

RESOLUTION NO. 40-2010

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, TO ESTABLISHING A DISCOUNT PROGRAM FOR THE NE SEWER EXTENSION PROJECT.

WHEREAS, the City will establish a reimbursement district based on the actual cost of design, right-of-way acquisition, and construction of the NE Sewer Extension Project; and

WHEREAS, the City wishes to encourage property owners to connect to sewer in the NE Sewer Extension Project Area expeditiously; and

WHEREAS, the City has received excellent financing terms for most project costs, including loan forgiveness of a substantial portion of total project costs; and

WHEREAS, the loan forgiveness will be equal to slightly less than half of the total project cost and the City intends to make all of that value available to properties that connect within five years; and

WHEREAS, there are twelve properties in the project area that were annexed in 1993 with the expectation that sanitary sewer would be made available; and

WHEREAS, properties in the project area that were not incorporated in 2006 at the time of the creation of the North Clackamas Revitalization Area that connect to the City sewer system will each receive a project cost discount of \$3,450, funded by the NCRA; and

WHEREAS, the City does not wish for those properties not in the NCRA to be disadvantaged in comparison to NCRA properties; and

WHEREAS, the City has some flexibility as to how it accounts for the loan forgiveness that will be received;

NOW, THEREFORE, BE IT RESOLVED that the City shall provide a "limited discount" of Three Thousand, Four Hundred and Fifty dollars (\$3,450) from the calculated reimbursement district cost share for those properties served by the NE Sewer Extension project that were within the City's corporate city limits prior to January 1, 1994. The discount shall be applied to a maximum of one connection per lot.

BE IT FURTHER RESOLVED that the City shall provide a "general discount" to all properties in the project area that annex to the city and connect to the City sewer system, apportioning the remaining value of project loan forgiveness, net of discounts described above. The general discount shall be applied to each project cost share, prior to the application of any other discounts, in proportion to their cost share.

BE IT FURTHER RESOLVED that all discounts available under this Resolution to those who annex to the City and connect to City sewer will be reduced by 25% from their original value on January 1, 2013; all discounts available under this Resolution shall be further reduced to one-half (50%) of their original value on January 1, 2016; all discounts available under this Resolution shall be further reduced to one-quarter (25%) of their original value on January 1, 2021.

BE IT FURTHER RESOLVED that any property that is within City corporate limits as of January 1, 2013 shall be eligible for the "general discount" at the time of connection.

BE IT FURTHER RESOLVED that the City Council may modify, adjust, or terminate this program in the future.

Introduced and adopted by the City Council on May 18, 2010.

This resolution is effective on May 19, 2010.



Jeremy Ferguson, Mayor

ATTEST:

APPROVED AS TO FORM:
Jordan Schrader Ramis PC



Pat DuVal, City Recorder



City Attorney