sewer SDC was in July 2014. Adjusting the Sewer SDC using the change in the ENR cost index results in the following fee for a residential customer:

Sewer SDC	Current Calculated Fee	Current Fee	Proposed Calculated Fee	Proposed Fee
SDC-R (reimbursement fee)	\$ 123.22	<b>\$ 123</b>	\$ 126.19	<b>\$ 126</b>
SDC-I (improvement fee)				
Base	\$3,277.07	\$3,277	\$3,356.05	\$3,356
Debt Service Credit	(\$516)	(\$516)	(\$516)	(\$516)
Net SDC-I (base minus credit)	\$2,761.07	<b>\$2,761</b>	\$2,840.05	<b>\$2,840</b>
Total Sewer SDC (SDC-R plus Net SDC-I)	\$2,884.29	<b>\$2,884</b>	\$2,966.24	<b>\$2,966</b>

**Stormwater SDC (Information Only)** Albany does not have Stormwater SDCs. A Stormwater Master Plan is under development and when completed, an SDC will be one of the funding tools available.

Proposed Connection Charges

For properties that have not previously participated in the cost to construct available public facilities, connection charges are applied at the time those properties connect to these facilities. Water, sewer, storm, and street connection charges were implemented in 2003.

The City uses the same Construction Cost Index (CCI) as the basis for annual adjustments, and the most recent adjustment was in July 2014. The one-year change in the cost index is equal to a 2.41 percent increase. The fee adjustments detailed below have been rounded to the nearest dollar as previously described.

**Street Connection Charge Adjustment** The Street Connection Charge is designed to recover the equivalent cost of constructing that portion of a local street that benefits a connecting property. A local street is the basis for calculating the fee. Adjusting the Street Connection Charge using the change in the ENR cost index results in the following fee:

Connection Charge	Current Calculated Fee	Current Fee	Proposed Calculated Fee	Proposed Fee
Street	\$90.26 per front foot	\$90 per front foot	\$92.44	\$92 per front foot

**Sanitary Sewer Connection Charge Adjustment** The Sanitary Sewer Connection Charge is designed to recover the equivalent cost of constructing that portion of the sewer system that benefits a connecting property. An eight-inch pipe is the basis for calculating the fee. Adjusting the Sewer Connection Charge using the change in the ENR cost index results in the following fee:

Connection Charge	Current Calculated Fee	Current Fee	Proposed Calculated Fee	Proposed Fee
Sanitary Sewer	\$54.43 per front foot	\$54 per front foot	\$55.75	\$56 per front foot

**Water Connection Charge Adjustment** The Water Connection Charge is designed to recover the equivalent cost of constructing that portion of the water system that benefits a connecting property. An eight-inch pipe is the basis for calculating the fee for single-family residential land use zones and a 12-inch pipe is the basis for calculating the fee for all other land use zones. Adjusting the Water Connection Charge using the change in the ENR cost index results in the following fee:

Connection Charge	Current Calculated Fee	Current Fee	Proposed Calculated Fee	Proposed Fee
Water: single-family residential	\$30.53 per front foot	\$31 per front foot	\$31.26	\$31 per front foot
Water: all other land use zones	\$42.47 per front foot	\$42 per front foot	\$43.50	\$43 per front foot

**Storm System Connection Charge Adjustment** The Storm System Connection Charge is designed to recover the equivalent cost of constructing that portion of the storm system that benefits a connecting property. The cost to provide drainage for an average lot in a fully improved subdivision is the basis for calculating the fee. Adjusting the Storm System Connection Charge using the change in the ENR cost index results in the following fee:

Connection Charge	Current Calculated Fee	Current Fee	Proposed Calculated Fee	Proposed Fee
Storm	\$49.11 per front foot	\$49 per front foot	\$50.29	\$50 per front foot

Special Connection Charges

There are three special situations that exist in the City related to the application of connection charges:

1. The first involves the construction of sanitary sewers to serve the health hazard area of North Albany in 1992. With the adoption of the final engineer's report for this project in 1993, the City Council adopted Chapter 10.16 of the Albany Municipal Code that sets forth the requirements for this special in-lieu-of assessment rate to help recover funds invested by the City in that specific project.

Special In-Lieu-of Assessment	Current Calculated Fee	Current Fee	Proposed Calculated Fee	Proposed Fee
<b>North Albany Sewer Outside District</b>				
NA Interceptor	\$2,871.39 per gross acre	<b>\$2,871</b>	\$2,940.59	<b>\$2,941</b>
NA Collector	\$9,248.27 per benefit	<b>\$9,248</b>	\$9,471.15	<b>\$9,471</b>
<b>North Albany Sewer Inside District</b>				
NA Interceptor	\$2,871.39 per new gross acre	<b>\$2,871</b>	\$2,940.59	<b>\$2,941</b>
NA Collector	\$6,473.79 per additional lot	<b>\$6,474</b>	\$6,629.81	<b>\$6,630</b>

2. The second situation involves the construction of the Columbus Street sewer lift station in 1998. The purpose of this special connection charge is to recover the funds the City invested in over sizing this pump station project to serve a large area and distribute those costs based on the ratio of the area of each of 61 benefiting parcels to the total benefited area. The actual amount that would be due from connecting parcels is detailed in the attached resolution.

Special Connection Charge	Current Calculated Costs	Current Costs	Proposed Calculated Costs	Proposed Costs
<b>Columbus Street Lift Station</b>				
Total Oversizing from 61 parcels	\$507,247.48	<b>\$507,247</b>	\$519,472.14	<b>\$519,472</b>

3. The third situation, the North Albany Street Improvement Assurance Fee, ensures funds for future public improvements that are required as a condition of development. The hilly terrain in North Albany increases the complexity of street and utility construction. Partial street improvements that might normally be required of developers are often not timely unless a larger project could be organized. Instead of making the untimely street improvement, developers may pay an improvement assurance fee. The proposed fee after adjustment follows:

Improvement Assurance Fee	Current Calculated Fee	Current Fee	Proposed Calculated Fee	Proposed Fee
<b>Transportation</b>				
North Albany Improvement Assurance Fee	\$247.83	<b>\$248 per front foot</b>	\$253.80 per front foot	<b>\$254 per front foot</b>

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REVISING WATER SYSTEM DEVELOPMENT CHARGES, REAFFIRMING AN APPEAL FEE AND REPEALING RESOLUTION 6334 (A RESOLUTION REVISING WATER SYSTEM DEVELOPMENT CHARGES, REAFFIRMING AN APPEAL FEE AND REPEALING RESOLUTION 6243).

WHEREAS, through the previous adoption of ordinances establishing and amending Albany Municipal Code 15.16 regarding system development charges (SDC), the Council of the City of Albany has duly declared its intent to comply with Oregon SDC law provisions of ORS 223.207 through 223.208 and 223.297 through 223.314; and

WHEREAS, the methodology for calculation of system development charges for the water system developed by the Water Task Force is specifically described in *System Development Charge Methodology - City of Albany Water System* and adopted by Council on October 13, 2004, (Resolution 5051); and

WHEREAS, the adopted methodology is a combination of reimbursement and improvement fees that result in a maximum allowable fee of \$2,115. However, in the interest of promoting economic development, the Water Task Force and the City Council deemed it desirable to charge less than the legally allowable charges developed in the methodology and adopted a lower rate. The \$2,115 allowable fee is based on 2004 dollars, which if indexed to current rates, is equivalent to \$2,707 (using index ratio 10390/10145); and

WHEREAS, Section 15.16.050 (5) of Ordinance 5306 allows for the annual adjustment of the herein established fees in accordance with the change in the *Engineering News-Record* (ENR) Construction Cost Index (Seattle); and

WHEREAS, the Albany City Council deems it desirable to increase the existing fees to reflect inflation relative to the increase in the ENR Index; and

WHEREAS, the *Engineering News-Record* (ENR) Construction Cost Index (Seattle) used in Resolution 6334 was 10145 and the April 2015 Seattle ENR Index to be applied for purposes of this Resolution is 10390 (Index Ratio =  $10390/10145 = 1.0241$ ).

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution No. 6334 is hereby repealed effective as of the effective date of the revised fees; and

BE IT FURTHER RESOLVED that Water System Development Charges are hereby amended as described herein; and

BE IT FURTHER RESOLVED that an appeal fee is hereby reaffirmed as described herein; and

BE IT FURTHER RESOLVED that the Water System Development Charges herein established become effective **July 1, 2015**.

WATER SYSTEM DEVELOPMENT CHARGE

Base system development charges per 3/4-inch meter (does not include the cost of meter or service line installation):

Reimbursement Fee	\$ <del>341</del>	\$ 349
Improvement Fee	<del>2,037</del>	<u>2,086</u>
Total Fee	<del>2,378</del>	<u>2,435</u>

Water System Development Charge by meter size:

Meter Size (Inches)	Factor	Reimbursement Fee	Improvement Fee	Total SDC Fee			
¾	1.00	\$ -341	349	2,037	2,086	\$ 2,378	2,435
1	1.67	-570	583	3,402	3,484	3,972	4,067
1½	3.33	-1,136	1,163	6,783	6,947	7,919	8,110
2	5.33	-1,818	1,862	10,858	11,119	12,676	12,981
3	10.67	-3,640	3,728	21,735	22,259	25,375	25,987
4	16.67	-5,687	5,824	33,958	34,776	39,645	40,600
6	33.33	-11,371	11,645	67,895	69,531	79,266	81,176
8	53.33	-18,195	18,633	108,637	111,255	126,832	129,888
10	76.67	-26,157	26,788	156,182	159,945	182,339	186,733
12	103.33	-35,253	36,103	210,490	215,562	245,743	251,665

SDC IMPROVEMENT FEE CREDIT

Pursuant to Albany Municipal Code Section 15.16.090 (2), a credit against the water SDC-I fee shall be given for the cost of a qualified public water improvement required as a condition of development approval and identified in the Water System Development Charge Methodology (October 2004) as a project to be wholly or partially funded with water SDC-I fees.

APPEAL FEE

Pursuant to Albany Municipal Code Section 15.16.100(5), an appeal fee of \$100 per appeal is hereby established. Appeal submittal by parties appealing their calculated fee (AMC Section 15.16.100(3)) shall conform to AMC Section 15.16.100 procedure.

DATED THIS 24<sup>TH</sup> DAY OF JUNE 2015.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REVISING TRANSPORTATION SYSTEM DEVELOPMENT CHARGES FOR IMPACTS TO THE ALBANY TRANSPORTATION SYSTEM, REAFFIRMING THE APPEAL FEE, AND REPEALING RESOLUTION NO. 6417 (A RESOLUTION REVISING TRANSPORTATION SYSTEM DEVELOPMENT CHARGES FOR IMPACTS TO THE ALBANY TRANSPORTATION SYSTEM, REAFFIRMING THE APPEAL FEE, AND REPEALING RESOLUTION NO. 6335).

WHEREAS, through the previous adoption of ordinances establishing and amending Albany Municipal Code 15.16 regarding system development charges, the Council of the City of Albany has duly declared its intent to comply with the provisions of ORS 223.207 through 223.208 and 223.297 through 223.314; and

WHEREAS, a methodology for the calculation of an improvement and reimbursement fee system development charge for the transportation system in Albany has been developed as specifically described in Resolution No. 6220; and

WHEREAS, the adopted methodology resulted in a maximum allowable fee of \$11,950; however, in the interest of promoting economic development, the City Council deemed it desirable to charge less than the legally allowable charges. The \$11,950 allowable fee is based on the project list in the 2010 Transportation System Plan and on February 2010 dollars, which if indexed to current rates, is equivalent to \$14,359 (using index ratio 10390/10145); and

WHEREAS, Section 15.16.050(5) of Ordinance 5306 allows for the annual adjustment of the herein established fees in accordance with the change in the *Engineering News-Record* (ENR) Construction Cost Index; and

WHEREAS, the Albany City Council deems it desirable to increase the existing fees to reflect inflation relative to the increase in the ENR Index; and

WHEREAS, the *Engineering News-Record* (ENR) Construction Cost Index (Seattle) used in Resolution 6417 was 10145, and the April 2015 Seattle ENR Index to be applied for purposes of this Resolution is 10390 (Index Ratio =  $10390/10145 = 1.0241$ ); and

WHEREAS, the future fee increase envisioned in the fifth and final ramp will only be implemented with Council action based on an analysis of economic indicators to be used as a basis for this final annual step decision; and

WHEREAS, the annual forecast of Oregon's personal income and Oregon's total nonfarm employment as published in Appendix A, Table A.4, of the March 2015 Oregon Economic and Revenue Forecast was reviewed by Council on June 10, 2015, and both indicators forecast positive growth.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution No. 6417 is hereby repealed effective as of the effective date of this resolution; and

BE IT FURTHER RESOLVED that Transportation System Development Charges are hereby amended as described herein; and

BE IT FURTHER RESOLVED that an appeal fee is hereby reaffirmed as described herein; and

BE IT FURTHER RESOLVED that the Transportation System Development Charges herein established become effective **July 1, 2015**.

**BASE FEE**

The base unit for the transportation system development charge (SDC) improvement and reimbursement fee will be p.m. peak hour trip end as defined in the latest version of the Trip Generation manual by the Institute of Transportation Engineers (ITE). The base fee for a single trip end ramps up from ~~\$2,014.25~~ **\$2,062.80** to ~~\$3,484.86~~ **\$3,568.43** over a five-year period to account for anticipated slow recovery of development activity.

The adjusted base fee for a single trip is a combination of the adjusted improvement and reimbursement base fees as shown below.

Effective July 1 in Year	Base SDCi Fee	Base SDCr Fee	Total Base Fee for a Single Trip End
2011	<del>\$1,503.14</del> <b>\$1,539.37</b>	<del>\$511.11</del> <b>\$523.43</b>	<del>\$2,014.25</del> <b>\$2,062.80</b>
2012	<del>\$1,871.38</del> <b>\$1,916.48</b>	<del>\$511.11</del> <b>\$523.43</b>	<del>\$2,382.49</del> <b>\$2,439.91</b>
2013	<del>\$2,238.45</del> <b>\$2,292.40</b>	<del>\$511.11</del> <b>\$523.43</b>	<del>\$2,749.56</del> <b>\$2,815.83</b>
2014	<del>\$2,605.52</del> <b>\$2,668.31</b>	<del>\$511.11</del> <b>\$523.43</b>	<del>\$3,116.63</del> <b>\$3,191.74</b>
2015	<del>\$2,973.75</del> <b>\$3,045.00</b>	<del>\$511.11</del> <b>\$523.43</b>	<del>\$3,484.86</del> <b>\$3,568.43</b>

<sup>1</sup> Base Fees are adjusted for current ENR Index

**CALCULATING THE SYSTEM DEVELOPMENT CHARGE**

Residential, institutional, business and commercial, office, and industrial development SDC fees are computed by multiplying the base SDC fee by the associated basis for trip determination and by the associated p.m. peak hour trip end rate for the given land use. This calculated fee is further reduced to allow for a pass-by trip credit that varies by land use. Pass-by trip factors are eight percent (8%) for industrial and office (ITE Category 000-199 and 700-799), 20 percent (20%) for institutional (ITE Category 300-699), and 50 percent (50%) for business and commercial (ITE Category 800-999).

A sample SDC calculation for a single-family house (ITE Category 210) for the fifth year **and final year** of the ramp (2015) is shown below.

SDC Calculation for a Single-family House (ITE Category 210)				
	P.M. Peak Trip Rate <sup>1</sup>	Pass-By Factor <sup>2</sup>	2015 Base Fee for a Single Trip Fee	SDC Fee
SDCi	<del>1.01</del> <b>1.00</b>	1.00	<del>\$2,605.52</del> <b>\$3,045.00</b>	<del>\$2,632</del> <b>\$3,045</b>
SDCr	<del>1.01</del> <b>1.00</b>	1.00	<del>\$511.11</del> <b>\$523.43</b>	<del>\$ 516</del> <b>\$ 523</b>
Total			<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$3,148</del> <b>\$3,568</b>

<sup>1</sup> P.M. Peak Trip Rate for given land uses are defined in the latest edition of the ITE manual

<sup>2</sup> Data for pass-by trip reduction factors are taken from an analysis of traffic impact fees developed by Anthony Rufolo, Center for Urban Studies, Portland State University

<sup>3</sup> Base Fee is adjusted for current ENR Index

A sample SDC calculation for other land uses for the fifth year **and final year** of the ramp (2015) is shown below.

ITE Code	Description	Units	PM Peak Trips <sup>1</sup>	Pass by Factor	2015 Base Fee for a Single Trip Fee <sup>2</sup>	SDC Fee
220	1 Apartment	1 unit	0.62	1.00	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$1,932</del> <b>\$2,212</b>
110	Light Industrial	1,000 sf	<del>0.91</del> <b>0.97</b>	0.92	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$2,609</del> <b>\$3,184</b>
140	Manufacturing	1,000 sf	0.73	0.92	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$2,093</del> <b>\$2,397</b>
520	Elementary School	1,000 sf	1.21	0.80	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$3,017</del> <b>\$3,454</b>
710	General Office	1,000 sf	1.49	0.92	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$4,272</del> <b>\$4,892</b>
720	Medical Office	1,000 sf	<del>3.46</del> <b>3.57</b>	0.92	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$9,921</del> <b>\$11,720</b>
826	Specialty Retail	1,000 sf	2.71	0.50	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$4,223</del> <b>\$4,835</b>
820	Shopping Center	1,000 sf	<del>3.73</del> <b>3.71</b>	0.50	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$5,813</del> <b>\$6,619</b>
862	Home Improvement Superstore	1,000 sf	<del>2.37</del> <b>2.33</b>	0.50	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$3,693</del> <b>\$4,157</b>
911	Walk-In Bank	1,000 sf	12.13	0.50	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$18,902</del> <b>\$21,643</b>
931	Quality Restaurant	1,000 sf	7.49	0.50	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$11,672</del> <b>\$13,364</b>
932	High Turnover Restaurant	1,000 sf	<del>11.15</del> <b>9.85</b>	0.50	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$17,375</del> <b>\$17,575</b>
934	Fast Food W/Drive Thru	1,000 sf	<del>33.84</del> <b>32.65</b>	0.50	<del>\$3,116.63</del> <b>\$3,568.43</b>	<del>\$52,733</del> <b>\$58,255</b>

<sup>1</sup> P.M. Peak Trip Rate for given land uses are defined in the latest edition of the ITE manual

<sup>2</sup> Base Fee is adjusted for current ENR Index

**SDC CREDITS**

Pursuant to Albany Municipal Code Section 15.16.090, a credit against the transportation SDC fee shall be given in the following situations:

**A. Credit for prior use:**

Pursuant to AMC 15.16.090 (1), a credit against the reimbursement and improvement fee portions of the SDC shall be given in an amount of the SDCi and SDCr calculated for the existing use if it is less than the SDCi and SDCr calculated for the proposed use. If the change in use results in the SDCi or SDCr for the proposed use being less than the SDCi or SDCr for the existing use, no SDCi or SDCr shall be required for that fee portion; however, no refund or credit shall be given.

**B. Credit for the cost of a qualified public improvement associated with the development:**

Pursuant to AMC 15.16.090 (2), a credit against the improvement fee portion of the SDC shall be given for the cost of a qualified public improvement required as a condition of development approval. A qualified public improvement must also be identified in the funded section of the project list in *Figure A: SDC Eligible*

*Projects Funded by the Adopted Fee Schedule* (see below). A funded project can be either wholly or partially funded with SDCi fees. Projects can move between the funded and unfunded sections according to AMC 15.16.060 (3).

