CITY COUNCIL MEETING

COUNCIL CHAMBERS, 33 SOUTH MAIN STREET, COLFAX, CA

MAYOR KIM DOUGLASS • MAYOR PRO-TEM TOM PARNHAM
COUNCILMEMBERS • KEN DELFINO • STEVE HARVEY • TONY HESCH

REGULAR MEETING AGENDA
June 10, 2015
Regular Session begins at 7:00 PM

1) CONVENE OPEN SESSION

1A. **Pledge of Allegiance**

1B. **Roll Call**

1C. **Approval of Agenda Order**
This is the time for changes to the agenda to be considered including removal, postponement, or change to the agenda sequence.
RECOMMENDED ACTION: By motion, accept the agenda as presented or amended.

2) CONSENT CALENDAR

RECOMMENDED ACTION: Approve Consent Calendar

All matters listed under the Consent Agenda are considered routine in nature and will be approved by one blanket motion with a roll call vote. There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Agenda for discussion and separate action. Any items removed will be considered after the motion to approve the Consent Agenda. If you wish to have an item pulled from the Consent Agenda for discussion, please notify the City staff.

2A. **Minutes City Council Meeting of May 27, 2015**
Recommendation: Approve the Minutes of the Regular Meeting of May 27, 2015.

2B. **Delinquent Garbage Collection:** Confirming the Report of Delinquent Waste Collection Accounts and Placing Liens on Said Properties and Special Assessments upon Property Taxes Pursuant to City of Colfax Municipal Code Section 8.20.130.
Recommendation: Adopt Resolution No. 21-2015

3) COUNCIL, STAFF AND OTHER REPORTS

The purpose of these reports is to provide information to the Council and public on projects, programs, and issues discussed at committee meetings and other items of Colfax related information. No decisions will be made on these issues. If a member of the Council prefers formal action be taken on any committee reports or other information, the issue will be placed on a future Council meeting agenda.

3A. **Committee Reports and Colfax Informational Items - All Councilmembers**

3B. **City Operations Update – City staff**

3C. **Additional Reports – Agency partners**

4) PUBLIC COMMENT

Members of the audience are permitted to address the Council on matters of concern to the public within the subject jurisdiction of the City Council that are not listed on this agenda. Please make your comments as brief as possible. Comments should not exceed three (3) minutes in length. The Council cannot act on items not included on this agenda; however, if action is required it will be referred to staff.

5) PUBLIC HEARINGS

NOTICE TO THE PUBLIC: City Council will take the following actions when considering a matter scheduled for hearing:

1. Open the public hearing
2. Presentation by staff
3. Council comments and questions
4. Accept public testimony
5. Council comments and questions
6. Close public hearing. (No public comment is taken after the hearing is closed.)
7. City Council action

Public hearings that are continued will be announced. The continued public hearing will be listed on a subsequent Council Meeting Agenda and posting of that agenda will serve as notice.

The City Council encourages the participation of the public. To ensure the expression of all points of view, and to maintain the efficient conduct of the City's business, members of the public who wish to address the Council shall do so in an orderly manner. The audience is asked to refrain from positive or negative actions such as yelling, clapping or jeering that may intimidate other members of the public from speaking. Members of the public wishing to speak may request recognition from the presiding officer by raising his or her hand, and stepping to the podium when requested to do so.

5A. **Second Reading of Ordinance No. 526: An Ordinance Of The City Of Colfax Authorizing Collection Of Delinquent Sewer Service Charges On The Placer County Secured and Unsecured Tax Roll For Fiscal Year 2015-2016 delinquent sewer charges and Consideration of Adoption of Resolution No. 22-2015: Requesting Collection Of Sewer Service Charges On The Placer County Tax Roll For Tax Year 2015-2016.**

Staff Presentation: Laurie Van Groningen, Finance Director

Recommended Action: Consider Public and Staff Comments and Adopt Ordinance No. 526 and Waive Reading of the Entire Ordinance and Read by Title Only; to become effective in 30 days and Adopt Resolution No. 22-2015.

6) COUNCIL BUSINESS

6A. **Review of Adopted Budget 2015-2016**

STAFF PRESENTATION: Mark Miller, City Manager and Laurie Van Groningen, Finance Director

RECOMMENDATIONS: Adopt Resolution 23-2015 accepting amendments to Adopted Budget.

6B. **Sewer Service Fees for Fiscal Year 2015-2016**

STAFF PRESENTATION: Mark Miller, City Manager and Laurie Van Groningen, Finance Director

RECOMMENDATIONS: Accept and File Sewer Service Fees for Fiscal Year 2015-2016.

7) ADJOURNMENT

IN WITNESS THEREOF, I have hereunto set my hand and posted this agenda
at Colfax City Hall and Colfax Post Office.

Lorraine Cassidy, City Clerk

Administrative Remedies must be exhausted prior to action being initiated in a court of law. If you challenge City Council action in court, you may be limited to raising only those issues you or someone else raised at a public hearing described in this notice/agenda, or in written correspondence delivered to the City Clerk of the City of Colfax at, or prior to, said public hearing.

City of Colfax
City Council Minutes
Regular Meeting of Wednesday, May 27, 2015
City Hall Council Chambers
33 S. Main Street, Colfax CA

1 CALL REGULAR MEETING TO ORDER

The Regular Council Meeting was called to order at 7:00 PM by Mayor Douglass.

1A. **The Pledge of Allegiance** was led by Officer Chris Nave of the California Highway Patrol.

1B. **Roll Call:**
Councilmembers present: Delfino, Douglass, Harvey, and Parnham
Councilmembers absent: Hesch

1C. **Approval of Agenda:**
On a motion by Councilmember Delfino, seconded by Councilmember Parnham, the City Council approved the agenda.
AYES: Delfino, Douglass, Harvey, Parnham
NOES: None
ABSENT: Hesch

2 ACTION ITEMS

2A. **Reject all bids for the Grass Valley Street Utility Undergrounding Project and cancel project**
STAFF PRESENTATION: Jim Fletter, Assistant City Engineer
RECOMMENDATION: 1) Adopt Resolution 18-2015 Rejecting all bids for the Grass Valley Street Utility Undergrounding Project No. 14-01 and authorize the City Clerk to return bid securities to bidders; 2) Receive accounting of funds expended to date on the project.

Assistant City Engineer Fletter explained that the City received good construction bids for the Utility Undergrounding Project. After bids were opened, PG&E revised their cost estimate to a final budget. Wave Cable and Verizon had originally agreed to be part of the project, but when the final costs were given, both declined to support the project. If the Project is built without Wave Cable and Verizon, the City would expend $100,000. Staff recommends canceling the project at this time due to the high expense. Council asked if the design was completed without approval of all of the utilities and if the $35,000 investment in design will be recouped in the future should the project be approved at a later date. City Manager Miller replied that the utilities had given approval of the design but do not want to pay the costs of the trench. The project is fully designed so the plans can be used at a future date. There were no comments from the public.

On a motion by Councilmember Delfino, seconded by Mayor Pro Tem Parnham the City Council adopted Resolution 18-2015 rejecting all bids for the Grass Valley Street Utility Undergrounding Project.
AYES: Delfino, Douglass, Harvey, Parnham
NOES: None
ABSENT: Hesch

2B. **Reject bid and authorize staff to re-bid, for the UPRR Ped Xing and Bike Path Improvement Project, Federal Project No. STPL – 5187(007)**
STAFF PRESENTATION: Jim Fletter, Assistant City Engineer
RECOMMENDATION: 1) Reject the bid received for the UPRR Ped Xing and Bike Path Improvement Project No. 12-01.02; 2) authorize the City Clerk to return the bid security; and 3) authorize staff to re-advertise for bids.

Assistant City Engineer Jim Fletter stated that only one bid came in for the project at $346,000, about $100,000 higher than the engineer's estimate of $210,000. He subsequently received information from contractors that they would enter a bid if the City re-advertised for bids. Council discussed the item, expressing consternation that the project has been in the planning phase for several years and concern that only one company put in a bid. City Engineer Alan Mitchell explained that the project is complicated. Environmental and safety requirements from the Railroad, the State and the Federal government have all created delays. Some companies did not bid for the project due to the high cost of obtaining insurance for a project involving railroad property. City Manager Miller stated that the Union Pacific Railroad has a source of pooled insurance which will lower the cost for potential bidders. The engineers asserted that new bids could be opened within twenty-one days. Members of the public inquired how this has impacted the City budget and if the potential Quiet Zone has been affected. The project is funded through grants not by general City funds and the Quiet Zone is still possible

On a motion by Councilmember Delfino, seconded by Mayor Pro Tem Parnham the City Council rejected the bid and authorized staff to re-bid the UPRR Ped Xing and Bike Path Improvement Project, Federal Project No. STPL_5187(007)

AYES: Delfino, Douglass, Harvey, Parnham
NOES: None
ABSENT: Hesch

3 **CONSENT CALENDAR**

3A. **Minutes City Council Meeting of May 13, 2015**
Recommendation: Approve the Minutes of the Regular Meeting of May 13, 2015.

On a motion by Mayor Pro Tem Parnham, seconded by Councilmember Delfino, the City Council approved the Consent Calendar.

AYES: Delfino, Douglass, Harvey, Parnham
NOES: None
ABSENT: Hesch

4 COUNCIL, STAFF AND OTHER REPORTS

4A. **Committee Reports and Informational Items – All Council Members**

Mayor Douglass

- Project Go is considering purchasing 70 copies of HMIS software to create a common database for the local agencies which offer services to the homeless. Over 200 agencies and organizations provide services and there is currently no method of communicating among them.

Councilmember Harvey

- Commented that with the Wastewater Treatment Plant configured for maintenance and low flow, it would be an ideal time to hire a new operator. He inquired when Staff would begin the recruitment for the new operator. City Manager Miller responded that the current contractor is over budget but cost effective. The Public Works Department employees have passed Operator 1 and Operator 2 certificates, respectively. Staff will begin the recruitment process soon.

Councilmember Parnham

- Attended the Mosquito Abatement meeting with nothing to report pertaining to Colfax.
- The Memorial Day Service held at the Cemetery was a nice event.

