



Staff Report

PUBLIC HEARING TO CONSIDER ADOPTION OF A RESOLUTION ACCEPTING THE REPORT OF SEWER SERVICE CHARGES FOR FISCAL YEAR 2008-2009, AND DIRECTING THE FILING OF CHARGES FOR COLLECTION BY THE COUNTY AUDITOR

Honorable Mayor and Members of the City Council:

Summary

At the close of the public hearing, and after consideration of testimony given, it is recommended that the City Council adopt a resolution approving the City's sewer charge report and authorizing the County of San Mateo to collect the charge for Fiscal Year 2008-09.

Background

On May 13th, Council held a protest hearing in compliance with the requirements of Proposition 218. At the conclusion of that meeting, Council adopted new sewer rates. Based on those rates, the City's consultant team prepared a report on the amount to be charged for each parcel subject to the charge for Fiscal Year 2008-09. Tonight's action will be the final step in the implementation of those rates for Fiscal Year 2008-09.

Discussion

The City collects its sewer charges on the County tax roll. This approach requires the City to comply with Section 21-71 of the Belmont Municipal Code and Section 5473 of the California Health & Safety Code. Pursuant to those sections, the City Council must hold a public hearing before approving the rate report for the fiscal year and directing that the charges be submitted to the County for collection. At the conclusion of the public hearing, Council is requested to confirm and approve the report as submitted. That report can be viewed on the City's website at [www.belmont.gov/Hot Topics/Sewer and NPDES Estimates for FY0809](http://www.belmont.gov/Hot_Topics/Sewer_and_NPDES_Estimates_for_FY0809).

Upon adoption of the attached resolution, the Finance Director will be authorized to transmit the report to the County Auditor and file the necessary documents with the Auditor to insure that the fees will be included on the County Tax Roll for Tax Year 2008-09.

General Plan/Vision Statement

The City's Vision Statement includes "*Our actions today preserve and enhance Belmont's beauty to make it even lovelier for our grandchildren*", "*Belmont is a wonderfully safe and supportive place to raise a family*" and "*Our economy prospers with a mix of attractive, successful businesses that fit with our community character*".

Fiscal Impact

NBS has completed extending the sewer service charges to each parcel. The total amount transmitted to the County Auditor for inclusion on the FY 2008-09 Tax Roll is \$5,830,649.

Public Contact

The public hearing was legally noticed.

Recommendation

Adopt resolution accepting the report of sewer service charges for Fiscal Year 2008-2009 and direct the filing of charges for collection by the County Auditor.

Alternatives

1. With direction, refer to staff for further consideration.

Attachments

1. Resolution Accepting the Report of Sewer Service Charges for Fiscal Year 2008-2009, and Directing the Filing of Charges for Collection by the County Auditor

Respectfully submitted,

Thomas Fil
Finance Director

Jack R. Crist
City Manager

Staff Contact:

Thomas Fil, Finance Director
(650) 595-7435
tfil@belmont.gov

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELMONT ACCEPTING THE REPORT OF SEWER SERVICE CHARGES FOR FISCAL YEAR 2008-2009, AND DIRECTING THE FILING OF CHARGES FOR COLLECTION BY THE COUNTY AUDITOR

WHEREAS, pursuant to Section 21-71 of the Belmont Municipal Code and Section 5473 of the California Health & Safety Code, the City Council has received a report of sewer charges for Fiscal Year 2008-09, computed in conformity with the City’s schedule of sewer charges (which Report has been on file in the Office of the City Clerk and available for public inspection and is incorporated herein by reference); and,

WHEREAS, on July 8, 2008, following the publication of notice as required by law, the City Council held a full and fair public hearing with respect to the Report, and at such hearing the City Council heard and considered all protests and objections to the Report; and,

WHEREAS, the City Council desires to approve the Report and to submit the charges described therein to the San Mateo County Auditor for collection on the 2008-09 tax roll and for the next 20 years until fiscal year 2028-2029.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby overrules all protests and objections to the Report and confirms and approves the Report, and each charge described therein, as submitted, and,

BE IT FURTHER RESOLVED that the Finance Director is hereby instructed and authorized to transmit the Report to the County Auditor and to file the necessary documents with the Auditor to ensure that said charges will be included on the County Tax Roll for Tax Year 2008-09.

* * * * *

I hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the City Council of the City of Belmont at a regular meeting thereof held on July 8, 2008 by the following vote:

AYES, COUNCILMEMBERS: _____

NOES, COUNCILMEMBERS: _____

ABSTAIN, COUNCILMEMBERS: _____

ABSENT, COUNCILMEMBERS: _____

CLERK of the City of Belmont

APPROVED:

MAYOR of the City of Belmont