The credit shall not exceed the dollar amount (adjusted annually using ENR Seattle Construction Cost Index) in the SDC column in *Figure A* associated with a qualified improvement in the funded projects group. If the credit exceeds the amount of TSDCi to be paid by the development, then the excess credit may be applied against transportation improvement fees that accrue in subsequent phases of the original development project. In summary, credits are possible only for projects identified in *Figure A* as having SDC funding and only to the extent that it is SDC funded.

On-site: A project that meets these qualification criteria and is located in whole or in part, on or contiguous to the property, and that is required to be built with greater capacity than is necessary for the particular development needs and exceeds the minimum standard facility size, will have reserve capacity. The applicant shall have the burden of demonstrating that a particular qualified transportation improvement will have a reserve capacity. The Highway Capacity Manual (HCM), or other City-approved traffic engineering methodology, shall be the approved method for calculating reserve capacity. The reserve capacity shall be expressed as a percent of the construction cost for said improvement. That portion of the construction cost that represents the reserve capacity, when multiplied by the percent of said project funded with the SDCi fee as identified in *Figure A* will be the estimated credit. The actual credit will be the lower of the estimated credit and the dollar amount (adjusted using ENR Seattle Construction Cost Index) in the funded SDC column in *Figure A* associated with said project.

Off-site: A project that meets these qualification criteria that is not located on or contiguous to property (an off-site improvement) is qualified for a SDCi credit. The credit shall be the lower of the actual construction cost or the dollar amount (adjusted using ENR Seattle Construction Cost Index) in the funded SDC column in *Figure A* associated with said project.

C. Credit for reducing the number of trip ends the development will generate using automobiles:

Transit or Pedestrian: A credit against the improvement fee portion of the SDC shall be possible if the development is in an established transit or pedestrian district or if a program to be instituted in connection with the development is determined by the City Engineer to materially reduce the number of trip ends the development will generate using automobiles and the extent of improvements necessary to serve the development, and that the reduction will continue for at least 10 years after the development is occupied.

The reduced SDC will be calculated based upon the number of trip ends the development will generate with the trip end reduction program in effect. Before granting the credit, the City shall receive assurances that will bind the owner and the owner's successors to perform the program for the time required.

D. Credit for reducing the number of peak hour trips the development will generate using automobiles:

Off-peak Work Hours: A credit against the improvement fee portion of the SDC shall be possible if a program to be instituted in connection with the development is determined by the City Engineer to materially reduce the number of peak hour trips the development will generate using automobiles and the extent of improvements necessary to serve the development, and that the reduction will continue for at least 10 years after the development is occupied. The reduced SDC will be calculated based upon the number of trip ends the development will generate with the peak hour trip reduction program in effect. Before granting the credit, the City shall receive assurances that will bind the owner and the owner's successors to perform the program for the time required.

#### APPEAL PROCEDURE AND FEE

Pursuant to Albany Municipal Code Section 15.16.100(5), an appeal fee of \$100 per appeal is hereby established.

Appeal submittal by parties appealing their calculated fee (AMC Section 15.16.100(3)) shall:

- a) Conform to AMC Section 15.16.100 procedures;
- b) Use standard study methodology and data collection forms and procedures for conducting a local trip generation study described in Albany's adopted "Traffic Impact Study Guidelines" and the ITE Trip Generation Manual; and
- c) Be prepared by or under the direct supervision of a Professional Civil or Transportation Engineer currently licensed to practice within the State of Oregon, and with special training and experience in transportation engineering and planning. The engineer shall certify the document by providing a signature and seal of approval.

**Figure A: SDCi Eligible Projects Funded by the Adopted Fee Schedule**

Costs are based on the *Engineering News Record* (ENR) Construction Cost Index (Seattle) in February 2010 of 8647. Year 1-10 funded projects are in column 7. All short- and mid-term projects are funded. Year 11-20 funded projects are in column 8.

1	2	3	4	5	6	7	8
Project #	Project	TSP Priority	Growth Percentage	Total Project Cost (2010 \$)	TSDCi Eligible	TSDCi Eligible & Funded Years 1-10	TSDCi Eligible & Funded Years 11-20
B1	14th Avenue	short	100%	\$2,000	\$2,000	\$2,000	
B2	Waverly Drive	short	100%	\$5,000	\$5,000	\$5,000	
B3	Hill Street	long/dev	100%	\$743,000	\$743,000		\$743,000
B4	24th Avenue	short	100%	\$5,000	\$5,000	\$5,000	
B5	Jackson Street	short	100%	\$674,000	\$674,000	\$110,000	
B6	Center Street	short	100%	\$6,000	\$6,000	\$6,000	
B7	US 20, North Albany	long/dev	100%	\$31,000	\$31,000	\$0	
B8	1st Avenue	long/dev	100%	\$43,000	\$43,000		
B9	2nd Avenue	long/dev	100%	\$43,000	\$43,000		
B10	Madison Street/7th Avenue	long/dev	100%	\$40,000	\$40,000		
B11	7th Avenue	long/dev	100%	\$95,000	\$95,000		
B12	Takena	long/dev	100%	\$53,000	\$53,000		\$53,000
B13	Liberty/Lakewood	long/dev	100%	\$76,000	\$76,000		
B14	12th Avenue (West)	mid	100%	\$32,000	\$32,000	\$32,000	
B15	Bain Street	long/dev	100%	\$49,000	\$49,000		
B16	South Shore Drive	long/dev	100%	\$33,000	\$33,000		
B17	Shortridge Street	long/dev	100%	\$27,000	\$27,000		
B18	24th Avenue	long/dev	100%	\$44,000	\$44,000		\$44,000
B19	38th Avenue and 39th Avenue	mid	100%	\$106,000	\$106,000	\$106,000	
B20	Lyon Street	short	100%	\$2,000	\$2,000	\$2,000	
B21	Ellsworth Street	short	100%	\$4,000	\$4,000	\$4,000	
I1	Main Street/Salem Avenue/3rd Avenue	short	100%	\$1,088,000	\$1,088,000	\$1,088,000	
I2	Main Street/Santiam Avenue/4th Avenue	short	69%	\$255,000	\$175,950	\$175,950	
I3	14th Avenue/Heritage Mall Access	short	100%	\$41,000	\$41,000	\$23,000	
I4	14th Avenue/Clay Street	short	100%	\$10,000	\$10,000	\$7,000	
I5	Waverly Avenue/14th Avenue	short	100%	\$41,000	\$41,000	\$23,000	
I6	Waverly Avenue/Queen Avenue	long/dev	100%	\$72,000	\$72,000		
I7	Waverly Avenue/Grand Prairie	long/dev	100%	\$175,000	\$175,000		
I8	US 20/North Albany Road	short	13%	\$40,000	\$5,200	\$5,200	
I9	US 20/Springhill Drive	short	23%	\$14,000	\$3,220	\$3,220	
I10	Knox Butte/Century Drive	short	0%	\$345,000	\$0		

1	2	3	4	5	6	7	8
Project #	Project	TSP Priority	Growth Percentage	Total Project Cost (2010 \$)	TSDCi Eligible	TSDCi Eligible & Funded Years 1-10	TSDCi Eligible & Funded Years 11-20
I11	34th Avenue/Marion Street	mid	100%	\$345,000	\$345,000	\$345,000	
I12	US 20 (Lyon Street)/2nd Avenue	mid	16%	\$23,000	\$3,680	\$3,680	
I13	US 20/Clay Street	mid	20%	\$185,000	\$37,000	\$37,000	
I14	OR 99E/34th Avenue	long/dev	32%	\$192,000	\$61,440		\$61,440
I15	34th Avenue/Hill Street	long/dev	100%	\$350,000	\$350,000		\$350,000
I16	Ellingson Road/Columbus Street	long/dev	100%	\$500,000	\$500,000		\$250,000
I17	Waverly Avenue/14th Avenue	long/dev	100%	\$77,000	\$77,000		\$77,000
I18	Queen Avenue/Geary Street	long/dev	100%	\$1,901,000	\$1,901,000		\$950,500
I19	Waverly Avenue/34th Avenue	long/dev	100%	\$42,000	\$42,000		
I20	US 20 (Ellsworth Street)/1st Avenue	mid	22%	\$18,000	\$3,960	\$3,960	
I21	US 20 (Lyon Street)/1st Avenue	mid	23%	\$11,000	\$2,530	\$2,530	
I22	US 20 (Lyon Street)/1st Avenue	mid	23%	\$10,000	\$2,300	\$2,300	
I23	US 20 (Ellsworth Street)/2nd Avenue	mid	23%	\$17,000	\$3,910	\$3,910	
I24	OR 99E/Waverly Avenue	long/dev	27%	\$959,000	\$258,930		\$258,930
I25	US 20/Waverly Drive	long/dev	29%	\$853,000	\$247,370		\$247,370
I26	US 20/Waverly Drive	long/dev	29%	\$240,000	\$69,600		\$69,600
I27	OR 99E/Queen Avenue	long/dev	26%	\$894,000	\$232,440		\$232,440
I28	OR 99E/34th Avenue	long/dev	32%	\$456,000	\$145,920		
I29	OR 99E/Killdeer Avenue	long/dev	28%	\$3,207,000	\$897,960		
I30	US 20/Timber Street	long/dev	44%	\$571,000	\$251,240		\$251,240
I31	US 20/Timber Street	long/dev	44%	\$619,000	\$272,360		
I33	Knox Butte/New North/South Collector	long/dev	100%	\$525,000	\$525,000		
I34	Springhill Dr./Hickory St.	long/dev	100%	\$345,000	\$345,000		\$172,500
I35	Gibson Hill Rd/Crocker Ln	mid	100%	\$345,000	\$345,000	\$345,000	
I36	Timber St Extension/18th Ave/Spicer Dr ROW	short	100%	\$650,000	\$650,000		\$325,000
I36	Timber Str. Extension/18th Ave/Spicer Dr	long/dev	100%	\$863,000	\$863,000		\$441,000
I37	OR 99E / 29th Ave	long/dev	28%	\$106,000	\$29,680		
I38	Salem Avenue/Geary Street	long/dev	28%	\$845,000	\$236,600		\$236,600
I39	OR 99E/Lyon Street	long/dev	16%	\$205,000	\$32,800		
I40	OR 99E/53rd Avenue	long/dev	38%	\$550,000	\$209,000		\$0
I41	Ellingson Road / Lochner Road	long/dev	100%	\$500,000	\$500,000		\$250,000
I42	53 <sup>rd</sup> Avenue Extension / Industrial Property Access	long/dev	100%	\$500,000	\$500,000		
L1	53rd Avenue Extension	long/dev	54%	\$18,600,000	\$10,044,100		
L2	Waverly Drive	long/dev	36%	\$1,394,000	\$501,840		\$0
L3	Washington/Calapooia/1st/2nd	short	42%	\$100,000	\$42,000	\$42,000	
L4	Timber Street Extension ROW	short	100%	\$966,000	\$966,000		\$483,000
L4	Timber Street Extension	long/dev	100%	\$2,708,000	\$2,708,000		\$677,000
L5	Main Street - 7th Avenue - Hill Street	mid	64%	\$1,292,000	\$826,880	\$826,880	
L6	North Albany Road	mid	29%	\$5,847,000	\$1,695,630	\$1,695,630	
L6	North Albany Road ROW	short	100%	\$19,000	\$19,000		\$19,000
L9	Queen Avenue	long/dev	12%	\$0	\$0		
L10	New North Albany Connector <i>Funding is for 15% construction west of Crocker (\$145/lf) and 40% construction east of Crocker</i>	long/dev	100%	\$5,818,000	\$5,818,000		\$1,154,053
L11	Spicer Drive Extension (West of Timber St.)	long/dev	100%	\$982,000	\$982,000		\$245,000
L12	Spicer Drive Extension (East of Timber St.)	long/dev	100%	\$1,666,000	\$1,666,000		

1	2	3	4	5	6	7	8
Project #	Project	TSP Priority	Growth Percentage	Total Project Cost (2010 \$)	TSDCi Eligible	TSDCi Eligible & Funded Years 1-10	TSDCi Eligible & Funded Years 11-20
L13	Goldfish Farm Road Extension	long/dev	100%	\$1,013,000	\$1,013,000		\$253,350
L14	Dogwood Avenue Extension	long/dev	100%	\$3,294,000	\$3,294,000		\$0
L15	New North/South Collector - LID	short	100%	\$2,548,000	\$2,548,000		
L15	New North/South Collector	long/dev	100%	\$4,949,000	\$4,949,000		\$742,350
L16	New East/West Collector	long/dev	100%	\$3,723,000	\$3,723,000		\$558,450
L17	Expo Parkway Extension (south of Dunlap)	long/dev	100%	\$996,000	\$996,000		\$149,400
L18	Timber St Extension to Somerset Avenue	long/dev	100%	\$1,720,000	\$1,720,000		\$258,000
L19	Somerset Avenue Extension - LID	short	100%	\$383,000	\$383,000		
L19	Somerset Avenue Extension	long/dev	100%	\$1,270,000	\$1,270,000		\$190,500
L20	Santa Maria Avenue Extension	long/dev	100%	\$1,872,000	\$1,872,000		\$280,800
L21	Knox Butte Road Widening ROW	short	100%	\$1,478,000	\$1,478,000		\$1,478,000
L21	Knox Butte Road Widening	long/dev	60%	\$3,169,000	\$1,901,000		\$1,901,000
L22	Knox Butte Road Widening ROW	short	100%	\$31,000	\$31,000		
L22	Knox Butte Road Widening	long/dev	56%	\$825,000	\$462,000		
L23	Knox Butte Road Widening	long/dev	52%	\$1,256,000	\$653,120		
L24	Knox Butte Road Widening	long/dev	47%	\$7,688,000	\$3,613,360		
L25	Dunlap Avenue Extension	long/dev	100%	\$1,045,000	\$1,045,000		\$156,750
L26	Springhill Road Widening	long/dev	61%	\$3,406,000	\$2,077,660		
L27	US 20 Widening	long/dev	18%	\$8,351,000	\$1,503,180		
L28	Ellingson Road Extension	long/dev	61%	\$5,740,000	\$3,501,400		
L30	Oak Street	short	100%	\$2,130,000	\$2,130,000	\$2,130,000	
L31	Fescue Street to Three Lakes Road Connector	long/dev	100%	\$886,000	\$886,000		\$132,900
L32	Fescue Street Extension	long/dev	100%	\$3,054,000	\$3,054,000		
L33	Three Lakes Road Realignment ROW	short	59%	\$750,000	\$442,500		
L33	Three Lakes Road Realignment	long/dev	59%	\$1,868,000	\$1,102,120		
L34	Looney Lane Extension	long/dev	100%	\$914,000	\$914,000		\$137,100
L35	Albany Avenue Widening	long/dev	26%	\$1,177,000	\$306,020	\$306,020	
L36	W Thornton Lk Dr, N Albany Rd & N Alb Middle School	long/dev	11%	\$565,000	\$62,150	\$62,150	
L37	Springhill Drive	long/dev	18%	\$4,158,000	\$748,440		
L38	Scenic Drive	long/dev	10%	\$6,842,000	\$684,200		
L39	Century Drive	long/dev	52%	\$3,199,000	\$1,663,480		
L40	Gibson Hill Road	long/dev	6%	\$3,816,000	\$228,960		\$228,960
L41	Skyline Drive	long/dev	0%	\$1,523,000	\$0		
L42-a	Crocker Lane North (LID)	short	30%	\$1,721,020	\$516,306	\$417,000	
L42-b	Crocker Lane South	long/dev	30%	\$2,807,980	\$842,394		
L43	Valley View Drive	long/dev	40%	\$3,695,000	\$1,478,000		
L44	West Thornton Lake Drive	long/dev	11%	\$6,097,000	\$670,670		
L45	Allen Lane	long/dev	56%	\$2,689,000	\$1,505,840		
L46	Columbus Street	long/dev	49%	\$4,549,000	\$2,229,010		\$1,137,250
L47	Grand Prairie Road	long/dev	53%	\$2,260,000	\$1,197,800		
L48	Spicer Drive	long/dev	32%	\$868,000	\$277,760		
L49	Scravel Hill Road	long/dev	21%	\$9,699,000	\$2,036,790		
L50	Quarry Road	long/dev	21%	\$3,493,000	\$733,530		
L51	Spicer Road	long/dev	54%	\$676,000	\$365,040		
L52	Goldfish Farm Road	long/dev	82%	\$4,444,000	\$3,644,080		
L53	Ellingson Road <i>Funding is for 24ft of right-of-way (3 to 5</i>	long/dev	49%	\$5,847,000	\$2,865,030		\$1,979,250

1	2	3	4	5	6	7	8
Project #	Project	TSP Priority	Growth Percentage	Total Project Cost (2010 \$)	TSDCi Eligible	TSDCi Eligible & Funded Years 1-10	TSDCi Eligible & Funded Years 11-20
	<i>lanes) at \$6/s.f. and 25% construction</i>						
L54-a	Lochner Road – North	short	44%	\$3,721,500	\$1,637,460	\$1,007,475	
L54-b	Lochner Road – South	long/dev	44%	\$4,548,500	\$2,001,340		\$1,137,125
L55	Three Lakes Road ROW	short	42%	\$287,000	\$120,540		\$120,540
L55	Three Lakes Road	long/dev	42%	\$4,569,000	\$1,918,980		
L56	US 20 - East of I-5	long/dev	44%	\$2,068,000	\$909,920		
L57	Santa Maria Avenue	long/dev	91%	\$694,000	\$631,540		
L58	Oak Street	short	65%	\$2,186,645	\$1,421,550	\$1,421,550	
L59	Water Avenue	short	50%	\$4,070,000	\$2,035,000	\$0	
L60	US 20 Superelevation and Widening	long/dev	22%	\$3,122,000	\$686,840		
L61	Three Lakes Road	long/dev	0%	\$1,879,000	\$0		
L62	Oak Creek Parkway <i>Funding is for 25% construction west of Columbus</i>	long/dev	100%	\$16,456,000	\$16,456,000		\$1,812,719
M1	Queen/Geary Periwinkle Path	short	70%	\$46,000	\$32,200	\$32,200	
M2-a	Oak Creek Loop Trail (south of Oak Creek)	long/dev	70%	\$2,680,000	\$1,876,000	\$200,000	
M2-b	Oak Creek Loop Trail (north of Oak Creek)	long/dev	70%	\$1,787,000	\$1,250,900		
M2-c	Oak Creek Crossing Trails	long/dev	70%	\$838,000	\$586,600		
M3	West Timber-Linn Trail	mid	70%	\$161,000	\$112,700	\$112,700	
M4	South Waterfront Trail	mid	70%	\$76,000	\$53,200	\$53,200	
M5	Albany-Corvallis Multiuse Path	mid	70%	\$1,477,000	\$1,033,900	\$304,500	
M6	Albany-Corvallis Multiuse Path	long/dev	70%	\$761,000	\$532,700		
M7	East Timber-Linn Trail	long/dev	70%	\$277,000	\$193,900		\$193,900
M8	Bain Street/Waverly Lake Trail	long/dev	70%	\$153,000	\$107,100		\$107,100
M9	Lebanon Trail	long/dev	70%	\$581,000	\$406,700		
M10	Periwinkle Trail Extension	long/dev	70%	\$1,528,000	\$1,069,600		
M11	East Albany Willamette River Bridge	long/dev	70%	\$7,657,000	\$5,359,900		
M12	99E/Oak Creek	long/dev	70%	\$129,000	\$90,300		
M13	US 20/99E Undercrossing	long/dev	70%	\$1,500,000	\$1,050,000		
P1	Springhill Drive	mid	70%	\$542,000	\$379,400	\$379,400	
P2	99E/24th Avenue	long/dev	70%	\$129,000	\$90,300		
P3	Oregon 99E: Burkhardt to Waverly	long/dev	70%	\$129,000	\$90,300		
P4	Ferry Street	long/dev	70%	\$725,000	\$507,500		
P5	Columbus Street	long/dev	70%	\$277,000	\$193,900		
P6	Geary Street	long/dev	70%	\$791,000	\$553,700	\$553,700	
P7	Airport Road	long/dev	70%	\$485,000	\$339,500		
P8	Killdeer Street	long/dev	70%	\$174,000	\$121,800		
P9	Waverly Drive	long/dev	70%	\$88,000	\$61,600		
P10	Albany-Santiam Canal Pedestrian Esplanade	long/dev	70%	\$1,232,000	\$862,400		
P11	Thurston Street Canal Pedestrian Esplanade	long/dev	70%	\$1,863,000	\$1,304,100		
P12	Gibson Hill Road	short	70%	\$1,034,000	\$723,800	\$723,800	
S1	ADA Accessibility Audit	short	0%	\$25,000	\$0		
S2	Hwy 20 Corridor & Downtown Refinement Plan	short	100%	\$250,000	\$250,000	\$250,000	
S3	Safety Audit	short	0%	\$30,000	\$0		
S4	OR 99E Speed Study	short	0%	\$0	\$0		
S5	Downtown STA	short	0%	\$0	\$0		
S6	Albany TSP MPO Update	mid	32%	\$350,000	\$112,000	\$112,000	