Councilmember Delfino

- WACMAC was cancelled so there is nothing to report.

4B. **Operations Updates – City Staff**

City Manager Miller

- As a result of the abatement letter sent earlier this year, the owners of the Historic Hotel have contacted us and the Hotel is back on the market. The City will continue the abatement process.
- The Dollar General construction contractor purchased his business license this week. There is no date set for the start of construction but the project is moving forward.
- A flyer for the Placer County Agricultural Tour has been placed in Council's boxes – it is usually an interesting and worthwhile event.
- The Wastewater Treatment Plant is producing very clear water and pond 2 will be cleaned during the reconfiguration of the plant for the summer.
- The Sierra Vista Community Center will be hosting the second annual Chocolate, Wine, and Art Indulgence on June 27th.
- On June 2nd, Placer County will host a Travel and Leisure Symposium from 11:00AM-2:00PM.

4C. **Additional Reports – Agency Partners**

Chris Nave, California Highway Patrol (CHP) Public Information Officer

- Memorial Day weekend was busy for CHP with several DUI arrest and accidents.
- A Bike Rodeo will be held on May 29th at the Alta/Dutch Flat School from 12:00-2:30PM. About 80 children will participate.
- CHP is promoting the Sober Grad Night at the Sierra Vista Community Center.
- CHP is planning to hold Coffee-with-a-Cop events at Starbucks soon. He will inform Council when details are available.

Mayor Pro Tem Parnham asked if the increase of wrong-way drivers on the freeway were a result of confusion due to road construction. Officer Nave replied that the statistics show that 61% are a result of DUI and most of the remainder are disoriented Senior Citizens – there is no proven correlation between wrong-way drivers and road construction.

Frank Klein, Colfax Chamber of Commerce President

- The next Chamber Mixer will be at Sierra Self Storage on June 25th from 5:30PM-7:30PM.
- The Chamber is working on the July 3 application and may possibly have a fundraising event on June 13th.

5 PUBLIC COMMENT

Melba Delfino, 999 Pine Street:

- Kiwanis will once again hold a Little Patriots Parade on July 3rd at 11:30AM. Usually 12-25 children participate in the parade.
- She inquired how the recruitment for the office administrative assistant position was going.

Jeannie Claxton, 285 Alpine Way:

- Suggested that Council and the Chamber work together to create a list of businesses which could be given to passengers waiting for the train in order to draw people across the tracks and into downtown businesses.
- She also suggested that the City encourage the organizers of the Century Bike ride to route the ride through Colfax.

Tim Ryan, 300 S Main Street:

- He was impressed with the potential City Hall makeover and encouraged Council to improve the building's façade to continue the momentum from the workshop.
- Commented that the flags flying in downtown on Memorial Day looked great.

6 PUBLIC HEARING

6A. **Introduction and First Reading of Ordinance No. 526: An Ordinance Of The City Of Colfax Authorizing Collection Of Delinquent Sewer Service Charges On The Placer County Secured Tax Roll For Fiscal Year 2015-2016**
STAFF PRESENTATION: Laurie Van Groningen, Finance Director
RECOMMENDED ACTION: Introduce the proposed Ordinance by title only, conduct a Public Hearing and thereafter by Motion waive the first reading and Continue for Second Reading and Adoption at the June 10th Regularly Scheduled Council Meeting to be effective 30 days thereafter.

City Manager Miller stated that the hearing for delinquent Recology accounts was held at City Hall during regular business hours. No one came to speak at the hearing.

Finance Director Laurie Van Groningen stated that this hearing is part of the normal annual process established to place delinquent sewer accounts on the property tax rolls. The hearing has been properly noticed and property owners have been notified by mail. Councilmember Harvey asked why some of the delinquent accounts were unsecured. City Attorney Cabral explained that these accounts were for the buildings on railroad land. There is a different process to place these on the tax rolls.

On a motion by Councilmember Delfino, seconded by Mayor Pro Tem Parnham the City Council approved the Introduction and First Reading of Ordinance No. 526 by title only and continued the Hearing for the Second Reading at the June 10, 2015 Regularly Scheduled Meeting.

AYES: Delfino, Douglass, Harvey, Parnham
NOES: None
ABSENT: Hesch

7 COUNCIL BUSINESS

7A. **Animal Control Contract Renewal**
STAFF PRESENTATION: Mark Miller, City Manager
RECOMMENDATION: Approve and Adopt Resolution 20-2015: Authorizing the City Manager to execute an agreement with Placer County Department of Health and Human Services for Animal Control and Care Services from July 1, 2015-June 30, 2017.

City Manager Miller stated that the City has contracted with Placer County for Animal Control services for many years. The County provides a variety of services, dealing with encroachments of wild animals and barking dogs. The County also houses animals that are displaced due to disasters. The price has been reduced slightly from last year's contract. He gave each Councilmember a packet of statistics regarding animal control. Councilmember Delfino expressed concern that the wording of the contract for the second year allowed for an adjustment in price without giving a definite amount. City Manager Miller explained that adjustments are generally due to salary changes and none are anticipated soon. The contract can be canceled at any time with thirty days' notice.

On a motion by Mayor Pro Tem Parnham, seconded by Mayor Douglass the City Council adopted Resolution 20-2015.

AYES: Douglass, Parnham
NOES: Delfino
ABSTAIN: Harvey
ABSENT: Hesch

Councilmember Delfino thanked City Manager Miller for providing the detail statistics for Council.

7B. **Greater Sacramento Area Economic Council**
STAFF PRESENTATION: Mark Miller, City Manager
RECOMMENDATION: Discuss the benefits and costs of becoming a member community of the Greater Sacramento Economic Council and direct Staff accordingly.

City Manager Miller stated that this is brought before Council at the request of the organization. He is not advocating that the City become a member of the Economic Council at the cost of $800/year. Council agreed that the City should decline the offer to join.

8 ADJOURNMENT

Councilmember Delfino moved and Mayor Pro Tem Parnham seconded the motion to adjourn the meeting. Mayor Douglass adjourned the meeting at 8:21 PM.

Respectfully submitted to City Council this 10th day of June 2015.

Lorraine Cassidy

City Clerk

STAFF REPORT TO THE COLFAX CITY COUNCIL

FOR THE JUNE 10, 2015 COUNCIL MEETING

FROM: Mark Miller, City Manager

PREPARED BY: Laurie Van Groningen, Finance Director

DATE: June 4, 2015

SUBJECT: **Delinquent Garbage Collection:** Confirming the Report Of Delinquent Waste Collection Accounts And Placing Liens On Said Properties And Special Assessments Upon Property Taxes Pursuant To City Of Colfax Municipal Code Section 8.20.130.

X	N/A		FUNDED		UN-FUNDED	AMOUNT:	FROM FUND:

RECOMMENDED ACTION: Adopt Resolution 21-2015.

SUMMARY:
Required approvals and documentation for annual process of placing liens upon property taxes for delinquent waste collections accounts.

FISCAL IMPACT:
The recommended action does not expose the City to liability to Recology. Amounts collected by the County and remitted to the City will be paid to Recology to satisfy the amounts owed. The City does not become liable to remit any funds to Recology until the County disburses collected funds to the City.

BACKGROUND AND ANALYSIS:
Subscription to and payment for refuse collection service in Colfax is mandatory. The Council adopted Ordinance 517 amending Colfax Municipal Code (the "Code") Section 8.20.130 to allow delinquent accounts for refuse service to be collected on the County tax rolls at the same time as ad valorem property taxes.

There are approximately 23 delinquent accounts that remain unpaid. A written report containing a description of each parcel of real property for which there is a delinquent refuse service charge and the amount of each charge has been prepared and filed with the City Clerk in accordance with the Code and is attached.

On May 27, 2015, the City held a hearing to consider all protests or objections to the written report. The owner of each property listed in the report was provided at least 10 days written notice (copy of letter sent by Recology attached to this report) of the date, time and place of the hearing. Having conducted the required hearing, staff recommends that the Council adopt the written report as presented.
If the Council confirms the report as recommended, the City Clerk will file it with the County Auditor-Controller and the charges reflected in the final report will be collected at the same time as ad valorem property taxes. This will include collection of City administrative charges and a rate of 1% payable to the County to offset the cost of their administrative services.

ATTACHMENTS:
1. Resolution 21-2015
2. City of Colfax – Recology Garbage liens 2015
3. Copy of Recology letter providing notice of hearing

City of Colfax
City Council

Resolution № 21-2015

CONFIRMING THE REPORT OF DELINQUENT WASTE COLLECTION ACCOUNTS AND PLACING LIENS ON SAID PROPERTIES AND SPECIAL ASSESSMENTS UPON PROPERTY TAXES PURSUANT TO CITY OF COLFAX MUNICIPAL CODE SECTION 8.20.130.

WHEREAS, pursuant to Colfax Municipal Code Title 8, Chapter 8.20, subscription to, and payment for, Waste Collection Service for all occupied properties in the City of Colfax is mandatory; and

WHEREAS, pursuant to the provisions of the Colfax Municipal Code, each owner of property for which there is a delinquency in payment for refuse collection services has been notified in writing of their obligation to subscribe to waste collection services and make payment for that service; and

WHEREAS, said property owners have been notified in writing of the commencement of lien proceedings; and

WHEREAS, Waste Collection Service has been provided by Recology Auburn Placer to all properties described in the report attached hereto as Exhibit "A" and each of said properties remains delinquent in the payment for waste collection services in the amounts reflected in Exhibit A; and

WHEREAS, said property owners have failed to make payments for sixty days or more for waste collection services as required; and

WHEREAS, the City and Recology Auburn Placer have incurred collection and delinquency costs on the above described delinquent properties; and

WHEREAS, City staff has established an administrative charge of $40 per parcel for processing the delinquent accounts and recording the assessment lien; and

WHEREAS, the City has, on May 27, 2015, held a duly noticed public hearing and afforded each delinquent property owner identified on Exhibit A to this Resolution the right to object to and protest the assessment lien for delinquent collection charges and administrative fees; and

WHEREAS, the City Council has reviewed, considered, revised and corrected the delinquent accounts report as it deems just.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Colfax as follows:

1. The City Council hereby confirms the report of delinquent accounts attached as Exhibit A hereto and made a part hereof and hereby places a lien and levies a special assessment against said properties in the amounts described.

