RESOLUTION NO. 6010

A RESOLUTION OF THE CITY OF ALBANY, OREGON RESCINDING RESOLUTION 3402 ESTABLISHING PROCEDURES FOR THE BILLING OF SPECIAL ASSESSMENTS AND PROVIDING FOR THE NOTIFICATION AND COLLECTION OF DELINQUENT ASSESSMENT ACCOUNTS.

WHEREAS, the City of Albany has approximately 380 active assessment accounts in which the property owners requested to make installment payments for public improvements that directly benefited their property; and

WHEREAS, the City Council levied the assessments under authority of ORS Sections 223.205 – 223.950, Financing Local Improvements, also referred to as the Bancroft Bonding Act; and

WHEREAS, there are thirty-five assessments held by twelve different property owners that have not had a payment made in over a year and some have not had a payment made in over ten years; and

WHEREAS, the current procedures for pursuing payment of delinquent accounts were adopted by the City Council on August 24, 1994, by Resolution No. 3402 and the procedures are cumbersome and outdated; and

WHEREAS, the City desires to follow the procedures set forth in ORS Section 223.270, Procedure for collection on default.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALBANY, OREGON, as follows:

Section 1. Resolution 3402 is hereby rescinded.

Section 2. The City Council expresses its intent to follow the procedure for notification and collection of delinquent assessment accounts as set forth in ORS Section 223.270, Procedure for collection on default.

This Resolution shall take effect immediately upon its adoption by the City Council and execution by the Mayor.

DATED AND EFFECTIVE THIS 8TH DAY OF JUNE, 2011.

Mayor

ATTEST:

City Clerk