1	2	3	4	5	6	7	8
Project #	Project	TSP Priority	Growth Percentage	Total Project Cost (2010 \$)	TSDCi Eligible	TSDCi Eligible & Funded Years 1-10	TSDCi Eligible & Funded Years 11-20
S7	Major Corridors	long/dev	0%	\$0	\$0		
S8	Wayfinding	long/dev	0%	\$25,000	\$0		
S9	Interstate 5 / OR 99E / Knox Butte	long/dev	100%	\$100,000	\$100,000	\$100,000	
S10	Interstate 5 / US 20 (Santiam)	long/dev	100%	\$100,000	\$100,000	\$100,000	
T1	ADA Accessibility Projects	mid	70%	\$430,000	\$301,000	\$301,000	
TOTALS				\$267 M	\$155 M	\$13.5 M	\$20.5 M

DATED THIS 24<sup>TH</sup> DAY OF JUNE 2015.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REVISING SEWER SYSTEM DEVELOPMENT CHARGES (SDC) FOR CONNECTION TO THE PUBLIC SANITARY SEWER SYSTEM, REAFFIRMING AN APPEAL FEE AND REPEALING RESOLUTION 6336 (A RESOLUTION REVISING SEWER SYSTEM DEVELOPMENT CHARGES (SDC) FOR CONNECTION TO THE PUBLIC SANITARY SEWER SYSTEM, REAFFIRMING AN APPEAL FEE AND REPEALING RESOLUTION 6245).

WHEREAS, through the previous adoption of ordinances establishing and amending Albany Municipal Code 15.16 regarding system development charges, the Council of the City of Albany has duly declared its intent to comply with Oregon SDC law provisions of ORS 223.207 through 223.208 and 223.297 through 223.314; and

WHEREAS, a methodology for the calculation of System Development Charges for the sanitary sewer systems has been developed as specifically described in Resolution 4292; and

WHEREAS, Section 15.16.050(5) of Ordinance 5306 allows for the annual adjustment of the herein established fees in accordance with the change in the *Engineering News-Record* (ENR) Construction Cost Index (Seattle); and

WHEREAS, the Mayor's Wastewater Task Force reviewed the needs of the City's wastewater system and developed a strategic financial plan that included new sewer rate and System Development Charge fee schedules, and the Mayor's Wastewater Task Force Report was accepted by the Albany City Council on January 26, 2000; and

WHEREAS, the Albany City Council deems it desirable to increase the existing fees to reflect inflation relative to the increase in the ENR Index; and

WHEREAS, the Seattle *Engineering News-Record* (ENR) index used in Resolution 6336 was 10145, and the April 2015 Seattle ENR Index to be applied for purposes of this Resolution is 10390 (Index Ratio = 10390/10145 = 1.0241); and

WHEREAS, the sewer system development charge methodology (Resolution 4292) states that adjustments will only be made to the base system development charge and not to the 5-year average debt service credit; and

WHEREAS, the five-year average debt service credit is \$516 per equivalent dwelling unit.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 6336 is hereby repealed as of the effective date of the revised fees; and

BE IT FURTHER RESOLVED that Sewer System Development Charges are hereby amended as described in Exhibit "A;" and

BE IT FURTHER RESOLVED that an appeal fee is hereby reaffirmed as described herein; and

BE IT FURTHER RESOLVED that the Sewer System Development Charges herein established become effective **July 1, 2015**.

DATED THIS 24<sup>TH</sup> DAY OF JUNE 2015.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

## *EXHIBIT A*

### *SANITARY SEWER SYSTEM DEVELOPMENT CHARGE*

#### *Residential and Commercial*

The sanitary sewer system development charge reimbursement (SDC-R) and improvement (SDC-I) fees are based on an equivalent dwelling unit (EDU). An EDU is used to describe the wastewater from a customer with flow characteristics similar to a single-family dwelling (approximately 75 gallons per person per day and combined BOD and SS concentration of less than 451 mg/L). An apartment complex with 20 living units would be defined as 20 EDUs.

Commercial customers tend to vary significantly in terms of wastewater volumes. A plumbing fixture count is used to represent different wastewater volumes from commercial customers. Commercial customers also tend to vary significantly in terms of wastewater strengths. Certain commercial customers (e.g., restaurants and dry cleaners) contain pollutant loads that are above domestic strength (the average strength of residential customers). Customers with medium-strength or high-strength pollutant loads have larger capacity demands per EDU than residential and domestic-strength commercial customers. Consequently, the Mayor's Wastewater Task Force determined that a strength-based fee should be used for commercial customers to recognize these differences.

The combined BOD and TSS for the low-strength customer category are similar to the combined BOD and TSS for typical residential customers (up to 450 mg/L). Examples of commercial customers with low-strength waste include professional offices and general retail businesses. Approximately 680 or roughly 70 percent (70%) of the current commercial customers in Albany fall into the low-strength category. Twenty-two percent (22%) of Albany's current commercial customers fall into the medium-strength category (451 mg/L - 1,125 mg/L combined BOD and TSS) including mortuaries, car washes, restaurants, hospitals, and dry cleaners. The remaining eight percent of Albany's current commercial customers fall into the high-strength category (greater than 1,126 mg/L) including industrial launderers, breweries, confectioners, chemical or pharmaceutical companies, and grocery stores with garbage disposals. A list of typical customer types in each strength category is included in Appendix I.

The classification of a new commercial customer will be determined by using the Commercial Customer Classification List (Appendix I). If the commercial customer cannot be easily categorized, they will be asked to submit estimated wastewater flow and strength data with a description of the type of business activities to the Public Works Director. If multiple business types are tributary to a single pipe discharging to the wastewater collection system, the commercial customer classification for each tributary facility will be determined and the classification with the highest strength will become the commercial customer classification for the entire facility. The Public Works Director will make the final determination of customer classification for each new commercial customer.

To determine the SDC fee for residential and commercial customers, the fee per unit cost of capacity is multiplied by the average loading for the customer classification. The fee per unit cost of capacity and the average customer capacity requirements or loadings are shown in the following tables:

FEE PER UNIT OF CAPACITY				
Units	Dry Weather Flow Mgd	Wet Weather Flow mgd (a)	BOD lbs/day (b)	TSS lbs/day (b)
SDC-R Unit Costs	\$210,707 <b>215,785</b>	\$0 <b>0</b>	\$24 (\$24.11) <b>24</b>	\$69 (\$70.90) <b>71</b>
SDC-I Unit Costs	\$1,467,250 <b>1,502,610</b>	\$1,999,330 <b>2,047,514</b>	\$1,726 <b>1,768</b>	\$1,808 <b>1,852</b>
TOTAL Unit Costs	\$1,677,957 <b>1,718,395</b>	\$1,999,330 <b>2,047,514</b>	\$1,750 <b>1,792</b>	\$1,877 <b>1,923</b>

Numbers in parenthesis are calculated numbers and those in bold are the current fee rounded to the nearest dollar.

(a) Wet weather peak instantaneous flow expressed in million gallons per day

(b) Maximum month loading expressed in pounds per day

CUSTOMER CAPACITY REQUIREMENTS (LOADINGS)				
Customer Classification	Dry Weather Flow mgd (a)	Wet Weather Flow mgd (a)	BOD lbs/day	TSS Lbs/day
Residential (per EDU)	0.00042	0.00069	0.357	0.370
Commercial -- Low	0.00042	0.00069	0.357	0.370
Commercial -- Medium	0.00042	0.00069	0.909	0.698
Commercial -- High	0.00042	0.00069	2.063	1.237

(a) Per six fixtures

For residential and commercial development, the SDC fee is as follows:

Customer Class	SDC-R Per EDU	SDC-I per EDU			Total SDC/EDU	Cost per Additional Fixture over 6
		Base	Less Credit (a)	Net		
Residential	\$ 123 (\$126.19) <b>126</b>	\$ <del>3,277</del> 3,356	\$ 516	\$ <del>2,761</del> <b>2,840</b>	\$ <del>2,884</del> <b>2,966</b>	
Multiple Dwelling (b)	\$ 123 (\$126.19) <b>126</b>	\$ <del>3,277</del> 3,356	\$ 516	\$ <del>2,761</del> <b>2,840</b>	\$ <del>2,884</del> <b>2,966</b>	
Commercial - Low	\$ 123 (\$126.19) <b>126</b>	\$ <del>3,277</del> 3,356	\$ 516	\$ <del>2,761</del> <b>2,840</b>	\$ <del>2,884</del> <b>2,966</b>	\$ 481 494
Commercial - Medium (c)	\$ 158 (\$161.63) <b>162</b>	\$ <del>4,824</del> 4,940	\$ 779	\$ <del>4,044</del> <b>4,161</b>	\$ <del>4,202</del> <b>4,323</b>	\$ 700 721
Commercial - High	\$ 223 (\$228.28) <b>228</b>	\$ <del>7,792</del> 7,930	\$ 1,285	\$ <del>6,507</del> <b>6,695</b>	\$ <del>6,730</del> <b>6,923</b>	\$ 1,122 1,154

Numbers in parenthesis are calculated numbers and those in bold are the current fee rounded to the nearest dollar.

(a) See Appendix II for sample customer debt service credit calculation

(b) For multifamily residential development, the SDC is the current residential SDC per dwelling unit.

(c) For Recreational Vehicle (RV) Parks, the SDC is calculated based upon an assignment of three plumbing fixtures per pad or space.

### Industrial

Industrial customers' use of the system is highly variable. Once connected to the wastewater system, each industrial customer is required to monitor and report its specific use of the system on a monthly basis. However, to determine the SDC fee for each industrial customer prior to collection of specific data, individualized flows and loads will be estimated and applied to the same unit cost of capacity as is used for the residential and commercial customers. The unit cost of capacities is shown in the following table:

<b>FEE PER UNIT OF CAPACITY</b>				
Units	Dry Weather Flow Mgd	Wet Weather Flow mgd (a)	BOD lbs/day (b)	TSS lbs/day (b)
SDC-R Unit Costs	\$210,707 <b>215,785</b>	\$0 <b>0</b>	\$24 (\$24.11) <b>24</b>	\$69 (\$70.69) <b>71</b>
SDC-I Unit Costs	\$1,467,250 <b>1,502,610</b>	\$1,999,330 <b>2,047,514</b>	\$1,726 <b>1,768</b>	\$1,808 <b>1,852</b>
TOTAL Unit Costs	\$1,677,957 <b>1,718,395</b>	\$1,999,330 <b>2,047,514</b>	\$1,750 <b>1,792</b>	\$1,877 <b>1,923</b>

Numbers in parenthesis are calculated numbers and those in bold are the current fee rounded to the nearest dollar.  
 (a) Wet weather peak instantaneous flow expressed in million gallons per day  
 (b) Maximum month loading expressed in pounds per day

For industrial development, the SDC fee is calculated by multiplying the individual customer's projected flows and loads by the unit costs of capacity shown above. The total SDC is the sum of the individual SDCs by parameter. The dry weather flow SDC for a sample industrial customer with a dry weather flow of 11,600 gallons per day would be calculated as follows:

<b>SAMPLE INDUSTRIAL CUSTOMER DRY WEATHER FLOW CALCULATION</b>			
	Unit costs (a)	Sample Customer Data	
SDC-R	\$215,785 per mgd	0.0116 mgd dry weather flow	\$2,503
SDC-I	\$1,502,610 per mgd	0.0116 mgd dry weather flow	\$17,430
Debt Credit (b)	\$62 per dry weather EDU	27.62 dry weather flow EDUs	(\$1,712)
<b>Dry Weather Flow SDC for Sample Industrial Customer</b>			<b>\$18,221</b>

(a) Unit costs are based on current ENR Index (Seattle)  
 (b) See Appendix II for sample customer debt service credit calculation

Industrial customers are required to submit periodic compliance reports (AMC 10.01.190(9)) indicating the nature and concentration of pollutants in the discharge and the average and maximum daily flows for the reporting period. Within twelve months from connection or at a mutually agreed upon time when the industrial customer's wastewater discharge characteristics have stabilized, the SDC may be recalculated based on the actual pollutant loading and flow and an adjusted payment (or refund) may be required.

Each industrial user is required to notify the City of any planned significant changes to the industrial user's operations that might alter the nature, quality, or volume of its wastewater (AMC 10.01.190(16)). If at any time after the initial SDC fee is paid and process or production changes result in increased flows and loads above those used to calculate original sewer SDCs at the time of connection, the industry shall be responsible for payment of additional SDCs based on the unit costs of capacity in effect at the time of the increase. If, however, the process or production change results in decreased flows and loads, the industry will not be eligible for an SDC refund.

*Millersburg*

Millersburg customers are not charged individual SDCs as they connect. Historically, growth-related costs are recovered from Millersburg through equivalent connection charges established in the service agreement between the two communities. This intergovernmental sanitary sewer service agreement between Albany and Millersburg states that “Albany and Millersburg agree to share in future capital projects based on the degree of benefit each community receives and to enter into good faith negotiations as cost and level of service decisions are made.”

Millersburg's SDC is based on unit costs for the Wastewater Treatment Plant's existing and future available capacity. Millersburg's unit costs are less than Albany's because the collection system costs are removed since Millersburg's wastewater is transported directly to the Albany treatment plant through their own collection system. Albany's unit costs include treatment and collection system costs. Millersburg's SDC fee is calculated by multiplying their projected flows and loads by the Millersburg unit costs of treatment capacity shown in the table below:

<b>FEE PER UNIT OF CAPACITY</b>				
Units	Dry Weather Flow Mgd	Wet Weather Flow mgd (a)	BOD lbs/day (b)	TSS lbs/day (b)
SDC-R Unit Costs	\$57,535 <b>58,922</b>	\$0 <b>0</b>	\$24 (\$24.11) <b>24</b>	\$69 (\$70.90) <b>71</b>
SDC-I Unit Costs	\$733,041 <b>750,677</b>	\$959,545 <b>982,670</b>	\$1,726 <b>1,768</b>	\$1,808 <b>1,852</b>
TOTAL Unit Costs	\$790,546 <b>809,599</b>	\$959,545 <b>982,670</b>	\$1,750 <b>1,792</b>	\$1,877 <b>1,923</b>
Numbers in parenthesis are calculated numbers and those in bold are the current fee rounded to the nearest dollar.				
(a) Wet weather peak instantaneous flow expressed in million gallons per day				
(b) Wet weather maximum month loading expressed in pounds per day				

The schedule and method of collecting the Millersburg SDC fee, including the timing in relationship to actual increases in demand, will be discussed with Millersburg through negotiations to update the service agreement.

*SDC IMPROVEMENT FEE CREDIT*

Pursuant to Albany Municipal Code Section 15.16.090 (2), a credit against the sewer SDC-I fee shall be given for the cost of a qualified public sewer improvement required as a condition of development approval and identified in the Wastewater Facility Plan (June 1998) as a project to be wholly or partially funded with sewer SDC-I fees. A list of SDC-I eligible collection system projects is attached to this resolution as Appendix III and will be adjusted using ENR Seattle Construction Cost Index in July of each year from the original index of 7020.

The SDC-I credit shall not exceed the ENR-adjusted dollar amount in the SDC-I Eligible Project List (Appendix III) associated with the qualified sewer improvement. If the credit exceeds the amount of sewer SDC-I fee to be paid by the development, then the excess credit may be applied against sewer improvement fees that accrue in subsequent phases of the original development project. In summary, credits are possible only for projects identified in the Sewer SDC-I Eligible Project List (Appendix III) and only to the extent that it is SDC-I funded.

On Site: To qualify for an on-site SDC-I credit, a required sewer improvement must be listed in the Sewer SDC-I Eligible Project List (Appendix III) and it must be located in whole or in part, on or contiguous to the property. The applicant shall have the burden of demonstrating that a particular qualified sewer improvement is eligible for an SDC-I credit.

The applicant shall submit project data including the constructed length and size of "on-site" pipe and the minimum pipe size necessary to serve the particular development. The applicant shall submit the actual "on-site" project cost to the City for review. The City will compare the applicant's actual "on-site" cost per foot to the ENR-adjusted unit cost per foot found in Appendix III. The applicant's maximum eligible project cost will be calculated by multiplying the lesser unit cost per foot by the actual length of "on-site" pipe.

The City will calculate the cost to construct the minimum required "on-site" pipe to serve the development using the ENR-adjusted cost per foot found in Appendix III and the actual length of pipe constructed "on-site." The SDC-I credit will be based on the cost of constructing an oversized pipe that is greater than the minimum required to serve the development. The minimum required pipe size shall either be the minimum pipe size necessary for the particular development needs, or an eight-inch pipe, whichever is greater.

The difference between the eligible project cost and the estimated cost to construct the minimum necessary pipe will be the maximum SDC-I credit available for the development.

Off Site: To qualify for an off-site SDC-I credit, a required sewer improvement must be listed in the Sewer SDC-I Eligible Project List (Appendix III) and the required sewer improvement must not be located on, fronting, or adjacent to the property. The credit shall be the lower of the actual construction cost and the calculated oversizing cost using the ENR-adjusted cost per foot of the minimum pipe size (as defined above) for the project.

#### APPEAL FEE

Pursuant to Albany Municipal Code Section 15.16.100(5), an appeal fee of \$100 per appeal is hereby established. Appeal submittal by parties appealing their calculated fee (AMC Section 15.16.100(3)) shall conform to AMC Section 15.16.100 procedure.