2. The City Clerk is hereby authorized to record a certified copy of the confirmed report with the Placer County Recorder. Exhibit A may be amended to delete or reduce any enumerated refuse collection service charges and administrative costs paid before the special assessments authorized by this Resolution are forwarded to the Placer County Recorder.

3. The City Clerk is hereby directed to deliver a copy of this Resolution to the Placer County Auditor-Controller who is authorized to cause the above amounts to be collected in the manner provided by law for the collection of ad valorem taxes and special assessments.

4. The Auditor-Controller of Placer County is requested to attach for collection on the County tax rolls those taxes, assessments, fees and/or charges listed on Exhibit A attached hereto.

5. The City warrants and represents that the taxes, assessments, fees and/or charges imposed by the City and being requested to be collected by Placer County comply with all requirements of state law, including but not limited to Articles XIIIC and XIIID of the California Constitution (Proposition 218).

6. The City releases and discharges County, and its officers, agents and employees from any and all claims, demands, liabilities, costs and expenses, damages, causes of action, and judgments, in any manner arising out of the collection by County on the property tax roll of any taxes, assessments, fees and/or charges on behalf of City.

7. In consideration for the County's collection of the charges through the County's property tax roll, the City agrees to and shall defend, indemnify and hold harmless the County, its officers, agents and employees (the "Indemnified Parties") from any and all claims, demands, liabilities, costs and expenses, damages, causes of action, and judgments, in any manner arising out of the collection by County of any of City's said taxes, assessments, fees and/or charges requested to be collected by County for the City, or in any manner arising out of City's establishment and imposition of said taxes, assessments, fees and/or charges. City agrees that, in the event a judgment is entered in a court of law against any of the Indemnified Parties as a result of the collection of one of City's taxes, assessments, fees and/or charges, the County may offset the amount of the judgment from any other monies collected by County on behalf of City, including property taxes.

8. The City agrees that its officers, agents and employees will cooperate with the County by responding to all inquiries referred to City by County from any person concerning the City's taxes, assessments, fees and/or charges, and that City will not refer such persons to County officers and employees for response.

9. The City agrees to pay the County for the reasonable and ordinary charges to recoup its costs of placement and collection on the tax rolls at the agreed upon rate of 1% of the taxes, assessments, fees and/or charges, as provided by Government Code sections 29304 and 51800.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Colfax held on the 10th day of June, 2015 by the following vote on roll call:

AYES:
NOES:
ABSTAIN:
ABSENT:

_____
Kim A. Douglass, Mayor

ATTEST:

_____
Lorraine Cassidy, City Clerk

City of Colfax

Recology - Delinquent Garbage Service Charges

Report Date: May 01, 2015

The attached report includes all delinquent garbage balances as of May 01, 2015 by individual account.

1. **Delinquent balances that remain unpaid as of the County filing deadline of July 24, 2015 will be placed on the tax rolls for 2015-16**

2. **Applicable interest, penalty, and administrative fees will be added to the account balance before transfer to the County.**

Colfax Liens

	Acct #	Parcel #	Address	Owner	Owner Mailing Address	Dates of Service	Lien Amount
R	1567981	101-200-028-000	247 Canyon Creek Cir	Arnold, Kenneth & Rose	247 Canyon Creek Cir Colfax CA 95713	7/1/14 - 6/30/15	$313.57
R	1568435	101-200-044-000	300 Canyon Creek Cir	Keane, Lisette A	300 Canyon Creek Cir Colfax CA 95713	7/1/14 - 6/30/15	$303.08
	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
R	1567940	006-076-018-000	120 E Church St	Tilitson, Larry	18850 Applegate Rd Colfax CA 95713	7/1/14 - 6/30/15	$286.28
R	1571058	006-074-009-000	121 E Marvin St	Ohnmacht, Rob	6021 Virginia Dr Auburn CA 95603	7/1/14 - 6/30/15	$286.28
	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
R	1569904	100-270-024-000	210 Foster Rd	Barnard, Michael	210 Foster Rd Colfax CA 95713	7/1/14 - 6/30/15	$286.28
	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
	1569144	101-010-044-000	1149 Hwy 174	Borow, Patrick & Jerri	4480 Miler Oak Dr Auburn CA 95602	7/1/14 - 6/30/15	$208.79
	1715572	006-112-064-000	255 Jeffery Pl	Bicking IV, Charles	14685 Pammy Way Grass Valley CA 95949	7/1/14 - 6/30/15	$361.73
	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
R	1567320	006-072-004-000	33 N Auburn St	Roberts, Benjamin & Christina	33 N Auburn St Colfax CA 95713	7/1/14 - 6/30/15	$286.28
	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
	1571959	006-010-046-000	108 Oak Hill Dr	Schwartz, Cynthia & Kristy	PO Box 218 Colfax CA 95713	7/1/14 - 6/30/15	$209.71
	1571140	100-250-030-000	1386 Oak Ridge Dr	Oak Ridge at Sherwood HOA		7/1/14 - 6/30/15	$139.24
R	1571439	006-112-063-000	155 Pine St	Smith, Vicki	155 Pine St Colfax CA 95713	7/1/14 - 6/30/15	$354.65
	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
R	1577543	006-080-042-000	230 Rising Sun Rd	Holderfield, Kelly	PO Box 1989 Colfax CA 95713	7/1/14 - 6/30/15	$312.99
	1682285	006-074-008-000	2 S Auburn St	Goza, Larry Keith		7/1/14 - 6/30/15	$281.39
	1739044	006-143-005-000	308 S Auburn St	Sporty Dog Investments Inc.	PO Box 397 Colfax CA 95713	7/1/14 - 6/30/15	$341.50
	1572932	006-030-012-000	127 Sanders Ln	McCleary, Foxey	PO Box 13 Colfax CA 95713	7/1/14 - 6/30/15	$443.88
R	1586098	006-112-055-000	136 Scholtz Ave	Gibson, Ted	136 Scholtz Ave Colfax CA 95713	7/1/14 - 6/30/15	$306.16
R	1572163	006-112-048-000	232 Scholtz Ave	Faltersack, Kirk & Tammy	PO Box 1298 Colfax CA 95713	7/1/14 - 6/30/15	$410.79
R	1703545	006-112-021-000	248 Scholtz Ave	Vigarino, Vincent	248 Scholtz Ave Colfax CA 95713	7/1/14 - 6/30/15	$312.50
R	1573203	100-153-011-000	201 Sherwood Ct	Clawitter, Mary Kaye	210 Sherwood Ct Colfax CA 95713	7/1/14 - 6/30/15	$562.70
R	1573211	006-044-007-000	210 Sunrise Ave	Back, George & Dorothy	PO Box 597 Colfax CA 95713	7/1/14 - 6/30/15	$286.31
	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
	1573161	100-260-037-000	205 Treasurton St	Mothorn, Bonnie & Michael		7/1/14 - 6/30/15	$206.79
	1573401	100-270-016-000	212 Treasurton St	Lestrange, Deborah	PO Box 1114 Weimar CA 95736	7/1/14 - 6/30/15	$341.36
R	1633221	006-133-005-000	44 Walnut St	Koerber, Elizabeth	PO Box 1106 Colfax CA 95713	7/1/14 - 6/30/15	$286.31

Date

Name
Address
City

RE: Assessor's Parcel Number:
Owner(s):
Street Address of Property Served:
Period of Service: _____
Amount Due:

Dear,

The most recent Placer County assessment roll indicates you are the owner of record for the property listed above. Currently, the account for solid waste collection services for this property is past due in the amount of $____. As the owner of record of this property, you are responsible for the payment of all charges for solid waste collection.

We understand that problems occasionally arise that make timely payment difficult. We would, therefore, be interested in working with you to clear the unpaid balance. Please call us to make payment arrangements if you are unable to remit the full amount due.

We are entitled to lien your property if you do not make arrangements to pay this account in full. A report of all delinquent charges for refuse collection in Colfax has been prepared in accordance with Colfax Municipal Code Section 8.20.130. Please take notice that a hearing on that report will be held on May 27, 2015 at 3:00-5:00pm before the Colfax City Manager or his designee in City Hall located at 33 S. Main St, Colfax, California. You are entitled to be present at that hearing and present any objections or protests that you have to the report and the delinquent charges sought to be imposed on your property. You may also submit any objections or protests in writing in advance of the hearing.

Please contact our office at (530) 885-3735 so we can help get this matter settled.

Sincerely,

Shelly Belotti

STAFF REPORT TO THE COLFAX CITY COUNCIL

FOR THE JUNE 11, 2014 COUNCIL MEETING

FROM: Mark Miller, City Manager

PREPARED BY: Laurie Van Groningen, Finance Director

DATE: June 4, 2015

SUBJECT: Second Reading of Ordinance No. 526: An Ordinance Of The City Of Colfax Authorizing Collection Of Delinquent Sewer Service Charges On The Placer County Secured and Unsecured Tax Roll For Fiscal Year 2015-2016 delinquent sewer charges and Consideration of Adoption of Resolution No. 22-2015: Requesting Collection Of Sewer Service Charges On The Placer County Tax Roll For Tax Year 2015-2016.

X	N/A		FUNDED		UN-FUNDED	AMOUNT:	FROM FUND:

RECOMMENDED ACTION: Consider Public and Staff Comments and Adopt Ordinance No. 526 and Waive Reading of the Entire Ordinance and Read by Title Only; to become effective in 30 days. Adopt Resolution 22-2015

SUMMARY:

Colfax Municipal Code (the "Code") Title 13, Chapter 13.08, Article VI authorizes the City to collect delinquent sewer charges on the secured tax roll at the same time as general property taxes. The Code requires the City Council to adopt an Ordinance by a two-thirds vote in order to collect the delinquent charges on the tax roll.

There are approximately 73 delinquent sewer service charge accounts that remain unpaid. A written report containing a description of each parcel of real property for which there is a delinquent sewer service charge and the amount of each charge has been filed with the City Clerk and is attached. All charges reflected in the written report have been computed in conformity with Title 13, Chapter 13.08, Article III of the Code.

A public hearing is required before the proposed Ordinance can be adopted. Notice of the Public Hearing regarding the delinquent accounts was published in the Colfax Record once each week for two successive weeks prior to the hearing. A copy of the delinquent accounts report is on file at City Hall. All property owners with a delinquent balance were notified in writing of the public hearing process.

The purpose of the hearing is to allow the Council to hear objections and protests to the report. At the conclusion of the hearing, the Council may adopt, revise, change, reduce or modify any sewer service charge in the report, sustain or overrule any objections to the report and adopt or decline to adopt the report as modified. If the report is adopted with or without modification, the City Clerk will file it with the County Auditor-Controller and the charges reflected in the final report will be collected at the same time as ad valorem property taxes.

FISCAL IMPACT:

As indicated on the attached report, there are $68,111.17 delinquent Sewer charges due to the City as of May 20, 2015.

BACKGROUND AND ANALYSIS:

Placer County requires a resolution containing specific provisions to be adopted in order to collect the delinquent charges on the tax roll. The Colfax Code requires an ordinance.

CONCLUSION:

This process is cumbersome but essential to properly collecting delinquent sewer service charges on the tax roll.

ATTACHMENTS:

1. Ordinance 526
2. Exhibit A to Ordinance 526
3. Exhibit B-Listing of Delinquent Accounts (Revised Report Date May 20, 2015)
4. Resolution 22-2015
5. Schedule of Activities for Placing Delinquent Sewer and Garbage Charges on Annual Tax rolls

City of Colfax
City Council

Ordinance № 526

AN ORDINANCE OF THE CITY OF COLFAX AUTHORIZING COLLECTION OF DELINQUENT SEWER SERVICE CHARGES ON THE PLACER COUNTY SECURED AND UNSECURED TAX ROLL FOR FISCAL YEAR 2015-2016

The City Council of the City of Colfax does ordain as follows:

Section 1.
The Colfax City Council authorizes the collection of delinquent sewer services charges on the Placer County secured and unsecured tax roll as set forth in Exhibit A attached hereto and by this reference incorporated herein.

Section 2. Superseding Provisions
The provisions of this ordinance and any resolution adopted pursuant hereto shall supersede any previous ordinance or resolution to the extent the same is in conflict herewith.

Section 3. Severability
If any section, phrase, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, the invalid or unconstitutional portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 4. Effective Date
This ordinance shall take effect thirty (30) days after its adoption.

Section 5. Publication
This ordinance shall, within 15 days after its adoption, be published or posted in accordance with Section 36933 of the Government Code of the State of California with the names of those City Council members voting for and against it.

The foregoing ordinance was introduced at a regular meeting of the City Council of the City of Colfax held on the 27th day of May, 2015, and passed and adopted at a regular meeting of the City Council held on the 10th day of June, 2015, at a duly held regular meeting of the City of Colfax, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

_____
Kim A. Douglas, Mayor

APPROVED AS TO FORM:

_____
Alfred Cabral, City Attorney

ATTEST:

_____
Lorraine Cassidy, City Clerk

Ordinance 526

Exhibit A

Recitals

This Ordinance has been enacted with regard to the following facts and circumstances:

A. Colfax Municipal Code Title 13, Chapter 13.08, Article VI authorizes the City of Colfax ("City") to collect delinquent sewer services charges which have accrued on the secured and unsecured tax roll in the same manner and at the same time as general property taxes; and

B. A written report attached as Exhibit B to this Ordinance (the "Report") containing a description of each parcel of real property receiving sewer services and the amount of delinquent charges for each parcel has been prepared and filed with the City Clerk in accordance with Colfax Municipal Code §13.08.320; and

C. Notice of the filing of the Report and notice of the time and place of the hearing thereon by the City Council has been duly given and published as required by Colfax Municipal Code §13.08.330; and

D. At the May 27, 2015 hearing the City Council heard and considered all objections and protests to the Report and determined that protests were not made by the owners of a majority of the separate parcels of property described in the Report; and

E. At the conclusion of the hearing, after incorporating all revisions to the Report that the Council deemed necessary and after addressing or overruling all objections to the Report the Council found and determined that each charge as described in the Report is due, owing and unpaid; and

F. The County has required as a condition of the collection of said charges that the City warrant the legality of said charges and defend and indemnify the County from any challenge to the legality thereof.

Ordinance

1. The foregoing recitals are true and correct statements of fact and are hereby incorporated into this Ordinance.

2. The Report attached as Exhibit B hereto is adopted and said adoption is final. The City Clerk is hereby authorized to file with the Placer County Auditor-Controller a copy of this Ordinance and the Report.

3. The Auditor-Controller of Placer County is requested to attach for collection on the County tax rolls those taxes, assessments, fees and/or charges, listed on the Report attached as Exhibit B attached hereto.

4. The City warrants and represents that the taxes, assessments, fees and/or charges imposed by the City and being requested to be collected by Placer County comply with all requirements of state law, including but not limited to Articles XIIIC and XIIID of the California Constitution (Proposition 218).

5. The City releases and discharges the County, and its officers, agents and employees from any and all claims, demands, liabilities, costs and expenses, damages, causes of action, and judgments, in any manner arising out of the collection by County on the property tax roll of any taxes, assessments, fees and/or charges on behalf of City.

6. In consideration for the County's collection of the charge through the County's property tax roll, the City agrees to and shall defend, indemnify and hold harmless the County, its officers, agents and employees (the "Indemnified Parties") from any and all claims, demands, liabilities, costs and expenses, damages, causes of action, and judgments, in any manner arising out of the collection by County of any of City's said taxes, assessments, fees and/or charges requested to be collected by County for the City, or in any manner arising out of City's establishment and imposition of said taxes, assessments, fees and/or charges. City agrees that, in the event a judgment is entered in a court of law against any of the Indemnified Parties as a result of the collection of one of City's taxes, assessments, fees and/or charges, the County may offset the amount of the judgment from any other monies collected by County on behalf of City, including property taxes.

7. The City agrees that its officers, agents and employees will cooperate with the County by responding to all inquiries referred to City by County from any person concerning the City's taxes, assessments, fees and/or charges, and that City will not refer such persons to County officers and employees for response.

8. The City agrees to pay the County for the reasonable and ordinary charges to recoup its costs of placement and collection on the tax rolls at the agreed upon rate of 1% of the taxes, assessments, fees and/or charges, as provided by Government Code sections 29304 and 51800.

City of Colfax

Delinquent Sewer Service Charges

Report Date: May 20, 2015

The attached report includes all delinquent sewer accounts as of May 20, 2015 by individual account.

1. Delinquent balances that remain unpaid as of the County filing deadlines will be placed on the tax rolls for 2015-16
    1. Unsecured (denoted as "US" on report) direct charges will be transferred to County by June 26, 2015.
    2. Secured direct charges which represent the balance of the delinquent accounts will be transferred to County by July 24, 2015.

2. Applicable interest, penalty, and administrative fees will be added to the account balance before transfer to the County.

DELINQUENT ACCOUNTS REPORT

Due As Of: 03/01/2015 Not Paid By: 05/20/2015

Date: 05/20/2015
Time: 3:39pm
Page: 1

ity of Colfax

ocation ID ccount Number	Customer Name Property Address	Property Tax Number	Starting Balance	Received	Ending Balance
UBN-000011-0000-00 000158346	JULIE SIMS 11 N AUBURN STREET	006-073-009-000	983.90	0.00	983.90
UBN-000033-0000-00 000158347	LOUIS RESENDEZ 33 N AUBURN STREET	006-073-007-000	1,030.50	0.00	1,030.50
UBS-000015-0000-00 000158078	JAMES PAYNE 15 S AUBURN ST	006-072-002-000	1,030.50	0.00	1,030.50
UBS-000240-0000-02 92-0100-0	COLFAX FOOD AND GAS 240 S AUBURN ST	006-142-035-000	254.16	0.00	254.16
UBS-000308-0000-00 000158285	SPORTY DOG INVESTMENTS, INC 308 S AUBURN ST	006-143-005-000	1,030.50	0.00	1,030.50
ACC-000214-0000-00 000158278	LISA SANTANA 214 CANYON CREEK CIR	101-200-031-000	1,030.50	0.00	1,030.50
ACC-000232-0001-00 000158273	ANGELA SANTANA 232 CANYON CREEK CIR	101-200-034-000	837.59	810.65	26.94
ACC-000247-0000-00 000158270	KEN ARNOLD 247 CANYON CREEK CIR	101-200-028-000	1,030.50	0.00	1,030.50
ACC-000300-0000-00 000158264	LISETTE KEANE 300 CANYON CREEK CIR	101-200-044-000	1,030.50	0.00	1,030.50
ACD-000306-0000-02 000170248	RON GADREAULT 306 CANYON CREEK DR	101-200-043-000	1,053.44	0.00	1,053.44
ANS-000212-0000-03 000000000	JAMES PAYNE 212 S CANYON WAY	101-080-031-000	2,033.32	0.00	2,033.32
HUE-000120-0000-02 000158381	LARRY TILITSON 120 E CHURCH ST	006-076-018-000	1,030.50	0.00	1,030.50
OLF-000015-0000-01 0000171193	KIRSTIN DAHMEN 15 COLFAX AVE	006-053-007-000	254.16	231.06	23.10
OLF-000040-0000-02 0000157988	SCOTT & MAUREEN MERRITT 40 COLFAX AVE	006-062-003-000	1,030.50	0.00	1,030.50
OND-000104-0002-00 0000169101	JOHN MEDEIROS 104 CONDI LN	100-260-026-000	1,035.71	530.85	504.86
ULV-000015-0000-00 0000157887	B.L. RAMEY 15 CULVER ST	006-063-006-000	1,030.50	0.00	1,030.50
ULV-000232-0000-00 0000157948	RORY CHIPP 232 CULVER ST	006-092-011-000	1,854.96	0.00	1,854.96
EPO-000055-0000-01 0000158110	LISA QUIRK 55 E DEPOT ST	006-042-006-000	1,030.50	0.00	1,030.50
ASY-000306-0000-03 0000158142	JAMES NOVAES 306 EASY WAY	100-110-028-000	359.36	300.00	59.36
IRH-000056-0000-00 0000171867	STEVEN JONES 56 FIRE HOUSE ALLEY	006-066-031-000	1,030.50	0.00	1,030.50
ORS-000120-0000-00 0000158386	DAVE PORTER 120 S FOREST HILL AVE.	006-104-008-000	510.63	370.84	139.79
ORS-000159-0000-00 0000158359	JANET WILLIAMS 159 S FOREST HILL AVE.	006-044-006-000	1,030.50	0.00	1,030.50