## APPENDIX I

### CITY OF ALBANY COMMERCIAL CUSTOMER CLASSIFICATION COMBINED AVERAGE STRENGTH CATEGORIES & STANDARD INDUSTRIAL CLASSIFICATION

Waste Characteristic Allocation: The City of Albany does not have a monitoring program for all commercial customers and consequently does not have specific monitoring data on all of Albany's commercial customers. However, an extensive project was undertaken by the City of Portland Bureau of Environmental Services (BES) to determine wastewater characteristics by Standard Industry Classification (SIC) codes based upon monitoring data for Portland's customers and using data from other cities.

The City of Portland's wastewater characteristic study data is based on BOD and TSS information from commercial customers in Portland and 28 additional cities and the customer list is representative of the Albany commercial businesses. The City of Salem is also using the Portland BES data to classify their commercial customers. Albany will continue to refine this database as additional waste characterization data becomes known.

#### COMMERCIAL LOW-STRENGTH (UP TO 450 MG/L COMBINED BOD/TSS)

##### Offices and Services:

- Accounting, Auditing, and Bookkeeping Services (8721)
- Adjustment and Collection Services (7322)
- Amusement and Recreation Services NEC (7999)
- Banks and Credit Unions (6021, 6022, 6141)
- Barber and Beauty Shops (7241, 7231)
- Child Day Care Services (8351)
- Computer and Computer Software Stores (5734)
- Correctional Institutions (9223)
- Employment Agencies (7361)
- Engineering Services (8711)
- Gasoline Service Stations (5541)
- Individual and Family Social Services (8322)
- Insurance Agents, Brokers, and Service (6411)
- Investment Advice (6282)
- Legal Services (8111)
- Libraries (8231)
- Medical and Dental Offices and Clinics (including chiropractors, health practitioners, optometrists)  
(8011, 8021, 8041, 8042, 8049)
- Motels (7011)
- Museums and Art Galleries (8412)
- Nursing Care Facilities (8051)
- Schools (Elementary and Secondary) and Educational Services (8211)
- Taxicabs (4121)
- Title Insurance (6361)
- Trucking - local with storage (4214)

##### General Retail Businesses:

- Apparel, Accessory, Jewelry and Shoe Stores (5699, 5641, 5651, 5944, 5661)
- Auto equipment/supplies, new/used - NEC (5599 - see printout)
- Beer, Ale, and Liquor Stores - wholesale and distribution (5181 and 5921)
- Boat Dealers (5551)
- Book Stores (5942)
- Coin-Operated Laundries (7215)
- Department Stores (5311)
- Floor Covering Stores (5713)
- Florists (5992)
- Groceries, wholesale and distribution (5141)
- Hobby, Toy, and Game Shops (5945)

Home Furnishings and Hardware Stores (5719, 5251)  
Miscellaneous food stores - minimarts without kitchens (5499)  
Musical Instrument Stores (5736)  
Paint, Glass, and Wallpaper Stores (sales but no mixing) (5231)  
Sporting Goods Stores and Bicycle Shops (5941)  
Tobacco Stores and Standards (5993)  
Used Merchandise Stores (5932)  
Video Tape Rental (7841)

**COMMERCIAL MEDIUM-STRENGTH (451 - 1,125 MG/L COMBINED BOD/TSS)**

Automotive/Mechanical Repair and/or Wash:

Airports, Flying Fields, and Airport Terminal Services  
Automotive Repair Shops NEC (7539-see printout)  
Carwashes (7542)  
Motor Vehicle Dealers - used cars (5521)

Specialty with medium-strength waste discharge:

Dry Cleaning Facilities (7216)  
Restaurants, Eating Places, Bars, and Taverns (5812)  
Funeral Services and Crematories (7261)  
Hospitals (8060)  
Junior Colleges and Technical Institutes (8222)  
Meat and Fish Markets, Including Freezer Provisioners (5421)  
Paints/Varnishes/Lacquers/Enamels mixing (2851)  
Photofinishing Laboratories (7384)  
Recreational Vehicle Parks (7033)  
Trucking – local with storage (4212)

**COMMERCIAL HIGH-STRENGTH (GREATER THAN 1,126 MG/L COMBINED BOD/TSS)**

Automotive:

Exhaust System Repair (7533), Transmission Repair (7537), Tire Shop (7534), General Automotive Repair (7538-see printout), Automotive Services (7549), Armature Rewinding Shop (7694)  
Motor Vehicle Dealers - new cars (5511)

Specialty with high-strength waste discharge:

Candy, Nut, and Confectionery Stores (5441)  
Disinfecting and Pest Control Services (7342)  
Fire Protection (9224)  
Grocery Stores with garbage disposals (5412)  
Industrial Launderers (7218)  
Malt Beverage Brewery (2082)  
Pharmaceutical Preparations (2834)  
Retail Bakeries - with kitchen (5461)  
Printing and Stamping on Fabric Articles - silk screening (2396)  
Trucking - long distance, not local (4213)  
Passenger car rental, no drivers for hire (7514)

## APPENDIX II

### SAMPLE CUSTOMER'S DEBT SERVICE CREDIT CALCULATION

This table shows how a sample non-residential customer's debt service credit would be calculated.

The first step is to determine the relative EDUs for sample customer by comparing the sample customer's loading relative to a residential customer's loading for each parameter.

Units	Dry Weather Flow Mgd	Wet Weather Flow mgd (a)	BOD lbs/day (b)	TSS lbs/day (b)
<b>Customer's EDUs by specific parameter:</b>				
Sample Customer's Capacity Requirement (a)	0.00042	0.00069	0.90900	0.69757
Residential Capacity Requirement	0.00042	0.00069	0.35700	0.37000
<b>EDUs</b>	<b>1</b>	<b>1</b>	<b>2.55</b>	<b>1.89</b>

(a) Insert the customer specific capacity requirements here.

The next step is to distribute the total debt service credit per EDU (\$516/EDU) across the parameters using the same allocation factors used to distribute future improvement projects across the parameters.

Units	Dry Weather Flow Mgd	Wet Weather Flow mgd (a)	BOD lbs/day (b)	TSS lbs/day (b)	Total
<b>Debt Service Credit by parameter:</b>					
Debt Service Credit	\$516	\$516	\$516	\$516	
Improvement Allocation %	12.01%	46.22%	21.13%	20.64%	100%
<b>Debt Service Credit per EDU</b>	<b>\$62</b>	<b>\$238</b>	<b>\$109</b>	<b>\$107</b>	<b>\$516</b>

The last step is to apply the sample customer's EDUs by parameter to the debt service credit distributed by parameter to arrive at the sample customer's debt service credit by parameter. The sum of the distributed sample customer's debt service credit factors is the sample customer's debt service credit (in this example, \$779).

Units	Dry Weather Flow Mgd	Wet Weather Flow mgd (a)	BOD lbs/day (b)	TSS lbs/day (b)	Total
<b>Customer's Debt Service Credit:</b>					
EDUs by parameter	1	1	2.55	1.89	
Debt Service Credit by parameter	\$62	\$238	\$109	\$107	
<b>Sample Customer's Debt Service Credit</b>	<b>\$62</b>	<b>\$238</b>	<b>\$278</b>	<b>\$201</b>	<b>\$779</b>

## APPENDIX III

### SDC-I Eligible Collection & Treatment Projects

Pipe Extension Project	Location	Diameter (inches)	Approx Length (feet)	Cost per Foot	Total Project Cost (a)	8-inch Equivalent Cost (\$109/ft)	SDC-I Eligible Cost	
E1	Springhill Drive	Hickory Road to 700 feet N of Country Club Lane	15	7,100	\$205	\$1,450,000	\$770,000	\$680,000
E2	Ellingson Road	R/R tracks to Lochner Road	10	3,620	\$137	\$490,000	\$390,000	\$100,000
E3	Columbus Street	Columbus Street Lift Station to city limits	15	780	\$205	\$160,000	\$80,000	\$80,000
E4	Columbus Street	City limits to 7-Mile Lane	10	650	\$137	\$90,000	\$70,000	\$20,000
E5	Mennonite Home	Columbus Street to 54th Avenue	10	520	\$137	\$70,000	\$60,000	\$10,000
E6	Grand Prairie Road	Waverly Drive to Interstate-5	12	2,470	\$164	\$410,000	\$270,000	\$140,000
E7	21st Avenue	Shortridge Street to Rye Street	21	2,730	\$288	\$790,000	\$300,000	\$490,000
E8	21st Avenue	Rye Street to Three Lakes Road	18	780	\$245	\$190,000	\$80,000	\$110,000
E9	Lexington Street	21st Avenue to 25th Avenue	12	1,040	\$164	\$170,000	\$110,000	\$60,000
E10	Three Lakes Road	21st Avenue to 90 degree bend	18	2,470	\$245	\$610,000	\$270,000	\$340,000
E11	Three Lakes Road	90 degree bend to Grand Prairie Road	15	2,200	\$205	\$450,000	\$240,000	\$210,000
E12	Charlotte to Bernard	Charlotte Street to east end of Bernard Avenue	15	5,850	\$205	\$1,200,000	\$640,000	\$560,000
E13	Price to Scravel	Price Road to Scravel Hill Road	12	7,050	\$164	\$1,160,000	\$770,000	\$390,000
E14	Highway 20	650 feet E of Timber Street to Scravel Hill Road	12	5,630	\$164	\$920,000	\$610,000	\$310,000
						\$8,160,000	\$4,660,000	\$3,500,000

Pipe Replacement Project	Location	Total Project Cost (a)	Growth Allocation Percentage	SDC-I Eligible Cost	
R1	Riverfront Interceptor	Downstream of Baker Street to Geary Street	\$5,500,000	32%	\$1,760,000
R2	Riverfront Interceptor	Calapooia Street to downstream of Baker Street	\$1,100,000	32%	\$352,000
R3	Calapooia Interceptor	Upstream of Maple Street to 12th Avenue	\$1,600,000	42%	\$672,000
R4	Cox Creek Interceptor	Heatherdale Mobile Village to Salem Avenue	\$1,900,000	71%	\$1,349,000
R5	28th Avenue	Downstream of Geary Street to Upstream of Jackson Street	\$500,000	5%	\$25,000
R6	47th Avenue	West of Columbus Street to Columbus Street	\$600,000	69%	\$414,000
R7	Knox Butte Road	1400 feet E of Clover Ridge Road to Century Drive Pump Station	\$1,100,000	79%	\$869,000
R8	Price Road	Santiam Highway to Bain Street	\$1,900,000	80%	\$1,520,000
			\$14,200,000		\$6,961,000

Pump Stations (Upgrades & New)	Total Project Cost (a)	Growth Allocation Percentage	SDC-I Eligible Cost	
P1	Oak Creek	\$500,000	100%	\$500,000
P2	34th Avenue	\$900,000	14%	\$126,000
P3	Charlotte Street	\$100,000	59%	\$59,000
P4	Maple Street	\$800,000	100%	\$800,000
P5	Thornton Lake	\$200,000	100%	\$200,000
P6	Columbus Street	\$600,000	100%	\$600,000
P7	Springhill Drive	\$300,000	100%	\$300,000
		\$3,400,000		\$2,585,000

Treatment Plant Improvements (to 2020)	Project Cost	Total Project Cost (a)	Growth Allocation Percentage	SDC-I Eligible Cost
Headworks		\$8,800,000	33%	\$2,935,000
Influent Pumping	\$5,100,000		30%	
Screening	\$2,400,000		45%	
Grit Removal & Primary Influent Flow Split	\$1,300,000		25%	
Primary Clarifiers & Sludge Pumping	\$6,900,000	\$6,900,000	48%	\$3,312,000
Secondary Treatment		\$22,700,000	40%	\$9,169,000
Aeration Basins	\$3,600,000		44%	
Secondary Clarifiers & RAS/WAS	\$11,800,000		45%	
Chlorination	\$6,300,000		25%	
New outfall/diffuser & upgrade existing	\$1,000,000		70%	
Solids Handling		\$8,600,000	64%	\$5,520,000
DAF thickening	\$300,000		44%	
Anaerobic digestion	\$3,100,000		100%	
Biosolids Facility	\$5,200,000		44%	
Miscellaneous Plant Control & Electrical		\$2,100,000	46%	\$975,000
Plant water system	\$500,000		35%	
Septage receiving & storage	\$500,000		50%	
Shop/control room	\$600,000		50%	
Electrical and I&C	\$500,000		50%	
		\$49,100,000		\$21,911,000

Source: City of Albany Wastewater Facility Plan (1998 CH2M-Hill)

(a) Project costs include 25% contingency and 30% ELA and are rounded

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REVISING CONNECTION CHARGES FOR STREET CONNECTIONS TO IMPROVED CITY STREETS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY AND REPEALING RESOLUTION 6337 (A RESOLUTION REVISING CONNECTION CHARGES FOR STREET CONNECTIONS TO IMPROVED CITY STREETS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY AND REPEALING RESOLUTION 6246).

WHEREAS, Chapter 15.30 of the Albany Municipal Code sets forth requirements for connection charges for connections to improved streets of unassessed properties within the City of Albany; and

WHEREAS, connection charges are designed to recover the equivalent cost of constructing that portion of the street system that benefits the connecting property; and

WHEREAS, a local street shall be the basis for calculating the per front foot cost for all properties; and

WHEREAS, the per front foot dimension shall be calculated by measuring entire length of the property frontage that is adjacent to the improved streets regardless of the length of the street along that frontage; and

WHEREAS, it is important to annually adjust connection charges in order to keep pace with the changing cost of public improvement projects; and

WHEREAS, the Seattle *Engineering News-Record* (ENR) index used in Resolution 6337 was 10145, and the April 2015 Seattle ENR Index to be applied for purposes of this Resolution is 10390 (Index Ratio =  $10390/10145 = 1.0241$ ).

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 6337 is hereby repealed as of the effective date of the revised charges; and

BE IT FURTHER RESOLVED that the following street connection charge rate is hereby established:

Street Connection Charge Rate: \$90 (calculated fee \$92.44) **\$92** per front foot

BE IT FURTHER RESOLVED that in no case shall the total connection charge be for less than an equivalent of fifty (50) feet of frontage; and

BE IT FURTHER RESOLVED that it is the intent of the Albany City Council to annually adjust the connection charges 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* (ENR). 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 connection charge; and

BE IT FURTHER RESOLVED that the effective date of these charges shall be **July 1, 2015**.

DATED THIS 24<sup>TH</sup> DAY OF JUNE 2015.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REVISING CONNECTION CHARGES FOR SEWER CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY AND REPEALING RESOLUTION 6338 (A RESOLUTION REVISING CONNECTION CHARGES FOR SEWER CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY AND REPEALING RESOLUTION 6247).

WHEREAS, Chapter 15.30 of the Albany Municipal Code sets forth requirements for connection charges for sewer connections of unassessed properties within the City of Albany, excluding specific properties in the North Albany Sanitary Sewer Basin; and

WHEREAS, connection charges are designed to recover the equivalent cost of constructing that portion of the sewer system that benefits the connecting property; and

WHEREAS, the minimum size sanitary sewer (8-inch pipe) shall be the basis for calculating the per front foot cost for all properties; and

WHEREAS, the per front foot dimension shall be calculated by measuring entire length of the property frontage that is adjacent to the sanitary sewer regardless of the length of the sewer on that frontage; and

WHEREAS, it is important to annually adjust connection charges in order to keep pace with the changing cost of public improvement projects; and

WHEREAS, the Seattle *Engineering News-Record* (ENR) Index used in Resolution 6338 was 10145, and the April 2015 Seattle ENR Index to be applied for purposes of this Resolution is 10390 (Index Ratio =  $10390/10145 = 1.0241$ ).

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 6247 is hereby repealed as of the effective date of the revised charges; and

BE IT FURTHER RESOLVED that the following sanitary sewer connection charge rate is hereby established:

Sanitary Sewer Connection Charge Rate: \$54 (calculated fee \$55.75) **\$56** per front foot

BE IT FURTHER RESOLVED that if a sanitary sewer service lateral is not serving the property in question, the City will install the first 4-inch diameter service to the property. Additional services and any service greater than 4 inches in diameter shall be installed at the cost of the property owner; and

BE IT FURTHER RESOLVED that in no case shall the total connection charge be for less than an equivalent of fifty (50) feet of frontage; and

BE IT FURTHER RESOLVED that the connection charge outlined in this Resolution shall not apply to the properties specified in Resolution Number 3252 and subsequent resolutions specifically referencing the sewer lines constructed for the North Albany Sanitary Sewer Local Improvement District (LID), City project numbers SS-90-7 and SS-92-1; and

BE IT FURTHER RESOLVED that it is the intent of the Albany City Council to annually adjust the connection charges 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* (ENR). 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 connection charge; and

BE IT FURTHER RESOLVED that the effective date of these charges shall be **July 1, 2015**.

DATED THIS 24<sup>TH</sup> DAY OF JUNE 2015.

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Mayor

ATTEST:

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City Clerk

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REVISING CONNECTION CHARGES FOR WATER CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY AND REPEALING RESOLUTION 6339 (A RESOLUTION REVISING CONNECTION CHARGES FOR WATER CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY AND REPEALING RESOLUTION 6248).

WHEREAS, Chapter 15.30 of the Albany Municipal Code sets forth requirements for connection charges for water connections of unassessed properties within the City of Albany; and

WHEREAS, connection charges are designed to recover the equivalent cost of constructing that portion of the water system that benefits the connecting property; and

WHEREAS, the connection charge for water is generally dependent on the minimum size water line to serve the property according to land use zone and required based on a system-wide analysis of fire flow requirements by land use zone; and

WHEREAS, the minimum size water line for single-family residential land use zones (8-inch pipe) and for multi-family, commercial, and industrial land use zones (12-inch pipe) shall be the basis for calculating the per front foot cost for all properties; and

WHEREAS, the current single-family residential land use zones are Residential Reserve District (RR) Residential Single Family District (RS-10, RS-6.5 and RS-5), and Hackleman-Monteith District (HM); and

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

WHEREAS, the per front foot dimension shall be calculated by measuring entire length of the property frontage that is adjacent to the water line regardless of the length of the water line along that frontage; and

WHEREAS, it is important to annually adjust connection charges in order to keep pace with the changing cost of public improvement projects; and

WHEREAS, the Seattle *Engineering News-Record* (ENR) Index used in Resolution 6339 was 10145, and the April 2015 Seattle ENR Index to be applied for purposes of this Resolution is 10390 (Index Ratio =  $10390/10145 = 1.0241$ ).

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 6339 is hereby repealed as of the effective date of the revised charges; and

BE IT FURTHER RESOLVED that the following water connection charge rate is hereby established:

Water Connection Charge Rate:

Single-family Residential - ~~\$31~~ (calculated fee \$31.26) **\$31** per front foot

Multi-family, Commercial or Industrial - ~~\$42~~ (calculated fee \$43.50) **\$43** per front foot

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 connection charge; and

BE IT FURTHER RESOLVED that if a water service is not serving the property in question, the City will install the first 1-inch diameter service to the property. Additional services and any services greater than 1-inch diameter shall be installed at the cost of the property owner; and

BE IT FURTHER RESOLVED that in no case shall the total connection charge be for less than an equivalent of fifty (50) feet of frontage; and

BE IT FURTHER RESOLVED that it is the intent of the Albany City Council to annually adjust the connection charges 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* (ENR). 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 connection charge; and

BE IT FURTHER RESOLVED that the effective date of these charges shall be **July 1, 2015**.

DATED THIS 24<sup>TH</sup> DAY OF JUNE 2015.

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Mayor

ATTEST:

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City Clerk

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REVISING CONNECTION CHARGES FOR STORM CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY AND REPEALING RESOLUTION 6340 (A RESOLUTION REVISING CONNECTION CHARGES FOR STORM CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY AND REPEALING RESOLUTION 6249).

WHEREAS, Chapter 15.30 of the Albany Municipal Code sets forth requirements for connection charges for connections to the storm system of unassessed properties within the City of Albany; and

WHEREAS, connection charges are designed to recover the equivalent cost of constructing that portion of the storm system that benefits the connecting property; and

WHEREAS, a cost to provide drainage for an average lot in a fully improved subdivision shall be the basis for calculating the per front foot cost for all properties; and

WHEREAS, properties draining to a street that meets the standards for an improved street or connected to a storm drain pipe shall be considered served by storm drainage; and

WHEREAS, the per front foot dimension shall be calculated by measuring entire length of the property frontage that is adjacent to storm drain regardless of the length of the storm drain along that frontage; and

WHEREAS, it is important to annually adjust connection charges in order to keep pace with the changing cost of public improvement projects; and

WHEREAS, the Seattle *Engineering News-Record* (ENR) index used in Resolution 6340 was 10145, and the April 2015 Seattle ENR Index to be applied for purposes of this Resolution is 10390 (Index Ratio =  $10390/10145 = 1.0241$ ).

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 6340 is hereby repealed as of the effective date of the revised charges; and

BE IT FURTHER RESOLVED that the following storm connection charge rates are hereby established:

Storm Connection Charge Rate: \$49 (calculated fee \$50.29) **\$50** per front foot

BE IT FURTHER RESOLVED that in no case shall the total connection charge be for less than an equivalent of fifty (50) feet of frontage.

BE IT FURTHER RESOLVED that it is the intent of the Albany City Council to annually adjust the connection charges 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* (ENR). 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 connection charge; and

BE IT FURTHER RESOLVED that the effective date of these charges shall be **July 1, 2015**.

DATED THIS 24<sup>TH</sup> DAY OF JUNE 2015.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REVISING IN-LIEU-OF ASSESSMENT CHARGES FOR THE NORTH ALBANY SANITARY SEWER BASIN AND REPEALING RESOLUTION 6341 (A RESOLUTION REVISING IN-LIEU-OF ASSESSMENT CHARGES FOR THE NORTH ALBANY SANITARY SEWER BASIN AND REPEALING RESOLUTION 6250).

WHEREAS, Chapter 10.16 of the Albany Municipal Code sets forth requirements for a special in-lieu-of assessment (ILA) charge for sewer connections of unassessed properties within the North Albany sanitary sewer interceptor basin as defined in the North Albany Sanitary Sewer Local Improvement District Final Engineer's Report dated April 13, 1993; and

WHEREAS, the in-lieu-of assessment components and their application are more clearly described in the North Albany Sanitary Sewer Local Improvement District Final Engineer's Report dated April 13, 1993, and the interceptor basin and assessment district boundary is attached as Exhibit "A;" and

WHEREAS, the City of Albany contributed \$1,245,635.60 in non-assessed City contributions to the North Albany Sanitary Sewer District project with the goal of receiving these monies by charging in-lieu-of assessment charges against properties not previously assessed or previously assessed properties taking additional benefit from the sewers constructed as part of the North Albany Sanitary Sewer District project; and

WHEREAS, these special in-lieu-of assessment charges are designed to recover the equivalent cost of constructing that portion of the sewer system that benefits the connecting property; and

WHEREAS, it is important to annually adjust these special in-lieu-of assessment charges in order to keep pace with the changing cost of public improvement projects; and

WHEREAS, the Seattle *Engineering News-Record* (ENR) index used in Resolution 6341 was 10145, and the April 2015 Seattle ENR Index to be applied for purposes of this Resolution is 10390 (Index Ratio =  $10390/10145 = 1.0241$ ); and

WHEREAS, the fee has been calculated and rounded to the nearest dollar.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 6341 is hereby repealed as of the effective date of the revised charges; and

BE IT FURTHER RESOLVED that the following North Albany sanitary sewer in-lieu-of assessment rates are hereby established:

For Properties Inside the Interceptor Basin:

Interceptor In-Lieu-of Rate - Properties Outside Sewer District	<del>\$2,871</del> 2,941/gross acre
Collector In-Lieu-of Rate - Properties Outside Sewer District	<del>\$9,248</del> 9,471/benefit
Interceptor In-Lieu-of Rate - Properties Inside Sewer District	<del>\$2,871</del> 2,941/ <u>additional</u> gross acre
Collector In-Lieu-of Rate - Properties Inside Sewer District	<del>\$6,474</del> 6,630/additional lot (within 150 ft.)

For Properties Outside the Interceptor Basin:

The amount of the interceptor and collector in-lieu-of assessment shall be equivalent, as far as possible, to the benefit received as determined by the Public Works Director and approved by the City Council.

BE IT FURTHER RESOLVED that it is the intent of the Albany City Council to annually adjust these special in-lieu-of assessment charges 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* (ENR). 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 special in-lieu-of assessment charge; and

BE IT FURTHER RESOLVED that the effective date of these fees shall be **July 1, 2015**.

DATED THIS 24<sup>TH</sup> DAY OF JUNE 2015.

---

Mayor

ATTEST:

---

City Clerk

# EXHIBIT 'A'

SS-90-7

## North Albany Sanitary Sewer

### Assessment District Boundaries

#### LEGEND

- Urban Growth Boundary
- Assessment District Boundary
- Interceptor Basin Boundary
- 150' Benefitted Area
- BPA Easement

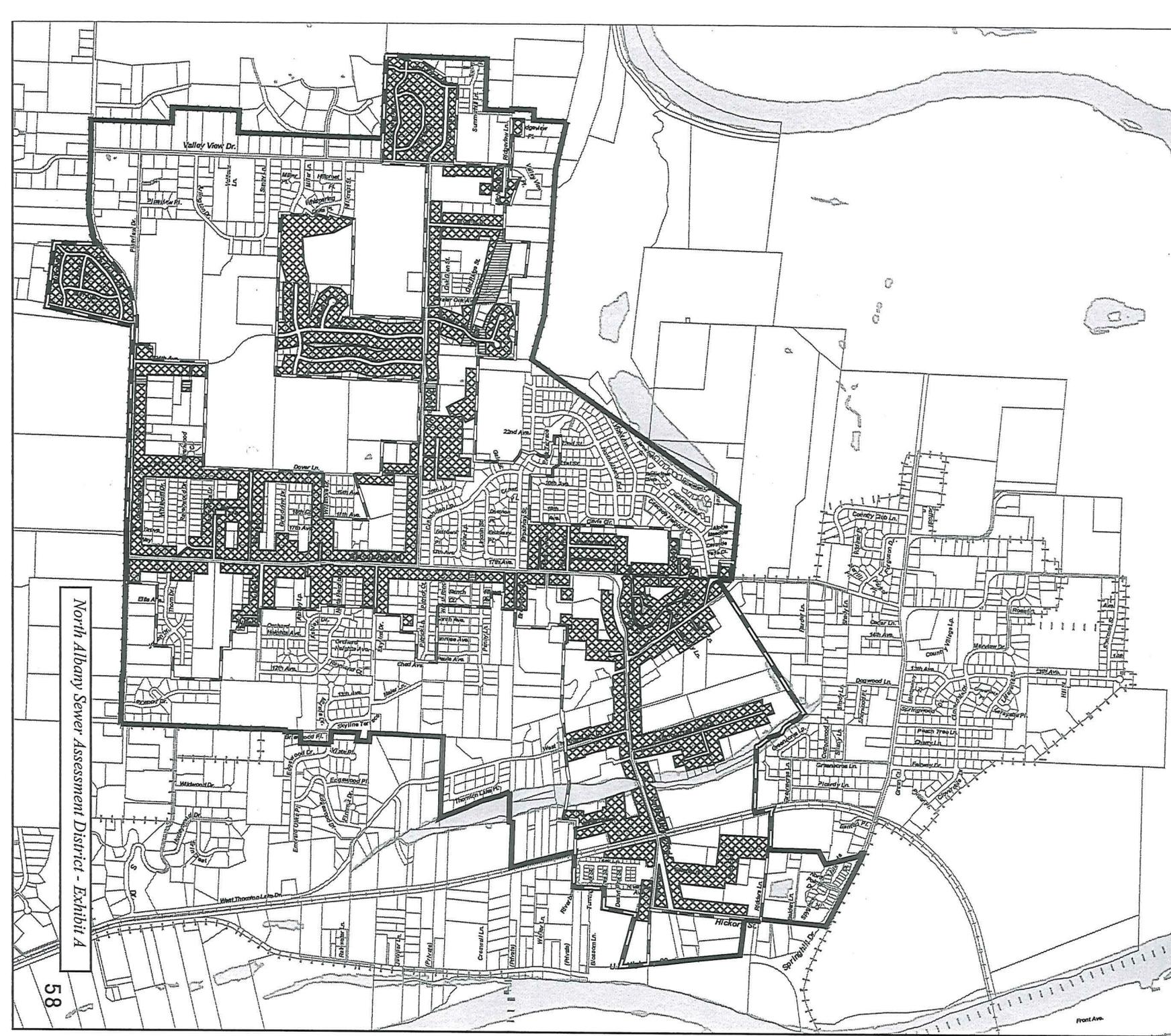


500 0 500 1000 Feet



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6/14/02

North Albany Sewer Assessment District - Exhibit A



RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REVISING SPECIAL CONNECTION CHARGES FOR A PORTION OF THE COLUMBUS STREET SANITARY SEWER LIFT STATION PROJECT COSTS, WHICH ARE ALLOCATED TO UNASSESSED PROPERTIES WITHIN THE LIFT STATION SERVICE AREA AND REPEALING RESOLUTION 6342 (A RESOLUTION REVISING SPECIAL CONNECTION CHARGES FOR A PORTION OF THE COLUMBUS STREET SANITARY SEWER LIFT STATION PROJECT COSTS, WHICH ARE ALLOCATED TO UNASSESSED PROPERTIES WITHIN THE LIFT STATION SERVICE AREA AND REPEALING RESOLUTION 6251).

WHEREAS, Ordinance 5355 provided authorization by resolution for the formation of a special in-lieu-of assessment area and allocation of in-lieu-of assessment rates for the unassessed portion of project costs related to the construction of the Columbus Street sanitary sewer lift station; and

WHEREAS, Resolution 3917 established this special in-lieu-of assessment on March 11, 1998; and

WHEREAS, the Council of the City of Albany authorized expenditures from the Sewer Economic Development Budget (02-952) and from the Sewer System Capital Projects Budget (02-454) for oversizing participation to be paid to the Mennonite Home of Albany, Inc. for construction of the Columbus Street lift station; and

WHEREAS, the Columbus Street lift station is designed to provide service to approximately 316 acres of assessable land within the designated City of Albany Urban Growth Boundary, in addition to approximately 40 acres of the Mennonite Home property; and

WHEREAS, the lift station assessable area as shown in Exhibit "A" does not include the portions of several properties within the lift station service area that the City of Albany Comprehensive Plan designates as Open Space (OS); and

WHEREAS, Resolution 5038 established that this special in-lieu-of assessment charge is actually a connection charge (as specified in Ordinance 5565) instead of an assessment, that is designed to recover the equivalent cost of constructing public facilities that benefit the connecting property; and

WHEREAS, the Council desires to recover the expenditure of these oversizing costs through the implementation of a special connection charge to be levied on the unassessed properties within the lift station service area as shown on the map in Exhibit "A;" and

WHEREAS, the special connection charge rate for each property within the lift station service area shall be based on the ratio of the assessable area of each property to the total benefited area applied to the total non-assessed City contribution; and

WHEREAS, this special connection charge shall apply to unassessed properties within the lift station service area and is considered to be in addition to other sanitary sewer connection charges that may otherwise be levied; and

WHEREAS, the calculation of this special connection charge assumes that land designated as Open Space (OS) will not be developed and that the allowable density will not be transferred; and

WHEREAS, if a parcel with Open Space (OS) is allowed to transfer density, then this special connection charge will need to be recalculated by the City Engineer; and

WHEREAS, special connection charges are designed to recover the equivalent cost of constructing that portion of the sewer system that benefits the connecting property; and

WHEREAS, it is important to annually adjust special connection charges in order to keep pace with the changing cost of public improvement projects; and

WHEREAS, the Seattle *Engineering News-Record* (ENR) index used in Resolution 6342 was 10145, and the April 2015 Seattle ENR Index to be applied for purposes of this Resolution is 10390 (Index Ratio = 10390/10145 = 1.0241); and

WHEREAS, the fee has been calculated and rounded to the nearest dollar.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 6342 is hereby repealed as of the effective date of the revised charges; and

BE IT FURTHER RESOLVED that the Columbus Street Lift Station Special Connection Charge Benefited Area as shown in the map in Exhibit "A" attached hereto, and the special connection charge rates for each property within the benefited area as listed in Exhibit "B" attached hereto, are hereby reaffirmed; and

BE IT FURTHER RESOLVED that this special connection charge shall apply to unassessed properties within the lift station service area and is considered to be in addition to other sanitary sewer connection charges that may otherwise be levied; and

BE IT FURTHER RESOLVED that special connection charge payments received under this Resolution shall be directed to the Sewer Economic Development Budget (601-50-2506) and the Sewer System Capital Projects Budget (610-50-2500) in order to compensate for the initial expenditure from that fund for the lift station oversizing costs in the following manner:

Sewer Economic Development (601-50-2506)	\$370,776	\$379,712
Sewer System Capital Projects Budget (610-50-2500)	\$136,471	\$139,760
Total Reimbursement	\$507,247	\$519,472

BE IT FURTHER RESOLVED that it is the intent of the Albany City Council to annually adjust the special connection charges 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* (ENR). 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 connection charge; and

BE IT FURTHER RESOLVED that the effective date of these fees shall be **July 1, 2015**.

DATED THIS 24<sup>TH</sup> DAY OF JUNE 2015.

\_\_\_\_\_  
Mayor

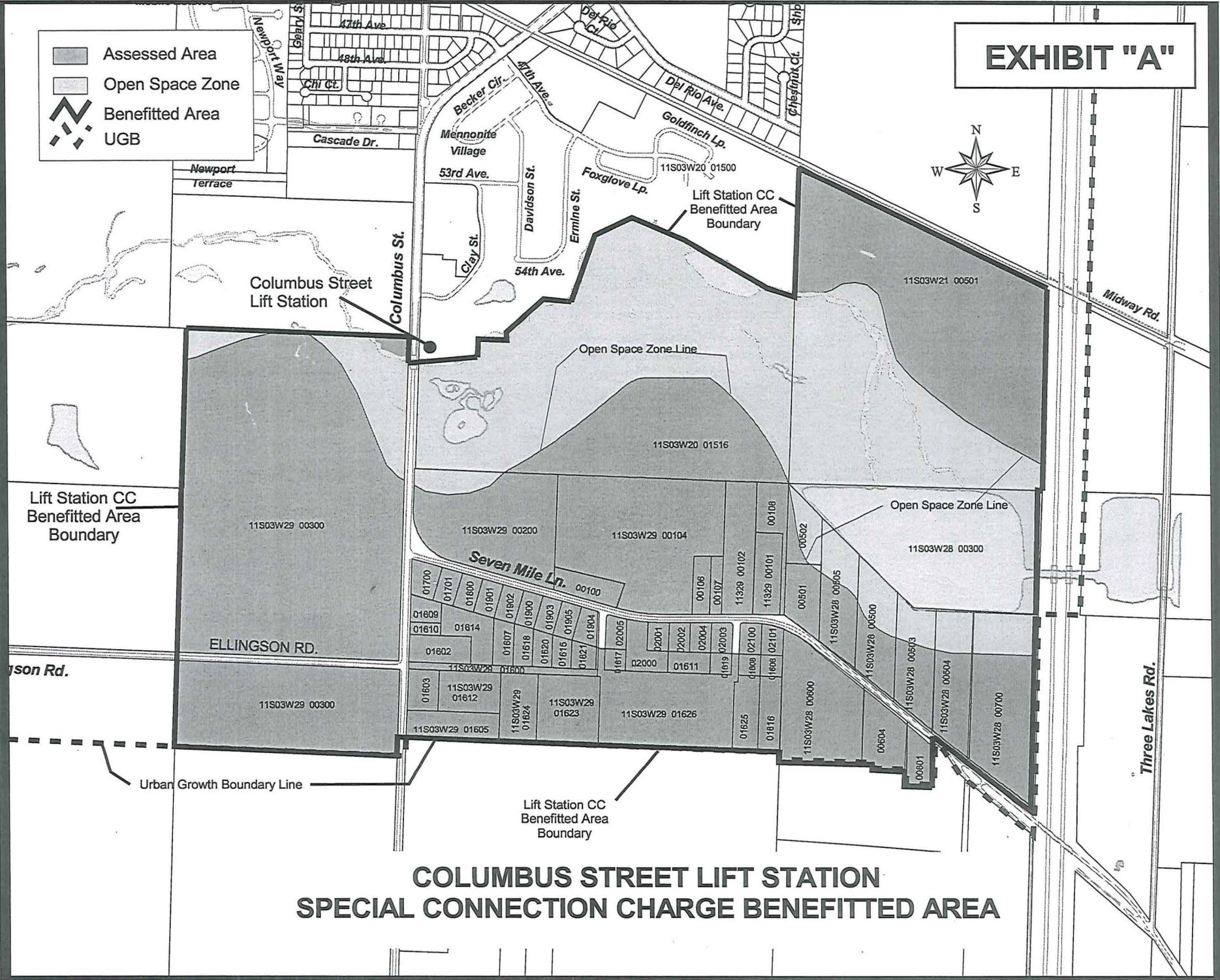
ATTEST:

\_\_\_\_\_  
City Clerk

# EXHIBIT "A"



-  Assessed Area
-  Open Space Zone
-  Benefitted Area
-  UGB



## COLUMBUS STREET LIFT STATION SPECIAL CONNECTION CHARGE BENEFITTED AREA

**EXHIBIT "B"**

**Columbus Street Lift Station: Special Connection Charge Allocation (Area Basis)**

ENR = 10390	Jul-15	Tax Lot Number	Area Sq Ft	Assessed	Connection Charge
				Area Acres	Apportionment
Total Project Cost (a)	\$628,880	11S03W21 00501	1815229.746	41.67	\$68,592.08
		11S03W20 01516	997225.457	22.89	\$37,682.15
Less Mennonite Home Contribution (a)	\$121,633	11S03W28 00500	124230.827	2.85	\$4,694.31
		11S03W28 00501	113713.589	2.61	\$4,296.89
Total City Participation (a)	\$507,247	11S03W28 00502	37171.585	0.85	\$1,404.60
		11S03W28 00503	146298.683	3.36	\$5,528.19
Benefitted Area, Acres	315.60	11S03W28 00504	180050.738	4.13	\$6,803.58
		11S03W28 00505	136071.310	3.12	\$5,141.73
Connection Charge \$ per Acre (a)	\$1,607	11S03W28 00600	449423.502	10.32	\$16,982.36
		11S03W28 00601	72620.631	1.67	\$2,744.12
Seattle ENR Index Ratio (April 2015)	1.0241	11S03W28 00604	139578.819	3.20	\$5,274.26
		11S03W28 00700	442946.410	10.17	\$16,737.61
Adjusted Connection Charge \$ per Acre	\$1,646	11S03W29 00100	82956.775	1.90	\$3,134.69
		11S03W29 00101	112908.855	2.59	\$4,266.49
		11S03W29 00102	210942.359	4.84	\$7,970.88
Check:		11S03W29 00104	941521.340	21.61	\$35,577.26
Total City Participation (a)	\$507,247	11S03W29 00106	51014.203	1.17	\$1,927.67
Seattle ENR Index Ratio (April 2015)	1.0241	11S03W29 00107	35840.923	0.82	\$1,354.32
Adjusted Total City Participation (b)	\$519,472	11S03W29 00108	97699.330	2.24	\$3,691.76
		11S03W29 00200	613591.787	14.09	\$23,185.79
Connection Charge Allocation (b)		11S03W29 00300	4282476.948	98.31	\$161,821.94
Sewer System Capital Projects (610-50-2500)	\$139,760	11S03W29 01600	66763.792	1.53	\$2,522.80
Sewer Economic Development (601-50-2506)	\$379,712	11S03W29 01602	87056.308	2.00	\$3,289.60
Adjusted Total City Participation	\$519,472	11S03W29 01603	64608.089	1.48	\$2,441.35
		11S03W29 01605	130413.640	2.99	\$4,927.94
		11S03W29 01606	23945.177	0.55	\$904.82
(a) Current Value		11S03W29 01607	46885.434	1.08	\$1,771.66
(b) Adjusted Value		11S03W29 01608	23761.415	0.55	\$897.87
		11S03W29 01609	37159.615	0.85	\$1,404.15
		11S03W29 01610	19129.101	0.44	\$722.83
		11S03W29 01611	46177.128	1.06	\$1,744.89
		11S03W29 01612	129169.574	2.97	\$4,880.93
		11S03W29 01614	100217.654	2.30	\$3,786.92
		11S03W29 01615	29946.897	0.69	\$1,131.60
		11S03W29 01616	84755.426	1.95	\$3,202.65
		11S03W29 01617	22250.243	0.51	\$840.77
		11S03W29 01618	39046.378	0.90	\$1,475.45
		11S03W29 01619	23119.279	0.53	\$873.61
		11S03W29 01620	34496.638	0.79	\$1,303.52
		11S03W29 01621	32277.363	0.74	\$1,219.66
		11S03W29 01623	217207.078	4.99	\$8,207.60
		11S03W29 01624	130346.897	2.99	\$4,925.42
		11S03W29 01625	96603.904	2.22	\$3,650.37
		11S03W29 01626	535633.790	12.30	\$20,239.99
		11S03W29 01700	47230.250	1.08	\$1,784.69
		11S03W29 01701	37469.972	0.86	\$1,415.88
		11S03W29 01800	37458.947	0.86	\$1,415.46
		11S03W29 01900	34944.218	0.80	\$1,320.44
		11S03W29 01901	37452.639	0.86	\$1,415.22
		11S03W29 01902	37446.331	0.86	\$1,414.98
		11S03W29 01903	34938.723	0.80	\$1,320.23
		11S03W29 01904	37803.144	0.87	\$1,428.47
		11S03W29 01905	34933.228	0.80	\$1,320.02
		11S03W29 02000	77295.617	1.77	\$2,920.77
		11S03W29 02001	30341.944	0.70	\$1,146.53
		11S03W29 02002	31038.806	0.71	\$1,172.86
		11S03W29 02003	32506.844	0.75	\$1,228.34
		11S03W29 02004	31819.496	0.73	\$1,202.36
		11S03W29 02005	33514.342	0.77	\$1,266.41
		11S03W29 02100	34311.683	0.79	\$1,296.54
		11S03W29 02101	32387.842	0.74	\$1,223.84
<b>Totals</b>			<b>13747378.663</b>	<b>315.60</b>	<b>\$519,472</b>

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REVISING THE IMPROVEMENT ASSURANCE CHARGES FOR THE NON-OVERSIZED PORTION OF FUTURE ARTERIAL AND COLLECTOR STREET IMPROVEMENTS FOR STREETS LOCATED WITHIN THE NORTH ALBANY AREA, AND REPEALING RESOLUTION 6343 (A RESOLUTION REVISING THE IMPROVEMENT ASSURANCE CHARGES FOR THE NON-OVERSIZED PORTION OF FUTURE ARTERIAL AND COLLECTOR STREET IMPROVEMENTS FOR STREETS LOCATED WITHIN THE NORTH ALBANY AREA, AND REPEALING RESOLUTION 6252).

WHEREAS, the City of Albany Land Development Code sets forth a methodology for ensuring that funds for future public improvements that are required as a condition of development are made available to the City by the developers of the property; and

WHEREAS, such funds are deposited into an account for future improvements; and

WHEREAS, on March 11, 1998, the City Council adopted Ordinance 5359 reauthorizing the establishment by City Council resolution of a per-foot cost for the future non-oversized portion of the improvements to collector and arterial roads in North Albany; and

WHEREAS, improvement assurance charges are designed to recover the equivalent cost of constructing one-half of a local street or the non-oversized portion of future collector and arterial roads in North Albany; and

WHEREAS, the per front foot dimension shall be calculated by measuring the length of the developing property adjacent to the street that will be improved; and

WHEREAS, it is important to annually adjust improvement assurance charges in order to keep pace with the changing cost of public improvement projects; and

WHEREAS, the Seattle *Engineering News-Record* (ENR) Index used in Resolution 6343 was 10145, and the April 2015 Seattle ENR Index to be applied for purposes of this Resolution is 10390 (Index Ratio =  $10390/10145 = 1.0241$ ); and

WHEREAS, the calculated fee will be used to apply next year's annual adjustment, but the rounded fee (rounded to the nearest dollar) will be the established rate this year.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 6343 is hereby repealed as of the effective date of the revised charges; and

BE IT FURTHER RESOLVED that the cost per front foot (each side) for the non-oversized portion of future arterial and collector street improvements in that portion of Albany located in Benton County, also known as North Albany, that may be accepted by the City as an improvement assurance, is reaffirmed and established at a rate of \$248 (calculated fee = \$253.80) ~~\$248~~ **\$254** per front foot; and

BE IT FURTHER RESOLVED that it is the intent of the Albany City Council to annually adjust the improvement assurance 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* (ENR). 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 improvement assurance charge; and

BE IT FURTHER RESOLVED that the effective date of these charges shall be **July 1, 2015**.

DATED THIS 24<sup>TH</sup> DAY OF JUNE 2015.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk



TO: Albany City Council

VIA: Wes Hare, City Manager

FROM: Stewart Taylor, Finance Director  
Anne Baker, Senior Accountant *amb*

DATE: June 18, 2015, for the June 24, 2015, City Council Meeting

SUBJECT: 2014-2015 Supplemental Budget

RELATES TO STRATEGIC PLAN THEME: ● Effective Government

Action Requested:

By Resolution, adopt the proposed Fiscal Year 2014-2015 Supplemental Budget.

Discussion:

The proposed Supplemental Budget changes total \$238,200, a 0.15% increase from the current FY 2014-2015 Budget. This Supplemental Budget will be used to adjust appropriations as needed. The proposed changes are discussed on a fund by fund basis in the narrative which is presented below.

Budget Impact:

General Fund:

- Increase the Courts Program \$25,000. This increase is due to increased court-appointed attorney costs for fiscal year 2014-15. This increase is offset by a decrease in Contingency.
- Increase Fire Emergency Services \$55,000. This increase is due increased overtime costs from to the South Albany High School fire. The increase is offset by a decrease in Contingency.

The result is a net zero increase in appropriations in the General Fund.

Parks & Rec Fund:

- Increase Sports Services \$5,000. This increase is to account for expenditures that rolled over from fiscal year 2013-14. This increase is offset by a reduction to the Parks and Rec Administration Program Capital Budget.
- Increase Park Maintenance Services \$30,000. This increase is due to unanticipated expenses in contractual services from dry weather and other turf needs. This is offset by a reduction to the Parks and Rec Administration Program Capital Budget.
- Increase the Aquatics Program \$18,000. This increase is due to unexpected equipment maintenance costs. This increase is offset by a reduction to the Parks and Rec Administration Program Capital Budget.

The result is a net zero increase in appropriations in the Parks Fund.

Grants Fund:

- Increase Wages and Salaries \$17,200. This increase is to account for actual expenditures in the CDBG and Title XIX Programs. This is offset by an increase in grant revenues.

The result is a \$17,200 (0.60 %) increase in appropriations in the Grants Fund.

Building Inspection Fund:

- Increase Transfers Out \$50,400. This increase is to account for the pre-payment of the E-Plans loan to the Risk Management Fund, Settlement Program. This is offset by a decrease in Reserves.

The result is a net zero increase in appropriations in the Building Inspection Fund.

Street Fund:

- Increase Capital Expenditures \$63,100. This increase is to close the North Albany Park and Ride Program in the Capital Projects Fund and accurately reflect the amount of the ILFF transfers. This is offset by an increase in revenues.

The result is a \$63,100 (0.48%) increase in appropriations in the Street Fund.

Capital Projects Fund:

- Increase North Albany Park and Ride Program \$4,800. This increase is to account for the closing expenses for the program. This is offset by a transfer from the Street Fund.
- Increase Transfers Out \$13,100. This increase is to close the North Albany Park and Ride.

The result is a \$17,900 (2.57%) increase in appropriations in the Capital Projects Fund.

Sewer Fund:

- Increase Transfers Out \$30,000. This increase is to accurately reflect the amount of the ILFF transfers. This is offset by a decrease in Contingency.
- Increase Transfers Out \$140,000. This is to move Storm Drain Connection Fees to the Stormwater Capital Program.

The result is a \$140,000 (0.60%) increase in appropriations in the Sewer Fund.

Water Fund:

- Increase Transfers Out \$20,000. This increase is to accurately reflect the amount of the ILFF transfers. This is offset by a decrease in Contingency..

The result is a net zero increase in appropriations in the Sewer Fund.

Central Services Fund:

- Increase Finance Program \$11,000 to reflect costs from the transition to the new financial reporting software. The offset for the increase is a reduction to the City Manager's Office Program

The result is a net zero increase in appropriations for the Central Services Fund.

AB

Attachments: Resolution and line item detail

**RESOLUTION NO. \_\_\_\_\_**

**WHEREAS**, the Albany City Council adopted a budget for the City of Albany for the 2014-2015 fiscal year on June 11, 2014; and

**WHEREAS**, there have been occurrences which were not anticipated at the time of the presentation of the budget for Fiscal Year 2014-2015 which require a change in the City's financial planning; and

**WHEREAS**, there has occurred a pressing necessity which was not foreseen at the time of the preparation of the budget which requires prompt action,

**NOW, THEREFORE, BE IT RESOLVED** by the Albany City Council that the budget appropriations shown below are hereby approved for the 2014-2015 fiscal year.

	Current Budget	Budget Adjustments	Revised Budget
<b>GENERAL FUND</b>			
Municipal Court	\$ 674,300	\$ 25,000	\$ 699,300
Fire Emergency Services	11,070,000	55,000	11,125,000
Contingency	1,241,400	(80,000)	1,161,400
<b>Total GENERAL FUND</b>	<b>\$ 32,652,300</b>	<b>\$ -</b>	<b>\$ 32,652,300</b>

**SPECIAL REVENUE FUNDS**

<b>PARKS &amp; RECREATION</b>			
Sports Services	\$ 267,500	\$ 5,000	\$ 272,500
Park Maintenance Services	1,915,700	30,000	1,945,700
Parks & Recreation Administration	1,212,500	(53,000)	1,159,500
Aquatic Services	796,400	18,000	814,400
<b>Total PARKS &amp; RECREATION</b>	<b>\$ 7,663,900</b>	<b>\$ -</b>	<b>\$ 7,663,900</b>

<b>GRANTS FUND</b>			
Personnel	\$ 474,700	\$ 17,200	\$ 491,900
<b>Total GRANTS FUND</b>	<b>\$ 2,863,600</b>	<b>\$ 17,200</b>	<b>\$ 2,880,800</b>

<b>BUILDING INSPECTION</b>			
Building Inspection	\$ 1,427,000	\$ (50,400)	\$ 1,376,600
Transfers Out	9,000	50,400	59,400
<b>Total BUILDING INSPECTION</b>	<b>\$ 1,641,400</b>	<b>\$ -</b>	<b>\$ 1,641,400</b>

<b>STREET</b>			
Capital	\$ 9,859,800	\$ 63,100	\$ 9,922,900
<b>Total STREET</b>	<b>\$ 13,991,300</b>	<b>\$ 63,100</b>	<b>\$ 14,054,400</b>

**CAPITAL PROJECTS FUND**

**CAPITAL PROJECTS**

North Albany Park & Ride	\$	-	\$	4,800	\$	4,800
Transfers Out		632,000		13,100		645,100
<b>Total CAPITAL PROJECTS</b>	<b>\$</b>	<b>1,327,600</b>	<b>\$</b>	<b>17,900</b>	<b>\$</b>	<b>1,345,500</b>

**ENTERPRISE FUNDS**

**SEWER**

Transfers Out	\$	546,800	\$	170,000	\$	716,800
Contingency		942,600		(30,000)		912,600
<b>Total SEWER</b>	<b>\$</b>	<b>34,397,800</b>	<b>\$</b>	<b>140,000</b>	<b>\$</b>	<b>34,537,800</b>

**WATER**

Transfers Out	\$	895,000	\$	20,000	\$	915,000
Contingency		872,500		(20,000)		852,500
<b>Total WATER</b>	<b>\$</b>	<b>24,603,200</b>	<b>\$</b>	<b>-</b>	<b>\$</b>	<b>24,603,200</b>

**INTERNAL SERVICE FUNDS**

**CENTRAL SERVICES**

Finance	\$	1,424,200	\$	11,000	\$	1,435,200
City Manager's Office		931,500		(11,000)		920,500
<b>Total CENTRAL SERVICES</b>	<b>\$</b>	<b>5,829,200</b>	<b>\$</b>	<b>-</b>	<b>\$</b>	<b>5,829,200</b>

<b>BUDGET TOTALS</b>	<b>\$</b>	<b>160,109,800</b>	<b>\$</b>	<b>238,200</b>	<b>\$</b>	<b>160,348,000</b>
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DATED AND EFFECTIVE THIS 24th DAY OF JUNE, 2015.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk



TO: Albany City Council  
VIA: Wes Hare, City Manager  
FROM: John Bradner, Fire Chief *JB*  
DATE: June 17, 2015, for the June 24, 2015, City Council Meeting  
SUBJECT: Resolution Approving Use of an Interstate Cooperative Procurement

RELATES TO STRATEGIC PLAN THEME: ● A Safe City

Action Requested:

Staff recommends City Council approve, by resolution, exemption from the competitive bidding requirements for the remount/refurbish of one Lifeline ambulance through an existing interstate cooperative contract with Kittitas County Public Hospital District 2 and Braun Northwest, Inc., not to exceed \$130,649; and award a contract to Braun Northwest, Inc., subject to no formal protests received during the Notice of Intent to Award period.

Discussion:

It is Albany Fire Department's standard to replace frontline ambulances after ten years of service. Three of the Fire Department's four frontline ambulances are on 2006 chassis and at the ten-year threshold as frontline units. In fiscal year 2014-15, one medic unit remount/refurbish was purchased from Braun Northwest, Inc, but due to delays from the chassis manufacturer, will not be completed and available until fiscal year 2015-16. In fiscal year 2015-16, the Department has budgeted to remount the second of the three 2006 chassis medic units.

Kittitas County Public Hospital District 2 in Washington has a cooperative purchasing agreement with Braun Northwest, Inc. for remounting an ambulance that meets the specification needs of the Fire Department and the purchasing requirements of ORS 279A.220 and OAR 137-046-0450.

The Notice of Intent to Award a contract will be advertised on June 29, 2015, with a protest period ending July 6, 2015. Contingent on City Council approval to use an interstate cooperative agreement and no protests received, the Fire Department will award a contract to Braun Northwest, Inc. to remount and refurbish a 2006 Lifeline ambulance.

Budget Impact:

\$160,000 was approved in the FY 2015-16 budget from the Capital Replacement Fund/Equipment Replacement Program (217-10-1010).

Attachments 2

# BRAUN-NW inc.

COPY

150 North Star Drive / PO Box 1204 / Chehalis, WA 98532 / 360.748.0195 / 800.245.6303 / fax 360.748.0256

**PROPOSAL**

JUNE 4, 2015

ALBANY FIRE DEPARTMENT  
ATTN: MARK BAMBACH, EMS CHIEF  
333 BROADALBIN STREET SW  
ALBANY, OR 97321

**RE: REMOUNT/REFURBISH 2006 LIFELINE MODULE WITH OPTION FOR ADDITIONAL REMOUNT**

BRAUN NORTHWEST IS PLEASED TO OFFER THE FOLLOWING PROPOSAL BASED UPON THE OPEN KITTITAS COUNTY HOSPITAL DISTRICT #2 BID DATED 7-17-2014 WHICH IS OPEN TO INTERLOCAL PURCHASE BY OTHER AGENCIES:

REMOUNT/REFURBISH ONE (1) 2006 LIFELINE MODULE ONTO A 2016 FORD F550 4X4 AMBULANCE PREP CHASSIS PER SPECIFICATIONS DATED 8-7-2014 WITH THE FOLLOWING MODIFICATIONS:

- CHASSIS TO BE 2016 MODEL YEAR
- CHASSIS TO BE ORDERED RACE RED
- BRAUN NORTHWEST, INC. TO REPAINT CHASSIS VERMILLION RED

KITTITAS HOSPITAL DISTRICT #2 BID PRICE.....	\$147,384.00
CHANGES MADE TO ABOVE REFERENCED SPECS.....	DEDUCT <\$19,616.00>
BASE PRICE OF REMOUNT.....	\$127,768.00
MODIFICATIONS AS LISTED ABOVE.....	ADD \$3,381.00
TRADE IN OF EXISTING CHASSIS.....	\$ <500.00>
TOTAL FOB CHEHALIS, WASHINGTON.....	<u>\$130,649.00*</u>

Sales tax not included

F.O.B.: CHEHALIS, WASHINGTON

DELIVERY: REMOUNT/REFURBISH TO BE COMPLETED WITHIN SIXTY (60) DAYS AFTER RECEIPT OF NEW CHASSIS AND EXISTING VEHICLE. START OF PROCESS TO BE SCHEDULED BASED UPON NEW CHASSIS DELIVERY AND AGENCY'S OPERATIONAL SCHEDULE

TERMS: NINETY PERCENT (90%) PAYMENT DUE UPON RECEIPT OF VEHICLE. BALANCE DUE IN THIRTY (30) DAYS.

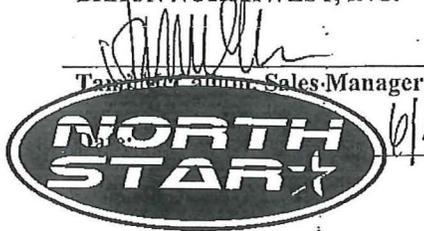
\*NOTE: PRICE IS BASED UPON VEHICLE SPECS LISTED ABOVE. SHOULD ANY CHANGES BE MADE, CHANGE ORDER(S) TO DETAIL PRICING WILL FOLLOW. OPTION FOR ADDITIONAL REMOUNT/REFURBISH PURCHASE AT LATER DATE.