DELINQUENT ACCOUNTS REPORT

Date: 05/20/2015
Time: 3:39pm
Page: 2

Due As Of: 03/01/2015 Not Paid By: 05/20/2015

:ity of Colfax

ocation ID ccount Number	Customer Name Property Address	Property Tax Number	Starting Balance	Received	Ending Balance
OST-000210-0000-02 000170727	MICHAEL& DENISE BARNARD 210 FOSTER RD	100-270-024-000	1,030.50	0.00	1,030.50
EAR-000009-0000-00 000158169	DAVID JOHNSON 9 GEARHART LN	006-010-006-000	237.67	0.00	237.67
EAR-000044-0000-00 000158159	GRACELYNN INTERPRISE, INC 44 GEARHART LN	006-022-002-000	1,030.50	0.00	1,030.50
LEN-000220-0001-00 000170636	KURT FAITZ 220 GLENDALE RD	100-270-040-000	769.41	0.00	769.41
RAV-023610-0000-00 000000000	GEORGE FRITZINGER 23610 GRAND VIEW AVE	101-161-050-000	1,068.40	0.00	1,068.40
RAV-023735-0000-01 000000000	KENT ROBERTS 23735 GRAND VIEW AVE	101-161-029-000	529.41	0.00	529.41
RAV-023755-0000-00 000000000	BOB OSGOOD 23755 GRAND VIEW AVE	101-161-028-000	1,068.40	0.00	1,068.40
JEFF-000255-0000-00 0000158021	CHARLES BICKING 255 JEFFERY PL	006-112-064-000	1,030.50	0.00	1,030.50
LINC-000029-0000-00 0000157964	SELEN ANDERSON 29 LINCOLN ST	006-093-005-000	510.63	0.00	510.63
MARE-000121-0000-02 0000158342	ROB OHNMACHT 121 E MARVIN STREET	006-074-009-000	1,030.50	0.00	1,030.50
MINC-000104-0000-00 0000158186	PEGGY YOUNGBLOM 104 MINK CREEK DR	100-260-048-000	769.41	0.00	769.41
MINC-000116-0000-01 0000158193	JASON BARR 116 MINK CREEK DR	100-260-053-000	1,030.50	0.00	1,030.50
NORS-000032-0000-00 0000000000	JOHN HENRY PANTER 32 NORTH STAR AVE	006-076-023-000	1,016.64	0.00	1,016.64
NOSS-000045-0000-00 0000158380	JAMES GARGAN 45 S NORTHSTAR AVE	006-076-017-000	1,030.50	0.00	1,030.50
OAKH-000108-0000-00 0000158172	KRIS SCHWARTZ 108 OAK HILL DR	006-010-046-000	1,030.50	0.00	1,030.50
OAKH-000139-0000-00 0000158175	PHIL SARGENT 139 OAK HILL DR	006-010-039-000	1,030.50	0.00	1,030.50
OAKH-000140-0000-02 0000171148	MATTHEW HILTON 140 OAK HILL DR	006-010-041-000	1,030.50	0.00	1,030.50
OAKR-001323-0002-00 0000158239	JEREMY SCHWARTZ 1323 OAK RIDGE DR	100-250-035-000	1,030.50	0.00	1,030.50
OAKR-001334-0000-00 0000169372	KERRY SHOBERG 1334 OAK RIDGE DR	100-250-044-000	1,030.50	0.00	1,030.50
OAKW-000012-0000-00 0000158060	VICTOR ALBONICO 12 W OAK ST	006-092-005-000	1,509.47	0.00	1,509.47
OAKW-000104-0000-00 0000157937	ARDITH CAMPBELL 104 W OAK ST	006-112-038-000	1,030.50	0.00	1,030.50
OAKW-000211-0000-00 0000158065	JIMMY & TIFFANY GONZALES 211 W OAK ST	006-080-032-000	1,029.86	950.00	79.86

DELINQUENT ACCOUNTS REPORT

Date: 05/20/2015
Time: 3:39pm
Page: 3

Due As Of: 03/01/2015 Not Paid By: 05/20/2015

ity of Colfax

ocation ID ccount Number	Customer Name Property Address	Property Tax Number	Starting Balance	Received	Ending Balance
AKW-000233-0000-00 000158064	FRANK BOZZA 233 W OAK ST	006-080-017-000	156.80	0.00	156.80
INS-000155-0000-00 000158055	VICKI SMITH 155 PINE ST	006-112-063-000	1,854.96	0.00	1,854.96
LEA-000120-0000-00 000158117	ANGELO DELCARLO 120 PLEASANT ST	006-030-037-000	1,030.50	0.00	1,030.50
LEA-000150-0000-00 000158127	HELEN MARKLE 150 PLEASANT ST	006-030-006-000	1,030.50	0.00	1,030.50
UIN-000130-0000-00 000157998	MORGAN MCDONALD 130 QUINNS LN	006-080-037-000	919.16	415.91	503.25
AIL-000159-0000-00 000158096	JAMES DOYLE 159 RAILROAD AVE	006-071-004-000	1,085.80	0.00	1,085.80
AIL-000201-0000-00 000170598	JAMES DOYLE 201 RAILROAD AVE	- - -	1,030.50	0.00	1,030.50
AIL-000212-0000-00 398-2100-0	R.J. MILES CO. 212 RAILROAD AVE	006-102-009-000	4,122.12	0.00	4,122.12
AIL-000223-0000-00 398-1800-0	ART WHITE 223 RAILROAD AVE	006-131-009-000	2,171.65	0.00	2,171.65
AIL-000235-0000-00 0089820000	HANFORDS CATERING PO BOX 1236	006-131-009-000	1,085.80	0.00	1,085.80
AIL-000247-0000-02 398-1900-0	GRAND FATHER STATION 247 RAILROAD AVE	006-093-008-000	3,257.50	0.00	3,257.50
AIS-000153-0000-03 0000172558	JAMES DOYLE 153 S RAILROAD STREET	006-131-009-000	1,030.50	0.00	1,030.50
ISS-000230-0000-00 0000171773	KELLEY HOLDERFIELD 230 RISING SUN RD	006-080-042-000	1,030.50	0.00	1,030.50
OSE-000333-0000-00 0000157959	CHARLES DESOTO 333 ROSE AVE	006-122-002-000	1,030.50	0.00	1,030.50
SHOL-000232-0000-00 0000158017	KIRK FALTERSACK 232 SCHOLTZ AVE	006-112-048-000	1,030.50	0.00	1,030.50
SHOL-000248-0000-00 0000158011	VINCE VIGARINO 248 SCHOLTZ AVE	006-112-021-000	379.21	0.00	379.21
SHOL-000444-0000-00 0000158009	WAYNE PRICE 444 SCHOLTZ AVE	100-130-050-000	769.41	0.00	769.41
SUNR-000242-0000-03 0000158362	TAMMY JAMESON 242 SUNRISE AVE	006-044-003-000	1,030.50	0.00	1,030.50
TREA-000151-0000-02 0000000000	LISA MARK 151 TREASURTON ST	100-260-013-000	456.06	200.00	256.06
TREA-000173-0000-01 0000158200	LAURA NUNES 173 TREASURTON ST	100-260-032-000	246.19	200.00	46.19
TREA-000175-0000-01 0000158199	SANDRA COURVISIER 175 TREASURTON ST	100-260-033-000	254.25	231.06	23.19
TREA-000180-0001-00 0000158197	KRISTINA BURT 180 TREASURTON ST	100-260-001-000	1,030.50	1,000.00	30.50

US- Unsecured.

DELINQUENT ACCOUNTS REPORT

Date: 05/20/2015
Time: 3:39pm
Page: 4

Due As Of: 03/01/2015 Not Paid By: 05/20/2015

:ity of Colfax

.ocation ID \ccount Number	Customer Name Property Address	Property Tax Number	Starting Balance	Received	Ending Balance
:REA-000201-0000-01)000158196	JENNIFER HAMELIN 201 TREASURTON ST	100-260-035-000	769.41	750.00	19.41
:REA-000212-0000-00)000170511	DEBORAH LESTRANGE 212 TREASURTON ST	100-270-016-000	1,030.50	0.00	1,030.50
/IST-000222-0002-00)000158367	JOSHUA HECKMAN 222 VISTA AVE	006-045-004-000	510.63	0.00	510.63
VALN-000044-0000-00)000158037	BETH MCSHANE 44 WALNUT ST	006-133-005-000	1,030.50	0.00	1,030.50
VASH-000052-0002-00)000158036	MICHAEL SMITH 52 WASHINGTON ST	006-132-001-000	1,030.50	0.00	1,030.50
VHIT-000130-000A-00)0892-1425	BART RIEBE 130 WHITCOMB AVE	100-230-057-000	1,291.22	1,043.66	247.56
VIND-000115-0000-00)000158221	SAMUEL & SARA KIPP 115 WINDER RD	100-260-025-000	1,030.50	0.00	1,030.50
Grand Totals:	73		75,145.20	7,034.03	68,111.17

City of Colfax
City Council

Resolution № 22-2015

REQUESTING COLLECTION OF SEWER SERVICE CHARGES ON THE PLACER COUNTY TAX ROLL FOR TAX YEAR 2015-2016

Whereas, Colfax Municipal Code Title 13, Chapter 13.08, Article VI authorizes the City of Colfax ("City") to collect delinquent sewer services charges which have accrued on the secured and unsecured tax roll in the same manner and at the same time as general property taxes; and

Whereas, a written report attached as Exhibit A to this Resolution (the "Report") containing a description of each parcel of real property receiving sewer services and the amount of delinquent charges for each parcel has been prepared and filed with the City Clerk in accordance with Colfax Municipal Code §13.08.320; and

Whereas, notice of the filing of the Report and notice of the time and place of the hearing thereon by the City Council has been duly given and published as required by Colfax Municipal Code §13.08.330; and

Whereas, at the May 27, 2015 hearing the City Council heard and considered all objections and protests to the Report and determined that protests were not made by the owners of a majority of the separate parcels of property described in the Report; and

Whereas, at the conclusion of the hearing, after incorporating all revisions to the Report that the Council deemed necessary and after addressing or overruling all objections to the Report the Council found and determined that each charge as described in the Report is due, owing and unpaid; and

Whereas, the County has required as a condition of the collection of said charges that the City warrant the legality of said charges and defend and indemnify the County from any challenge to the legality thereof,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Colfax as follows:

1. The foregoing recitals are true and correct statements of fact and are hereby incorporated into this Resolution.

2. The Report attached as Exhibit A hereto is adopted and said adoption is final. The City Clerk is hereby directed to file with the Placer County Auditor-Controller a copy of this Resolution and the Report.