It is understood that the used chassis is not road legal due to the transfer of such items as lights and mud flaps to new chassis. Transportation of used chassis remains the responsibility of agency unless chassis is traded-in. Any parts or pieces not transferred to the new chassis or reused, unless specifically noted, shall be included in trade-in value of chassis to reduce overall cost of this project.

\*Vehicle must be in drivable condition, capable of completing the trip to Chehalis, WA. If vehicle becomes disabled, Customer is responsible for any additional charges related to getting the vehicle to the Braun Northwest, Inc. Chehalis, WA facility. *Braun Northwest, Inc. is an Oregon dealer (#8475873) with insurance information available upon request.*

Respectfully Submitted by  
BRAUN NORTHWEST, INC.

We agree to accept the above proposal:  
ALBANY FIRE DEPARTMENT



TM/scl  
cc: DS

Signature	Date
Printed Name	Title

**EMERGENCY VEHICLES**

[www.braunnw.com](http://www.braunnw.com)

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPROVING EXEMPTION FROM THE COMPETITIVE BIDDING REQUIREMENTS THROUGH A CONTRACT WITH KITTITAS COUNTY PUBLIC HOSPITAL DISTRICT 2 AND BRAUN NORTHWEST, INC.; ISSUING A NOTICE TO AWARD A PROPOSED CONTRACT WITH BRAUN NORTHWEST, INC.; AND AUTHORIZING THE FIRE CHIEF TO ENTER INTO A CONTRACT WITH BRAUN NORTHWEST, INC. NOT TO EXCEED \$130,649 TO REMOUNT/REFURBISH A 2006 LIFELINE AMBULANCE.

WHEREAS, Kittitas County Public Hospital District 2 conducted a formal, competitive process for the remount/refurbish of an ambulance that meets the specification needs identified by the Albany Fire Department; and

WHEREAS, ORS 279A.220 and OAR 137-046-0400 through 137-046-0480 allow for use of interstate cooperative procurements for government agencies;

WHEREAS, a remount/refurbish of an ambulance through a contract with Kittitas County Public Hospital District 2 and Braun Northwest, Inc. would not reduce competition or give favoritism; and

WHEREAS, the Albany Fire Department would advertise a Notice of Intent to Award a contract to Braun Northwest, Inc. for the remount/refurbish of a 2006 Lifeline ambulance; and

WHEREAS, the Notice of Intent to Award must be advertised seven days prior to awarding the procurement contract; and

WHEREAS, if the City does not receive any formal protests to the Notice of Intent to Award, the Fire Chief may award the contract to Braun Northwest, Inc.

NOW, THEREFORE, BE IT RESOLVED that the Albany City Council authorizes an exemption from the competitive bidding process for the remount/refurbish of a 2006 Lifeline ambulance through the use of an interstate cooperative agreement between Kittitas County Public Hospital District 2 and Braun Northwest, Inc.; and

BE IT FURTHER RESOLVED that the Albany City Council authorizes the Fire Department to award a contract to Braun Northwest, Inc. contingent on no protests received by July 6, 2015, following the seven-day required notice period; and

BE IT FURTHER RESOLVED that the Albany City Council authorizes the Fire Chief to enter into a contract not to exceed \$130,649 with Braun Northwest, Inc. to remount/refurbish a 2006 Lifeline ambulance.

DATED AND EFFECTIVE THIS 24TH DAY OF JUNE 2015.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk



TO: Albany City Council  
VIA: Wes Hare, City Manager  
FROM: Ed Hodney, Director of Parks & Recreation *EH*  
DATE: June 17 for the June 24, 2015 City Council Meeting  
SUBJECT: Adoption of Parks and Recreation Fees for FY 2015-2016  
RELATES TO COUNCIL GOAL: ● An Effective Government

Action Requested:

The City Council is asked to adopt the attached Resolution, repealing Resolution 6344 and establishing Parks and Recreation fees and charges for FY 2015-2016.

Discussion:

The Parks and Recreation Department annually reviews the costs of delivering our services, as well as the revenues used to pay for them. Prices are adjusted as necessary to cover expenses and meet our financial objectives. The FY 2015-2016 budget incorporates these price changes into the anticipated revenues for next year.

For FY 2015-2016, adjustments have been made to fees in the Sports, Aquatics, Facility Rentals, and Children, Youth and Family programs.

Exhibit A shows the proposed fees for FY 2015-2016. These fees and charges will be set through June 30, 2016.

Budget Impact:

The proposed FY 2015-2016 budget for the Parks and Recreation Fund (202) anticipates the revenues from the proposed fees and charges.

EH

Attachments:

- Resolution
- Exhibit A, Schedule of Fees and Charges

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REPEALING RESOLUTION 6344 (A RESOLUTION ESTABLISHING FEES AND CHARGES FOR PARK AND RECREATION SERVICES) AND REVISING FEES AND CHARGES FOR PARKS AND RECREATION SERVICES FOR FY 2015-2016.

WHEREAS, the City of Albany, Oregon, is dedicated to delivering the services that Albany's citizens need, want, and are willing to support; and

WHEREAS, the City of Albany, Oregon, has duly adopted Resolution 6344, establishing fees and charges for the Parks and Recreation Services for Fiscal Year 2014-2015; and

WHEREAS, the effective date of Resolution 6344 has expired;

NOW, THEREFORE BE IT RESOLVED by the Albany City Council that Resolution No. 6344 is hereby repealed; and

NOW, THEREFORE BE IT FURTHER RESOLVED the fees and charges listed as "Exhibit A," as attached be established for the Parks and Recreation Department programs and services, effective July 1, 2015.

DATED AND EFFECTIVE THIS 24th DAY OF JUNE, 2015.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

# EXHIBIT A

## Albany Parks and Recreation Schedule of Fees and Charges FY 2015-2016

### RECREATION PROGRAMS

NOTE: Recreation fees are intended to recover the following expenses: all direct costs as well as marketing costs associated with programs. These include (as appropriate): facility expenses, transportation, instruction, equipment, supplies and materials. Charges may vary according to location, instructor wages, and contracted services rates. All direct costs are divided proportionately among the participants.

#### SPORTS PROGRAMS

Team Fees	Per Game
Volley Ball	28.00
Basketball	60.00
Men's League Softball	55.00
Women's League Softball	<del>50.00</del> 55.00
Co-ed League Softball	<del>72.00</del> 62.00

NOTES: Fees include costs for staffing, officials, facilities, capital enhancement fees, marketing costs associated with programs, field maintenance and awards. Prices may be adjusted to reflect unanticipated increases in gym rental prices. Number of games offered may be affected by gym availability.

#### MAPLE LAWN PRESCHOOL

Session	Resident/Non-Resident	Unit
Garden class 3-day session	115.00/ <del>149.00</del> 154.00	Monthly
3 day Garden class materials fee	<del>45.00</del> 50.00/ <del>45.00</del> 50.00	One-time fee
Garden class 2-day session	90.00/ 117.00	Monthly
2 day Garden class materials fee	<del>40.00</del> 45.00/ <del>40.00</del> 45.00	One-time fee
Ready, Set, Go! (Turn 5 in Sept/Oct/Nov)	150.00/200.00 <del>55.00</del> 60.00	4 day class / 2 ½ hrs Registration fee

#### ALBANY RESIDENT DISCOUNT

For most services, Albany residents receive a discount between 20% and 33%. Non-residents typically pay full price. However, frequent non-resident customers may elect to purchase a Frequent Customer Card (FCC), which covers any non-resident surcharges for one full year.

Individual FCC	40.00	Per year
Family FCC	80.00	Per year

# EXHIBIT A

## AQUATICS PROGRAM

### COOL! SWANSON PARK ACTION CENTER

Admission	Daily	10-Visit	Season Pass
Adults/Senior	4.00/5.00	37.00/45.00	120.00/150.00
Youth (6-17 years)	<del>3.25/4.25</del> 3.50/4.50	<del>29.25/38.25</del> 31.50/40.50	<del>97.50/127.50</del> 105.00/135.00
Tot (Through 5 years)	2.50/3.00	22.50/27.00	75.00/95.00
Family (Up to 4 people)	-	-	250.00/300.00
Observers	2.00	-	-

### COOL! POOL RENTALS

Pool/Deck	Hourly Resident/Non-Resident
1-50	160.00/185.00
51-100	195.00/220.00
101-150	230.00/255.00
151-200	265.00/290.00
201-250	300.00/ 325.00
251-300	335.00/ 360.00

For each additional 50 persons, add \$35.00

### COOL! FACILITY RENTALS

Community Room Rental	35.00/40.00
Recreation Room Rental	Rate negotiable
Refundable Damage Deposit	100.00

Maximum 15 persons in Community Room

### ALBANY COMMUNITY POOL (ACP)

General Admission	Individual	Annual Pass	20-Visit Cards
Youth	<del>3.00</del> 3.25	<del>200.00</del> 210.00	<del>55.00</del> 60.00
Adult	3.50	225.00	65.00
Senior (55+)	3.25	210.00	60.00
Family	10.00	365.00	-
Parent/Child	3.75	-	-
Combination	-	-	60.00

### ACP FACILITY RENTAL

Entire Pool (up to 40 persons)	110.00/hr
Half pool (up to 40 persons)	65.00/hr

# EXHIBIT A

## FACILITY RENTALS

Picnic Shelters and Stages**	Weekday (M-TH)	Weekend/Holiday
	All Day	All Day
	Resident/Non-Resident/Non-Profit	Resident/Non-Resident/Non-Profit
Bowman	55.00/73.00/44.00	75.00/100.00/50.00
Bryant #1 or Bryant #2	65.00/86.00/52.00	80.00/106.00/64.00
Eleanor	40.00/55.00/32.00	55.00/75.00/44.00
Grand Prairie	65.00/86.00/52.00	100.00/133.00/80.00
Monteith Shelter	65.00/86.00/52.00	90.00/120.00/72.00
Monteith Stage/Shelter	125.00/166.00/96.00	265.00/352.00/212.00
Timber Linn #1 or #2	75.00/100.00/50.00	175.00/233.00/140.00
Timber Linn Amphitheater*	375.00/375.00	500.00/500.00
Non-Shelter Areas	Rates Negotiable	Rates Negotiable
Refundable Damage Deposit – \$25 Regular, \$100 Extraordinary		

\* Or 15% of gross ticket sales, whichever is greater, not to exceed \$5,000

\*\* \$25.00 vendor booth fee or 15% of gross sales, whichever is greater for merchandise sales.

Exclusive Event at Monteith Riverpark*		
	Daily rate	
Standard	1700.00	
Commercial	2500.00	
Non-Profit/Partner	1200.00	
Refundable deposit	500.00	

\* \$50.00 vendor booth fee

Sports Complex Rentals	Timber Linn	Bryant
Package A*	<del>500.00</del> 530.00	<del>500.00</del> 530.00
Package B*	<del>600.00</del> 630.00	<del>600.00</del> 630.00
Package C*	<del>725.00</del> 720.00	<del>725.00</del> 720.00
Refundable deposit		150.00
Day 2 & 3	Without Lights	With Lights
	270.00	370.00

\*Packages are different levels of service

## SENIOR CENTER ROOM RENTALS

	Non-Profit Per-Hour	Private Per-Hour	Commercial Per Hour
1 Bay	20.00	30.00	35.00
2 Bays	25.00	35.00	45.00

## EXHIBIT A

	Non-Profit Per-Hour	Private Per-Hour	Commercial Per Hour
3 Sections	35.00	50.00	60.00
Activity Room	25.00	40.00	50.00
Meeting Room	20.00	25.00	30.00
Kitchen	30.00	45.00	70.00
Entire Facility/ First 2 Hours	50.00 Per Hour	100.00 Per Hour	125.00 Per Hour
Entire Facility/ Third Hour +	50.00 Per Hour	90.00 Per Hour	110.00 Per Hour
Refundable Security Deposit	100.00 Per Event		
Refundable Alcohol Deposit	500.00 Per Event		
Janitorial Fee – Groups Over 100	100.00 Per Event		
Non-refundable application processing fee	10.00 Per Event		

CITY OF ALBANY  
CITY COUNCIL  
Council Chambers  
Wednesday, April 22, 2015  
7:15 p.m.

MINUTES

CALL TO ORDER

Mayor Sharon Konopa called the meeting to order at 7:15 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL

Councilors Present: Councilors Bill Coburn, Bessie Johnson, Ray Kopczynski, Dick Olsen, and Floyd Collins

Councilors Absent: Councilor Rich Kellum (excused)

PROCLAMATIONS

Earth Day

Konopa read the proclamation as provided in the agenda packet.

Global Love Day

Konopa read the proclamation as provided in the agenda packet.

Mental Health Month

Konopa read the proclamation as provided on the dais (see agenda file).

SCHEDULED BUSINESS

Public Hearings

ST-09-03, Oak Street Improvements Local Improvement District (LID), determining the assessments against the properties specifically benefitted by street improvements and declaring an emergency.

Open: Konopa opened the public hearing at 7:20 p.m.

There was a sign-up sheet on the dais (see agenda file).

Konopa called for a staff report.

Assistant City Manager/Public Works and Community Development Director Mark Shepard referred to the written staff report. He said this is a public hearing for the Oak Street LID to complete an extension of Oak Street from Pacific Boulevard to Ninth Avenue and provide for the improvement of Oak Street between Ninth Avenue and Queen Avenue to full urban standards. On April 8, 2015, Council accepted the final Engineer's Report and Financial Investigation Report and scheduled this public hearing. Council is asked to consider public testimony and then take action on the ordinance determining assessments for the LID as provided in the agenda packet. The parties in the assessment district are Lowe's Inc., the City of Albany Parks & Recreation Department, and Ping's Garden Restaurant. A summary of all costs and funding sources, including additional City contributions, is included in the written staff report.

Councilor Ray Kopczynski said he likes that the amounts to be paid by Lowe's and the Parks Department will go back into settlement funds.

Councilor Bessie Johnson asked how the \$10,000 assessment for Ping's was determined. Shepard said Lowe's approached the owner of Ping's who agreed to that amount, which was then submitted to the City as a proposed assessment methodology.

There was no public testimony.

Close: Konopa closed the public hearing at 7:25 p.m.

City Attorney Jim Delapoe read the ordinance for the first time in title only: AN ORDINANCE TO DETERMINE THE ASSESSMENTS AGAINST THE PROPERTIES SPECIFICALLY BENEFITED BY STREET IMPROVEMENTS FOR ST-09-03, OAK STREET IMPROVEMENTS LOCAL IMPROVEMENT DISTRICT (LID); AND DECLARING AN EMERGENCY.

MOTION: Coburn moved to have the ordinance read a second time in title only. Johnson seconded the motion and it passed 5-0.

Delapoer read the ordinance for a second time in title only.

MOTION: Coburn moved to adopt the ordinance. Johnson seconded. The motion passed 5-0 and was designated Ordinance No. 5851.

2015-2016 Community Development Block Grant Annual Plan.

Open: Konopa opened the public hearing at 7:26 p.m. and called for a staff report.

There was a signup sheet on the dais (see agenda file).

Planner III Anne Catlin referred to the written staff report and Draft 2015-2016 Action Plan for the City of Albany Community Development Block Grant Programs (CDBG). She reviewed citizen participation throughout the year, which included several meetings in the Sunrise neighborhood area; Community Development Commission meetings which are open to the public; and collaboration with several agencies including Community Services Consortium, Linn Benton Housing Authority, and Linn Benton Community College. She said a 30-day comment period on the Action Plan will close on April 30 and staff has received no comments to date.

Catlin said the CDBG program goals are decent housing, a suitable living environment, and expanded economic opportunities; programs and actions have been developed around the three goals. She reviewed CDBG activities from the past two years, including the Housing Rehabilitation Loan program, funding to help Albany Helping Hands acquire and rehab two transitional units, acquisition assistance to Jackson Street Youth Shelter for a new Albany shelter, replacement of a 1200-foot section of Periwinkle Path, and preliminary work on a Sunrise Park project. Microenterprise Training and Advising has assisted 16 businesses and created eight jobs, Small Business Development and Advising has assisted 28 businesses, and Small Business Grants have been awarded to three businesses and created 2.5 jobs. Public services funds were used for an infant child abuse prevention program, a Youth Build job training program, the C.H.A.N.C.E. GED program, the Center Against Rape and Domestic Violence emergency shelter and case management, the Jackson Street Youth Shelter outreach and case management, and FISH shelter and services to homeless women with children.

Catlin reviewed activities in the FY 15-16 draft plan under each of the program goals (see agenda file): Decent Housing, Housing Rehab Loans (\$61,300) and Code Compliance (\$6,000); Suitable Living Environment, Public improvements in Sunrise Park area (\$125,000); Economic Opportunities, Microenterprise Development (\$20,000) and Small Business Grants (\$24,000); and Public Services (\$56,800), continue to work with agencies including Emergency Housing Assistance, FISH Guest House, Jackson Street Albany House, CASA of Linn County, and Family Tree Relief Nursery.

Catlin said staff will incorporate any comments received at this public hearing and throughout the comment period and bring the CDBG Annual Plan back to the City Council for adoption and recommendation to HUD on May 13, 2015.

Konopa called for public testimony.

Andrea Myhre, Grants Officer at Jackson Street Youth Shelter, expressed appreciation for the support received from the CDBG program, which has allowed them to expand their services to serve more youth in Albany and Linn County. She said they are very excited to be opening the new youth shelter. She said the Greater Albany Public School District reported in 2013 that they had about 322 homeless students, 89 of whom were unaccompanied by a parent or guardian, and Linn County Juvenile Department reported 270 runaway youth. She said the activities being done through the CDGB program are very important and having an impact on local youth.

Close: Konopa closed the public hearing at 7:38 p.m.

Legislative Public Hearing

Declaring a street name change for a public street renamed by Ordinance No. 5848, in Linn County, and declaring an emergency.

Open: Konopa opened the public hearing at 7:38 p.m. and called for a staff report.

There was a signup sheet on the dais (see agenda file).

Planning Manager Bob Richardson reviewed the written staff report. Staff recommends that the City Council approve an ordinance renaming Bartley Street SE to Bartley Place SE. This matter was before

the City Council on February 25, 2015, at which time Bartley Place SE was renamed Bartley Street SE. Following that decision, staff heard concerns from affected members of the public, which caused them to rethink the matter. As a result, there is now a request to change the name back to its original name of Bartley Place.

Kopczynski asked if the renaming would cause a problem in the future when additional development occurs. Shepard said the Fire Department has decided that they can live with the name with existing and potential development.

Councilor Bill Coburn recalled that there had been an issue with the numbering. Shepard said the Fire Department agreed with the residents to keep the original numbering even though that isn't standard.

There was no public testimony.

Close: Konopa closed the public hearing at 7:42 p.m.

There was a revised ordinance regarding the public street renaming on the dais (see agenda file).

Delapoer read the ordinance for the first time in title only: AN ORDINANCE DECLARING A STREET NAME CHANGE FOR A PUBLIC STREET RENAMED BY ORDINANCE NO. 5848, IN LINN COUNTY; AND DECLARING AN EMERGENCY.

MOTION: Coburn moved to have the ordinance read a second time in title only. Kopczynski seconded the motion and it passed 5-0.

Delapoer read the ordinance a second time in title only.

MOTION: Coburn moved to adopt the ordinance and Kopczynski seconded it. The motion passed 5-0 and was designated Ordinance No. 5852.

Konopa said a legislative decision of the City Council may be appealed to the Land Use Board of Appeals by filing a Notice of Intent to Appeal no later than 21 days after the decision becomes final.