3. The Auditor-Controller of Placer County is requested to attach for collection on the County tax rolls those taxes, assessments, fees and/or charges, listed on the Report attached as Exhibit A attached hereto.

4. The City warrants and represents that the taxes, assessments, fees and/or charges imposed by the City and being requested to be collected by Placer County comply with all requirements of state law, including but not limited to Articles XIIIC and XIIID of the California Constitution (Proposition 218).

5. The City releases and discharges County, and its officers, agents and employees from any and all claims, demands, liabilities, costs and expenses, damages, causes of action, and judgments, in any manner arising out of the collection by County on the property tax roll of any taxes, assessments, fees and/or charges on behalf of City.

6. In consideration for the County's collection of the charge through the County's property tax roll, the City agrees to and shall defend, indemnify and hold harmless the County, its officers, agents and employees (the "Indemnified Parties") from any and all claims, demands, liabilities, costs and expenses, damages, causes of action, and judgments, in any manner arising out of the collection by County of any of City's said taxes, assessments, fees and/or charges requested to be collected by County for the City, or in any manner arising out of City's establishment and imposition of said taxes, assessments, fees and/or charges. City agrees that, in the event a judgment is entered in a court of law against any of the Indemnified Parties as a result of the collection of one of City's taxes, assessments, fees and/or charges, the County may offset the amount of the judgment from any other monies collected by County on behalf of City, including property taxes.

7. The City agrees that its officers, agents and employees will cooperate with the County by responding to all inquiries referred to City by County from any person concerning the City's taxes, assessments, fees and/or charges, and that City will not refer such persons to County officers and employees for response.

8. The City agrees to pay the County for the reasonable and ordinary charges to recoup its costs of placement and collection on the tax rolls at the agreed upon rate of 1% of the taxes, assessments, fees and/or charges, as provided by Government Code sections 29304 and 51800.

The foregoing Resolution was duly and regularly passed and adopted at a regular meeting of the City Council of the City of Colfax held on the 10th day of June, 2015 by the following vote on roll call:

AYES:
NOES:
ABSTAIN:
ABSENT:

_____
Kim A. Douglass, Mayor

ATTEST:

_____
Lorraine Cassidy, City Clerk

City of Colfax - 2015-2016 Auditor Direct Charges
Schedule of Activities for Collecting Delinquent Sewer and Garbage Charges on Annual Tax Rolls

Public Hearing Date	5/27/2015	

Compile delinquent report - Secured and Unsecured	5/1/2015	
City send Delinquent Letter to affected property owners	5/1/2015	Same letter as last year

Public Hearing Notice - Colfax Record	5/7/2015	Must be noticed for two consecutive weeks - same notice as last year
Public Hearing Notice - Colfax Record	5/14/2015	

Hold Public Hearing	5/27/2015	
1st Reading of Ordinance	5/27/2015	
2nd Reading of and Adoption of Ordinance	6/10/2015	
Resolutions to place delinquents on Tax Rolls	6/10/2015	Council confirms sewer and garbage reports and placing liens

Recology to submit draft letter to City for review	5/1/2015	Must specify time of lien hearing
Recology submits report to City for Garbage delinquents	5/14/2015	
Recology sends letter prior to lien hearing date	5/14/2015	Hearing date tentatively to be same day as Public Hearing
Hold Lien hearing	5/27/2015	This is not public hearing for Council.....can be held during day

Submit unsecured amounts to County	6/26/2015	This is required submittal date provided by County
Submit Secured amounts to County	7/24/2015	This is required submittal date provided by County

STAFF REPORT TO THE COLFAX CITY COUNCIL

FOR THE JUNE 10, 2015 COUNCIL MEETING

FROM: Mark Miller, City Manager
PREPARED By: Laurie Van Groningen, Finance Director
DATE: June 3, 2015
SUBJECT: Budget Review – Fiscal Year 2015-2016

	N/A	**X**	**FUNDED** (proposed)		**UN-FUNDED**	**AMOUNT: $ See Below**	**FROM FUND: Multiple**

RECOMMENDED ACTION: Review and accept by resolution the Budget Amendments for fiscal year 2015-2016.

ISSUE STATEMENT AND DISCUSSION:

The City finances are in improving shape. By the end of the current fiscal year, we expect to meet or exceed the General Fund reserve target established by City Council of $325,000 (approximately 25% of annual General Fund expenditures).

The purpose of this Budget Review is to review and discuss the Fiscal Year 2015-2016 Adopted Budget for any currently identified revenue and expense differences. Staff is recommending some minor adjustments to the budget adopted in June 2014 as outlined below – with more details in the attached reports. Overall, the proposed budget remains balanced with increasing revenues.

			Increase/ (Decrease)
Revenues			
	General Fund - Sales Tax Revenue		$ 165,000
	Streets & Roads - LTF and STF		$ 23,047
	Streets & Roads - Gas Tax		$ 6,835
		TOTAL	**$ 194,882**
Expenses			
	General Fund - Contracts and Training		$ (185)
	Fire services and admin support		$ 20,480
	Engineering Services		$ 23,000
	Sheriff and substation expenses		$ 8,967
	Debt Service		$ (35,000)
	Revitalization Project		$ (26,250)
	Sewer - Supplies and Legal Expenses		$ 20,000
		TOTAL	**$ 11,012**

SUPPORTING DOCUMENTS:

1. Resolution 23-2015
2. Fiscal Year 2015-2016 Recommended budget amendments – Revenues
3. Fiscal Year 2015-2016 Sales Tax Analysis - Budget Update June 2015
4. Fiscal Year 2015-2016 Recommended budget amendments – Expenses
5. Fiscal Year 2015-2016 Recommended budget amendments – Staffing

City of Colfax
City Council

Resolution № 23-2015

AMENDING THE 2015-2016 OPERATING BUDGET

WHEREAS, the City Council of the City of Colfax 2015-2016 Operation Budget was adopted on June 11, 2014 as part of a 2 year budget; and

WHEREAS, the City Council of the City of Colfax reviewed the budget for known differences.

Now, Therefore, Be It Resolved and Declared by the City Council of the City of Colfax that the 2015-2016 Annual Operating Budget be amended as follows:

Revenues

Fund	Description	Approved Budget	Current Projection	Difference
100	Sales Tax	$685,000	$850,000	$165,000
250	Streets and Roads – LTF and STF	$101,000	$124,047	$23,047
253	Gas Taxes	$55,425	$62,260	$6,835
			Total Change	**$194,882**

Expenses

Fund	Description	Approved Budget	Current Projection	Difference
100	Conferences/Training	$2,000	$5,250	$3,250
100	Animal Control	$27,500	$26,465	$(1,035)
100/250/560	Annual Audit	$19,200	$16,800	$(2,400)
100	Fire Contract	$25,000	$30,480	$5,480
100	Fire – Supplemental Admin	-	$15,000	$15,000
100	Utilities Substation	-	$3,200	$3,200
100	Sheriff's Station	$602,542	$608,309	$5,767
100	Engineering - General	$7,500	$30,000	$22,500
250	Engineering - Streets and Roads	$2,500	$18,000	$15,500
560	Engineering - Sewer	$40,000	$15,000	$ (25,000)
100	Engineering – Mitigation/CIP	-	$10,000	$10,000
100	Debt Service – Winner Property	$120,000	$85,000	$35,000
236	I-80 Revitalization Zone Project	$26,250	-	$(26,250)*
560	Chlorine and Chemicals	$50,000	$100,000	$50,000
560	Legal Fees	$60,000	$20,000	$(40,000)
560	Bacteria and Lab Tests	$45,000	$55,000	$10,000
			Total Change	**$11,012**

**Project ended, Balance returned to General Fund – fund restriction removed*

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Colfax held on the 10th day of June, 2015 by the following vote of the Council:

AYES:
NOES:
ABSENT:
ABSTAIN:

_____
Kim A. Douglass, Mayor

ATTEST:

_____
Lorraine Cassidy, City Clerk

City of Colfax
Fiscal Year 2015-2016 Recommended Budget Amendments

Revenues					
Fund	Description	Approved Budget	Current Projection	Difference	Comments
100	General Fund - Sales Tax	$ 685,000	$ 850,000	$ 165,000	See sales tax analysis report
250	Streets and Roads - LTF and STF	$ 101,000	$ 124,047	$ 23,047	Preliminary estimates from PCTPA
253	Gas Taxes	$ 55,425	$ 62,260	$ 6,835	State Highway of Finance projections January 2015
				$ 194,882	

City of Colfax
Sales Tax Analysis – Fiscal Year 2015-2016 Budget Update June 2015

Revenue from Sales and Use taxes is approximately 59% of the overall General Fund Revenue (discretionary revenue) Budget for FY2014-2015. As reported in the Mid-Year Budget review in March, this percentage is higher than the average for most California Cities and indicates a high dependency on sales tax revenue for our City. Because this level of dependency is very difficult to estimate, it is financially prudent for the City to monitor sales tax revenues very closely.

FISCAL YEAR 2014-2015 ANALYSIS:

We have updated the attached sales tax analysis report through May 2015. This update includes all allocations from the State and County through March 2015. The City receives estimated advance payments approximately two months in arrears from the State and a true-up for each quarter approximately 90 days after quarter end. Allocations from the County for the "Triple Flip" (Sales tax for Property Tax Swap – Proposition 57) are received in January and May each year and are based on current year estimates provided by the Board of Equalization and adjusted for true-ups in previous years.

The adopted budget for fiscal year 2014-2015 reflected an approximately 25% decrease over the previous year. With receipts for just half of the year recorded thus far, we have already received over 100% of the annual budget. The increase is primarily due to increase in the portion of the sales tax received from the "Triple Flip". The "Triple Flip" includes advances for the current year and true-up adjustments from the previous year – and is therefore not actually reflective of current year activity.

CALIFORNIA SALES AND USE TAX - *(Information derived from The California Municipal Revenue Sources Handbook 2014 edition)*

California sales and use tax is the familiar tax that retailers add on to the price of most goods sold in California. A portion of the tax is a state tax and a portion is locally imposed. The State of California Legislature passed the Bradley-Burns Local Sales and Use Tax Law in 1955. As part of this law, a City may participate by imposing a sales and use tax rate of up to 1 percent. The basic 1 percent Bradley-Burns rate for Cities is a general tax and must be received in the General Fund.

Components of the California Sales and Use Tax	
State General Fund	3.94%
State General Fund Propsoition 30	0.25%
Counties for Health and Welfare	0.50%
Counties for Corrections	1.06%
Counties and Cities Public Safety Prop 172	0.50%
County Transportation Fund	0.25%
City/County General Fund (Bradley-Burns)	1.00%
Total Statewide base rate	**7.50%**
Local Transactions and Use Taxes (described below)	Up to 2% Combined
Total Sales and Use Tax Rate	from 7.5% to 10.0%

Under California law, Local Transaction and Use Taxes may be approved locally and added to the combined state and local sales and use tax rate. Locally enacted transactions and use taxes may be levied as general taxes (unrestricted) or special taxes (restricted for a specific use). Senate Bill 566 which was made effective January 1, 2004, gave every county and every city the ability to seek voter approval of a local transaction and use tax increase under certain conditions. Those conditions (with amendments enacted since that time) are:

1. The transactions and use tax may be imposed at a rate of 0.125 percent or a multiple thereof;
2. The ordinance proposing the tax must be approved by a two-thirds vote of all members of the governing body;
3. If for general purposes, the tax must be approved by a majority vote of the voters in the city or county;
4. If for specific purposes, the tax must be approved by a two-thirds vote of the voters in the city or county; and
5. In most counties, the maximum combined (city and county) rate of transactions and use taxes in any location my not exceed 2 percent.

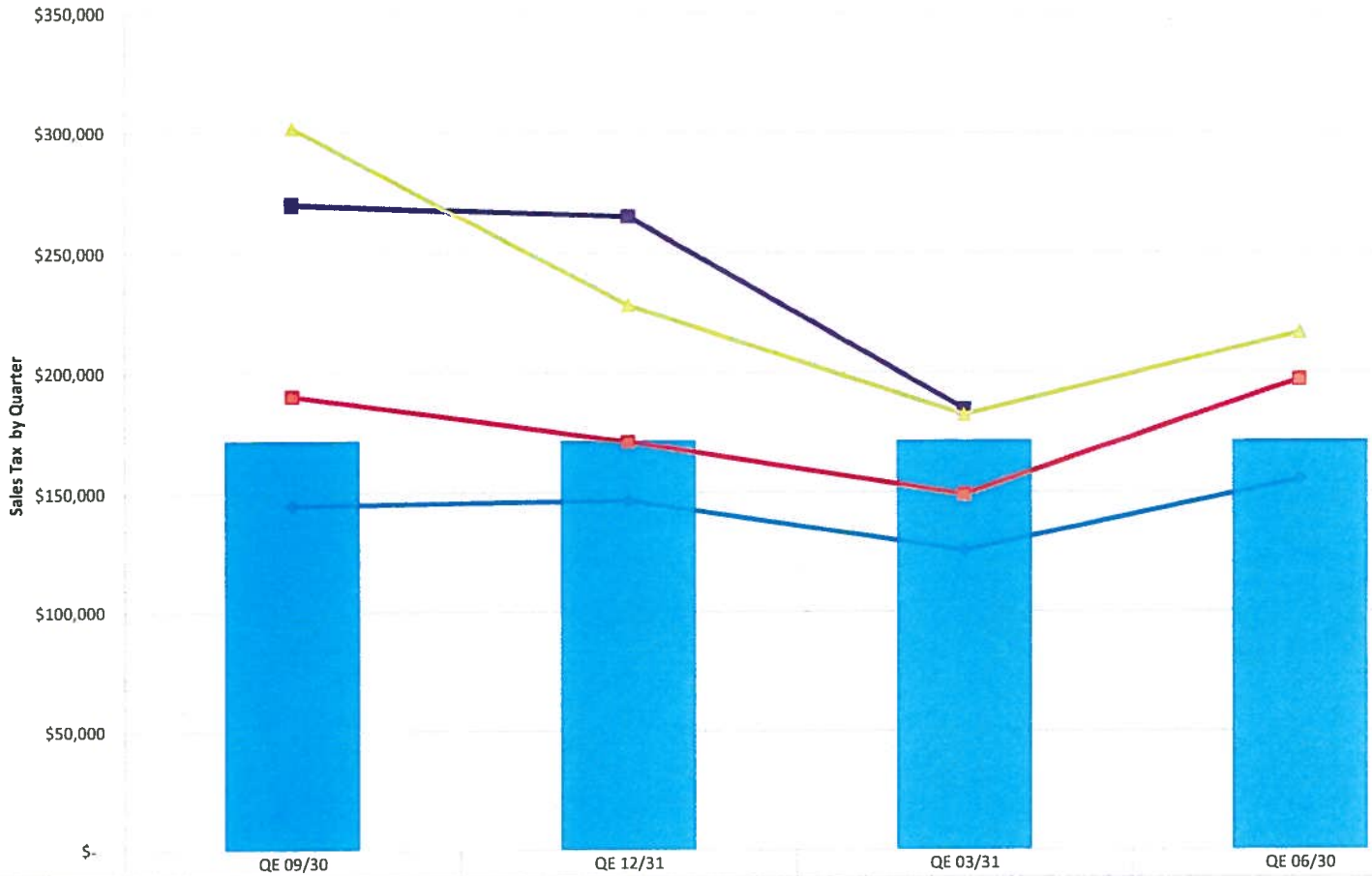
Altogether, as of October 2013, there are 117 cities (not including the city and county of San Francisco) with voter approved transactions and use tax rates. Additionally, there are 48 county or special district rates in 28 counties.

FISCAL YEAR 2015-2016 BUDGET:

The fiscal year 2015-2016 budget was conservatively developed consistent with actual revenues from previous years and current market information. Based on current year actuals and estimates provided by the Department of Finance (State Board of Equalization) we would expect sales tax revenues to be slightly higher than the current year with the exception of the monies received through the Triple Flip. Therefore, staff recommends increasing the 2015-2016 estimates by approximately 25%.

Attachments:
1. Graph – City of Colfax - Retail Sales Tax Revenues
2. Chart – City of Colfax – Retail Sales Tax History

City of Colfax - Retail Sales and Use Tax Revenues



	QE 09/30	QE 12/31	QE 03/31	QE 06/30
2014-2015 Budget	$171,250	$171,250	$171,250	$171,250
2014-2015	$270,405	$265,207	$184,525	
2013-2014	$301,739	$228,157	$182,183	$216,650
2012-2013	$190,104	$170,947	$148,672	$197,105
2011-2012	$144,554	$146,466	$125,690	$155,233