#### Continued Public Hearing

ST-16-02, Crocker Lane LID, adopting the engineering and financial investigation reports, authorizing securing easements and obtaining bids for construction.

Assistant Public Works Director/City Engineer Jeff Blaine referred to the written staff report. He explained that, following the public hearing on March 11, 2015, the parties worked to develop a funding plan which drastically reduces and in some cases eliminates the proposed assessments. This is largely due to significant contributions from Benton County; Myles Breadner, developer for the MBBH property; and Hayden Homes.

Blaine said the written staff report includes several exhibits: the March 11, 2015, staff memo containing project background and reports (Exhibit 1); responses to questions raised at the public hearing (Exhibit 2); an updated resolution forming the LID and authorizing the project (Exhibit 3); written correspondence received since the March 11, 2015, public hearing (Exhibit 4); a table showing estimated assessments (Exhibit 5); the proposed LID boundary (Exhibit 6); and the updated Financial Investigation Report (Exhibit 7).

Blaine referred to concerns previously expressed regarding development impacts on the intersection of Gibson Hill Road and Crocker Lane. He said Transportation Analyst Ron Irish said there is no safety problem at the intersection and the proposed development will not trigger the need for a signal; however, it will not take much development beyond that before improvements might be needed. With that information, Council has directed staff to consider that intersection in capital project planning and a study is proposed in the FY 15/16 budget.

Blaine said staff took from discussion at the March 11, 2015, meeting the message that residents and Council wanted to evaluate options for a reduced scope of work and to identify options for significantly reducing assessments within the LID boundary for those properties that don't currently have proposed development activities. He reviewed the identified scope reductions as detailed in the written staff report. He summarized that the proposal is to eliminate Valley View Drive from the LID, reduce the structural section on Crocker Lane, and remove storm water quality facilities if necessary and if allowed.

Blaine said consideration of alternate funding sources required the City, Benton County, and the developer to continue their partnership approach to moving the LID forward with the common goals of fully improving Crocker Lane, securing the forested area of the parcel as a Benton County park, and

minimizing the assessment for properties not currently involved in development activities. The proposed funding plan accomplishes those goals.

Blaine reviewed Exhibit 5, which lays out the full assessment and proposed assessments based on City/County/Developer participation. The proposal assumed that the assessment for lots not involved in development activities should not exceed \$1,000 per lot. The parties agreed to propose a \$400,000 fixed assessment for MBBH. Benton County agreed to contribute \$200,000 to the project; however, due to budget cycles, the City would need to cover that amount in the interim with Benton County to reimburse in the 2017-2019 biennium. There are adequate funds in the reserve line in the Transportation SDC fund to cover that cost in short term. It is proposed that the City contribute \$75,000 from the Water Capital Fund for street improvements and \$19,300 from TSDC reserves as needed. Breadner has offered to partner with Hayden Homes to cover the \$1,000 per lot for the 58 lots in the North Creek Subdivision that they bought, built, and sold. There is no obligation on them to do this but they thought it was the right thing to do for their customers, and Blaine recognized their generosity. He said that that leaves 10 parcels with a \$1,000 assessment and that there are adequate reserves available if Council chooses to participate in funding those assessments. To provide certainty, it is proposed that any cost overruns be covered by the City. Any project savings would be distributed proportionately with the exception of MBBH's participation which is fixed at \$400,000.

Blaine said staff recommends that Council approve the resolution to form the LID following the public hearing.

In response to inquiries from Coburn, Blaine further reviewed the proposed changes, the 10 properties that still have a \$1,000 assessment, and the ability of the Council to allocate additional City funds for those properties if they felt that was equitable.

In response to an inquiry from Konopa, Shepard said the four lots in the North Creek subdivisions that are not being covered by the developer were developed and sold prior to MBBH taking over the property.

Open: Konopa opened the public hearing.

There were two signup sheets on the dais (see agenda file).

Myles Breadner, 123 NW Seventh Street, Corvallis, representing MBBH Development, said he is in favor of the proposed LID. He said this is truly the way development should work, where everybody gives something and everything is fair. He is happy that the land intended to go to Benton County for a park will do so with this proposal. He expressed appreciation to Hayden Homes for their participation and he thanked City of Albany staff and Benton County staff for their work on this issue.

Konopa thanked Breadner for stepping up and helping with this resolution. She said this is the first LID process she has been involved in where the developer and builder came forward to serve their customers and be a good partner to the City. She appreciates what they did and she thinks it is a win-win for all involved.

Jeff Powers, 1340 NW Warden Circle, Corvallis, representing Benton County Natural Areas & Parks Department, recognized the gift from Breadner and expressed appreciation for the opportunity to partner with the City through this process. He said the intention is to manage the acreage as open space consistent with what has been discussed. He said the property is donated but the Benton County Commissioners have agreed to help out with a contribution from the General Fund relative to the LID.

Konopa expressed appreciation for the County's participation, noting it is another win-win situation.

Collins asked when the trail would be developed. Powers said his department would likely try to leverage the collaborative situation to get grant funding to help with the trail within a three-year timeframe.

Harry Snoek, 2654 NW Kingston Way, Albany, thanked City staff for the energy put into assisting those who bought in North Creek without knowing about the assessment.

Ron Williamson, 519 Edwards Road, Monmouth, Oregon, said he represents the Williamson Family Trust, which owns property on Crocker Lane. He came to argue against the LID primarily because of the impact it would have on existing property owners, but his concerns have been addressed. He is pleased with the proposal and hopes it goes forward.

Todd Jones, 2653 NW Kingston Way, Albany, thanked City and County staff, MBBH, and Hayden Homes for their collaboration. He said the park will be a benefit to the community and the City. He encouraged the Council to find a way to remediate the cost for the 10 lots which are still proposed to have a \$1,000 assessment.

Sean Martin, 1960 Crocker Lane NW, thanked the developer and staff for working to reduce the assessment. His property is not in LID, but he has been following this issue as a member of the community. He said it would have been helpful if the rest of the community affected by the Crocker Lane improvement had been notified. He asked when the section of Crocker Lane to the south would be improved. Shepard said development of that section would likely be driven by development proposals, or the City Council could decide that improvements are needed, but that section is not in the City's 5-year Capital Improvement Plan.

Howard Philipson, 2412 NW White Oak Avenue, said he hopes the Council approves the funding option and he asked when that decision will occur. Konopa said Council will likely make a decision after the public hearing is closed. Philipson thanked the Mayor, Council, and developers for listening and doing the right thing. He hopes the City can also find a way to help the properties that still have a \$1,000 assessment.

Brian Moran, 2422 NW White Oak Avenue, thanked the Council, staff, and MBBH for doing the hard work. He asked if there is any guarantee that the lots with the \$1,000 assessment won't end up having to pay more. Konopa said the proposal includes a provision that the City will cover any cost overruns. Moran said he would appreciate if the Council can find support for those who still have the assessment.

Bill Root, 2634 NW Valley View, expressed appreciation to Breadner, staff, and the Council. He said everyone did a great job and this is a win-win for everybody.

Close: Konopa closed the public hearing at 8:24 p.m.

Collins asked what source of funding would be used if the Council considers funding \$10,000 for the 10 lots not already covered. Shepard said there are multiple options which staff could bring back, if the Council decides to move forward.

Johnson thanked staff, Breadner, Hayden Homes and Benton County. She said it is nice to hear that things are being done because it's the right thing to do.

Kopczynski echoed Johnson's comments and thanked everyone involved for making it happen.

MOTION: Collins moved to adopt the resolution, implement assessments shown in Exhibit 5 Column D, and include an additional \$10,000 for the ten lots not already covered, and Johnson seconded it. The motion passed 5-0 and was designated Resolution No. 6407.

#### Business from the Public

Dirk Olsen, 1037 North Albany Road, said the North Albany Road project was discussed at a recent meeting of the Friends of Thornton Lake. He asked if it was true that the storm water system from that project will drain directly into Thornton Lake. Blaine explained that there will be storm water quality facilities in the form of planters and the project will treat water coming off the road being built; however, there is not enough area to treat all the water that is currently coming off the hill. Olsen said he is concerned the water won't be treated adequately before going into the lake. He said this is different from a past development application for Thornton Lake Estates, which mandated an elaborate bioswale. He asked why a bioswale couldn't be done at the church. Shepard explained that the property purchased from the church is being used for the road improvements. Blaine said the road construction permits for stormwater treatment requirements are being met. He offered to meet with Olsen to discuss his concerns.

#### Adoption of Consent Calendar

- 1) Approval of Minutes
  - a) February 23, 2015, City Council Work Session
  - b) February 25, 2015, City Council Regular Session
  - c) March 11, 2015, City Council Regular Session
- 2) Approving a liquor license for Miller DM, Inc., d/b/a First Burger, 210 First Street West
- 3) Accepting Oregon Heritage All Star grant funds from the Oregon State Historic Preservation Office  
RES. NO. 6408

MOTION: Kopczynski moved to adopt the Consent Calendar. Johnson seconded the motion and it passed 5-0.

#### Appointment

##### Appointing Jean Gritter to the Library Board

MOTION: Kopczynski moved to approve the appointment. Johnson seconded the motion and it passed 5-0.

Reports

Strategic Plan

There was a revised Page 5 of the Strategic Plan on the dais (see agenda file).

MOTION: Kopczynski moved to adopt the Strategic Plan. Collins seconded the motion and it passed 5-0.

Third Avenue bridge rehabilitation funding

Shepard referred to the staff memorandum. He said Council previously authorized staff to notify ODOT that the City intended to accept funding for the Third Avenue Bridge; however, after looking more closely at the issue, staff recommends the funding opportunity be declined. He explained that the scour identified by ODOT inspections does not appear to have increased over the last several years, that ODOT's scour risk analysis is done under an assumption that the Calapooia River is carrying a 500-year storm event with no backwater from the Willamette which staff does not believe is likely, and that it is not clear that the structure identified as being at risk from scour provides direct structural support to the bridge. ODOT will continue to inspect the bridge. If the scour speeds up or becomes an issue, the bridge will be highly ranked and likely eligible for a future funding cycle. Accepting the funds would require a City match of \$300,000 which would require pushing back several street reconstruction projects. Staff recommends that the Council move to deny the funds and allow ODOT to use those funds elsewhere.

Johnson asked if declining the funds would affect future funding. Shepard explained the ODOT bridge scoring system and said decisions are supposed to be done independently of what has happened before.

In response to a question from Olsen, Shepard said there may be situations where the Calapooia River will rise higher than the Willamette and have higher velocities; however, in our watershed, the Calapooia and Willamette Rivers generally rise and fall at the same level.

MOTION: Collins moved to turn down the funding opportunity presented by ODOT. Kopczynski seconded the motion and it passed 5-0.

BUSINESS FROM THE COUNCIL

Olsen said the Council has been generous with the City's Transportation SDC funds in recent actions. He questioned if it will be possible to be that generous to everyone who doesn't want to pay for improvements. Hare said SDCs are designed to cover costs created by growth and they are one component of the monies used to improve streets, one other component being gas tax money. Konopa asked that the list of existing waivers and remonstrance be updated and provided to Council.

Konopa advised that Senate Bill 629, the Oregon Right to Rest Act, is not moving forward. House Bill 3420, the Housing First Program, did pass committee and is going to Ways and Means. Hare said he received a call from a lobbyist for the City of Eugene; they support the bill and were unhappy Albany was not consulted before being included as one of the pilot areas. They have asked for a meeting with the City Manager and Mayor to go over the bill.

Blaine said Shepard's management team felt it was important to publicly recognize him tonight at what is to be his last Albany City council meeting. He said Shepard has served the community for over 22 years and Albany is losing a true leader. He will miss working with Shepard and he wishes him the best.

Chris Bailey said Shepard is a true leader who is willing to take the blame and hand out the praise, and he will be missed. As a gift from his staff, Shepard was presented with a framed photo of the Albany Clock Tower.

Hare said Shepard will continue to do great work for the area as the Corvallis City Manager, and he looks forward to collaborating with him in the future. He also knows that we have good staff ready to step up.

Shepard said it has been a pleasure to work with the Council, Hare, Delapoe, Public Works staff, and Community Development staff. He said the City has a fantastic staff and the Public Works and Community Development departments are in great hands. He will miss Albany but he is excited about the opportunity.

Konopa said it has been great to work with Shepard; he brought a lot of knowledge and has been a great benefit to the organization. She said Council will miss him and wishes him well. There was a round of applause in Shepard's honor.

Hare reviewed his memo regarding titled "Limitations on Operation of Medical Marijuana Facilities" (see agenda file). He said Council would have to change Ordinance 5833 to allow Rhea Graham to relocate her facility, Canna Kitchen, as she proposed. Olsen said Council has heard testimony about the medical benefits of marijuana and he thinks the ordinance is unfair. Konopa said the restrictions are intended to keep marijuana facilities 300-

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feet from neighborhoods, the same restrictions used for the adult entertainment ordinance which has been in effect for 15 years. She noted that Ordinance No. 5833 exempts Industrial zoned areas, which was added to please Canna Kitchen's current location; she would prefer to remove that exemption. Discussion followed regarding the history of discussions around this issue, state regulations on medical marijuana facilities, and potential state and local regulations on recreational marijuana facilities. Delapoe clarified that a local ordinance can be amended with four votes of Council.

NEXT MEETING DATE: Work Session: May 11, 2015, and Regular Session: May 13, 2015

ADJOURNMENT

There being no other business, the meeting was adjourned at 9:26 p.m.

Respectfully submitted,

Reviewed by,

Teresa Nix  
Administrative Assistant

Stewart Taylor  
Finance Director

CITY OF ALBANY  
CITY COUNCIL WORK SESSION  
Municipal Court Room  
Monday, May 18, 2015  
4:00 p.m.

MINUTES

CALL TO ORDER

Mayor Sharon Konopa called the meeting to order at 4:00 p.m.

ROLL CALL

Councilors present: Councilors Rich Kellum, Bill Coburn, Bessie Johnson, Ray Kopczynski, Dick Olsen, and Floyd Collins.

Councilors absent: None.

BUSINESS FROM THE PUBLIC

None.

RECESS TO EXECUTIVE SESSION TO DISCUSS CURRENT LITIGATION OR LITIGATION LIKELY TO BE FILED IN ACCORDANCE WITH ORS 192.660 (2)(h)

The Work Session recessed to Executive Session at 4:01 p.m.

RECONVENE

The Work Session reconvened at 6:37 p.m.

COUNCILOR COMMENTS

MOTION: Councilor Bessie Johnson moved to authorize the City Manager to appoint Jim Delapoer or Chris Bailey as a replacement for Mark Shepard on the negotiating team. Councilor Ray Kopczynski seconded the motion and it passed 6-0.

Councilor Bill Coburn will not attend the May 31, 2015, Budget Committee meeting, or the Council meetings and Work Sessions in June due to a scheduled surgery.

CITY MANAGER REPORT

None.

ADJOURNMENT

There being no other business, the meeting was adjourned at 6:38 p.m.

Respectfully submitted,

Reviewed by,

Allison Liesse  
Accounting Specialist

Stewart Taylor  
Finance Director



TO: Albany City Council  
VIA: Wes Hare, City Manager  
FROM: Mario Lattanzio, Chief of Police *W*  
DATE: June 16, 2015, for June 24, 2015, City Council Meeting  
SUBJECT: Limited Off-Premises Sales with Fuel Pumps, Change Ownership Liquor License Application for Ds Albany, LLC, dba 76 Food Mart, located at 3135 Santiam Highway.

Action Requested:

I recommend the Limited Off-Premises Sales with Fuel Pumps, Change Ownership Liquor License Application for Ds Albany, LLC, dba 76 Food Mart, located at 3135 Santiam Highway, be approved.

Discussion:

Daljit Singh, on behalf of Ds Albany, LLC., has applied for a Limited Off-Premises Sales with Fuel Pumps, Change Ownership, liquor license. Based on a background and criminal history investigation through Albany Police Department records, we recommend approval of this license.

Budget Impact:

None.

MSR



TO: Albany City Council  
VIA: Wes Hare, City Manager  
FROM: Mario Lattanzio, Chief of Police *ML*  
DATE: June 16, 2015, for June 24, 2015, City Council Meeting  
SUBJECT: Full On-Premises Sales, Commercial Establishment, New Outlet Liquor License Application for Azteca Real 2, LLC, dba Azteca Real Mexican Family Restaurant, located at 2987 Santiam Highway SE.

Action Requested:

I recommend the Full On-Premises Sales, Commercial Establishment, New Outlet Liquor License Application for Azteca Real 2, LLC, dba Azteca Real Mexican Family Restaurant, located at 2987 Santiam Highway SE, be approved.

Discussion:

Xochitl Garcia-Garcia and Rigoberto Gazga-Garcia, on behalf of Azteca Real 2, LLC., has applied for a Full On-Premises Sales, Commercial Establishment, New Outlet, liquor license. Based on a background and criminal history investigation through Albany Police Department records, the applicants have no criminal record.

Budget Impact:

None.

MSR



TO: Albany City Council  
 VIA: Stewart Taylor, Finance Director  
 FROM: Kandice Easdale, Parks & Recreation Clerk II  
 DATE: June 17, 2015, for the June 24, 2015 City Council Meeting  
 SUBJECT: Annual Liquor License Renewals  
 RELATES TO STRATEGIC PLAN THEME: ● A Safe City

Action Requested:

Council approval for these annual liquor license renewals

Discussion:

Following is a list of businesses that have submitted an application for liquor license renewal. These businesses have paid their fees.

Cooper's	CBW Food Company LLC	1917 Pacific Blvd. SE
Fastbreak Market	Fast Break Mart LLC	1203 Century Dr. NE
Four Seasons Growler	Sammy Enterprises II Inc	2195 14 <sup>th</sup> Ave SE Suite C
Frankie's	Babuji Rama LLC	641 NW Hickory St. #160
Front Street Bar & Grill	Boaby's Corporation	2300 Front St N
Geary Street Market	Jeffery Song	2805 Geary St. SE
Ginza Japanese Restaurant	Yi, Andrew	2218 Santiam Hwy SE
GPS Market	Surinder Kaur	1655 Queen Ave SW
Grocery Outlet of Albany	Grocery Outlet Inc	1950 14 <sup>th</sup> Ave SE
JP's Restaurant & Lounge	Litefoot Inc	220 2 <sup>nd</sup> Ave SW
Loafer's	Loafer's Inc	222 Washington St SW
Mexico Lindo II	Mexico Lindo II Inc	637 Hickory St #130
No Baloney	EM BX2 LLC	2250 14 <sup>th</sup> Ave SE Suite D
No Baloney	EM BX2 LLC	2250 14 <sup>th</sup> Ave SE Suite D
Novak's Hungarian Restaurant	Novak's Hungarian Restaurant Inc	2306 Heritage Way SE
Pix Theatre	Movie Geek Enterprises LLC	321 2 <sup>nd</sup> Ave SW
Riley's Billards Bar & Grill	Relf x 2 Enterprises LLC	124 Broadalbin St SW
S & S Easy Mart	TID LLC	3135 Santiam Hwy
Sam City	VVK Inc	2180 Pacific Blvd SE
The Growler Garage & Tap House	The Growler Garage and Tap House LLC	229 3 <sup>rd</sup> Ave SW
Village Blossom's & Gifts	Village Blossoms & Gifts LLC	629 Hickory St NW #160
Wine World	Total Image LLC	1435 SE Madison

Budget Impact:

Revenue of \$770.

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