City of Coflax
Retail Sales and Use Tax Revenues - Analysis

	FY 2014-15					FY 2013-14					FY 2012-13					FY 2011-12		
Month	Date Paid	Type	Amount	Qtr Summary	% CHG	Date Paid	Type	Amount	Qtr Summary	% CHG	Date Paid	Type	Amount	Qtr Summary	% CHG	Type	Amount	Qtr Summary
			$ -	$ -				$ -	$ -		9/26/2012	Adj	$ -	$ -		Adj	$ 1,785.10	$ -
July	9/26/2014	Adv	$ 68,200.00			9/25/2013	Adv	$ 44,000.00			9/26/2012	Adv	$ 32,800.00			Adv	$ 28,000.00	
Aug	10/31/2014	Adv	$ 68,200.00			10/9/2013	Adv	$ 44,000.00			10/10/2012	Adv	$ 32,800.00			Adv	$ 28,000.00	
Sep	11/26/2014	Adv	$ 90,900.00			11/20/2013	Adv	$ 58,600.00			11/21/2012	Adv	$ 43,700.00			Adv	$ 37,300.00	
Q3 Adj	12/31/2014	Adj	$ (44,432.83)	$ 182,867.17	-24%	12/24/2013	Adj	$ 92,910.74	$ 239,510.74	58%	12/26/2012	Adj	$ 42,491.18	$ 151,791.18	34%	Adj	$ 18,364.56	$ 113,449.66
Oct	12/31/2014	Adv	$ 48,700.00			12/24/2013	Adv	$ 38,300.00			12/26/2012	Adv	$ 32,700.00			Adv	$ 28,500.00	
Nov	1/30/2015	Adv	$ 48,700.00			1/15/2014	Adv	$ 38,300.00			1/9/2012	Adv	$ 32,700.00			Adv	$ 28,500.00	
Dec	2/18/2014	Adv	$ 64,900.00			2/19/2014	Adv	$ 51,000.00			2/20/2013	Adv	$ 43,600.00			Adv	$ 38,000.00	
Q4 Adj	3/25/2015	Adj	$ 15,368.68	$ 177,668.68	7%	3/31/2014	Adj	$ 38,329.14	$ 165,929.14	25%	3/22/2013	Adj	$ 23,634.98	$ 132,634.98	15%	Adj	$ 20,361.06	$ 115,361.06
Jan	3/25/2015	Adv	$ 36,600.00			3/31/2014	Adv	$ 38,300.00			3/22/2013	Adv	$ 25,800.00			Adv	$ 26,200.00	
Feb	4/15/2015	Adv	$ 36,600.00			4/16/2014	Adv	$ 32,300.00			4/10/2013	Adv	$ 25,800.00			Adv	$ 26,200.00	
Mar	5/15/2015	Adv	$ 48,900.00			5/21/2014	Adv	$ 43,100.00			5/22/2013	Adv	$ 34,400.00			Adv	$ 34,900.00	
Q1 Adj	Estimate	Adj	$ -	$ 122,100.00	-10%	6/25/2014	Adj	$ 22,229.00	$ 135,929.00	20%	6/26/2013	Adj	$ 27,235.44	$ 113,235.44	23%	Adj	$ 4,727.24	$ 92,027.24
Apr	Estimate	Adv	$ -			6/25/2014	Adv	$ 46,100.00			6/26/2013	Adv	$ 34,700.00			Adv	$ 28,000.00	
May	Estimate	Adv	$ -			7/14/2014	Adv	$ 46,100.00			7/10/2013	Adv	$ 34,700.00			Adv	$ 28,000.00	
Jun	Estimate	Adv	$ -			8/20/2014	Adv	$ 61,500.00			8/21/2013	Adv	$ 46,300.00			Adv	$ 37,400.00	
Q2 Adj	Estimate	Adj	$ -	$ -	-100%	9/26/2014	Adj	$ 16,696.20	$ 170,396.20	5%	9/25/2013	Adj	$ 45,968.69	$ 161,668.69	33%	Adj	$ 28,170.12	$ 121,570.12
Placer Co (Triple Flip)	Estimate	Alloc	$ 175,076.21	$ 175,076.21	41%	1/13/2014	Alloc	$ 124,456.21	$ 124,456.21	62%		Alloc	$ 76,624.90	$ 76,624.90	23%	Alloc	$ 62,209.17	$ 62,209.17
Placer Co (Triple Flip)	Estimate	Alloc	$ 124,849.00	$ 124,849.00	35%	5/13/2014	Alloc	$ 92,508.00	$ 92,508.00	31%		Alloc	$ 70,873.50	$ 70,873.50	5%	Alloc	$ 67,326.00	$ 67,326.00
	TOTAL		**$ 782,561.06**	**$ 782,561.06**	-16%	**TOTAL**		**$ 928,729.29**	**$ 928,729.29**	31%	**TOTAL**		**$ 706,828.69**	**$ 706,828.69**	24%		**$ 571,943.25**	**$ 571,943.25**
	Budget		$ 685,000.00			Budget (Adjusted)		$ 900,000.00			Budget		$ 575,000.00					
	Difference		$ 97,561.06			Difference		$ 28,729.29			Difference		$ 131,828.69					

City of Colfax
Fiscal Year 2015-2016 Recommended Budget Amendments

Expenses					
Fund	Description	Approved Budget	Current Projection	Difference	Comments
100	Conferences/Training	$ 2,000	$ 5,250	$ 3,250	Allow for conferences and training
100	Animal Control	$ 27,500	$ 26,465	$ (1,035)	New contract amount confirmed
100/250/560	Annual Audit	$ 19,200	$ 16,800	$ (2,400)	New contract amount confirmed - No single audit requirement
100	Fire Contract	$ 25,000	$ 30,480	$ 5,480	New contract is "not to exceed" - anticipate will be within budget
	Fire - Supplemental Admin Services	$ -	$ 15,000	$ 15,000	Seasonal admin support - record keeping
100	Utilities - Substation	$ -	$ 3,200	$ 3,200	Utility costs for sheriff substation
	Sheriff Contract	$ 602,542	$ 608,309	$ 5,767	Based on new contract - current service level
100	Engineering Services - General	$ 7,500	$ 30,000	$ 22,500	General Fund and Land Development
250	Engineering Services - Streets & Roads	$ 2,500	$ 18,000	$ 15,500	Based on FY2014-2015 Actuals
560	Engineering Services - Sewer	$ 40,000	$ 15,000	$ (25,000)	Based on current year actuals
100	Engineering Services - Mitigation/CIP	$ -	$ 10,000	$ 10,000	
100	Debt Service - Winner Property	$ 120,000	$ 85,000	$ (35,000)	Agreement paying off more quickly than anticipated
236	I80 Revitalization Zone project	$ 26,250	$ -	$ (26,250)	Project ended, balance returned to General Fund - fund restriction removed
560	Chlorine & Chemicals	$ 50,000	$ 100,000	$ 50,000	Based on current year actuals
560	Legal Fees	$ 60,000	$ 20,000	$ (40,000)	Based on current year actuals
560	Bacteria & Lab Tests	$ 45,000	$ 55,000	$ 10,000	Based on current year actuals
				$ 11,012	

City of Colfax
Fiscal Year 2015-2016 Recommended Budget Amendments

Staffing					
Fund	**Description**	**Approved Budget**	**Current Projection**	**Difference**	**Comments**
100/250/560	Clerk Typist/Admin	$ 63,000	$ 63,000	$ -	Currently below budget with temp staffing. Anticipate being able to hire within budget
100/120/236	Planner	$ 85,500	$ 85,500	$ -	Part-time hire recommendation in process - Anticipate being able to hire within budget
560/561	Wastewater Treatment Plant	$ 445,000	$ 445,000	$ -	Currently operations are outsourced and supported by Public works staff and are substanially below budget. Expect to RFP and anticipate that new structure will be within budget.
				$ -	

STAFF REPORT TO THE COLFAX CITY COUNCIL

FOR THE JUNE 10, 2015 COUNCIL MEETING

FROM: Mark Miller, City Manager
PREPARED BY: Laurie Van Groningen, Finance Director
DATE: May 27, 2015
SUBJECT: Sewer Service Fees for Fiscal Year 2015-2016

X	N/A		FUNDED		UN-FUNDED	AMOUNT:	FROM FUND:

RECOMMENDED ACTION: Accept and File Sewer Service Fees for Fiscal Year 2015-2016

SUMMARY:
Staff recommends that the Council accepts and files the Sewer Service Fees for Fiscal Year 2015-2016.

BACKGROUND AND ANALYSIS:
Colfax Municipal Code 13.08.160 Fee Adjustments - The sewer service fee, including lift station charges, shall be reviewed annually and amended by resolution of the city council when determined necessary.

Resolution No. 33 – 2008 (Attached)
Note 1: Sewer Base Rate will continue to increase by a 3.5% inflator every year beyond 2012-2013 unless modified by the Council. Additional rate increases may be necessary if costs exceed projections. Any such additional increases shall be subject to Prop 218.

Note 2: The Collection & Lift System rate is set at $12.20 with future increases to be considered after the line assessment study is completed. Any such additional increases shall be subject to Prop 218.

RECOMMENDATION:
Based on current budget projections, staff recommends no change be made to the calculation of annual sewer service fees as approved in Resolution No. 33 – 2008.

Monthly Sewer Rates per Equivalent Dwelling Unit (EDU)

	Current 2014-2015	New 2015-2016
Sewer Base Rate	$ 103.33	$ 106.95
Collection & Lift Systems	$ 12.20	$ 12.20
Total per Month	**$ 115.53**	**$ 119.15**
Total Bi-Monthly	**$ 231.06**	**$ 238.29**
Monthly Increase		*$ 3.62*
Bi-Monthly increase		*$ 7.23*
Annual Increase		*$ 43.40*

This rate schedule does not affect the I&I assessment ($74.40/EDU) collected annually on the property tax bills. This assessment is in effect until May 30, 2018 (Colfax Municipal Code 13.08.170 – I&I project sewer charge).

Attachment: Resolution 33-2008

CITY OF COLFAX

RESOLUTION NO. 33- 2008

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLFAX
SETTING WASTEWATER TREATMENT AND COLLECTION SYSTEM USER RATES

WHEREAS, the Colfax City Council has duly considered the monthly sewer rates necessary to fund:

1) maintenance and operations of the City's new wastewater treatment plant;

2) the debt service on a State Revolving Fund (SRF) loan for the construction of the new wastewater treatment plant; and

3) improvements required by the Central Valley Regional Water Quality Control Board to the collection system, including lift stations; and .

WHEREAS, the SRF loan has financed the construction of a new tertiary treatment facility that will produce effluent to meet standards and deadlines as set forth in the National Pollutant Discharge Elimination System (NPDES) and Cease and Desist Order, both of which were approved by the Regional Water Quality Control Board in October 2007; and

WHEREAS, the Council has held a noticed public hearing and further multiple subsequent hearings and received a tremendous amount of community input; and

WHEREAS, the rate schedule attached hereto and made a part hereof as Exhibit A, is intended to provide sufficient revenue through increases over the next 6 years to meet the obligations as set forth in Agreement Number: 07-836-550 (Project Number: C-06-4470-110) in the amount of $7,485,865 and other requirements of the Regional Water Quality Control Board;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Colfax that the attached monthly sewer rate schedule and annual increases shown therein is approved to be effective January 1, 2009, subject to further proceedings pursuant to Proposition 218.

IT IS FURTHER RESOLVED that the City Council finds that the uniform collection system rate provides for improvements and enhanced maintenance that allows the City to avoid spills and fines that benefits all users equally.

IT IS FURTHER RESOLVED that a notice of the rate increases and justification therefore shall be mailed to all parties subject to the rate increases and a public hearing as

required by Proposition 218 to provide opportunity for protest of the rate increase shall be held on November 19, 2008 at 7:00 p.m. or as soon thereafter as the matter may be heard.

PASSED AND ADOPTED this 23rd day of September 2008 by the following vote:

AYES: Council members Alpine, Roberts, Delfino and Mayor Blackmun

NOES: None

ABSENT: None

ABSTAIN: None

Sherrie Blackmun, Mayor

ATTEST:

Karen Pierce, City Clerk

The rate schedule below does not affect the I&I assessment collected annually on your property tax bills. It also does not change the additional 46 cents added to non-city users to cover repayment of 1978 General Obligation Bonds.

MONTHLY RATE SCHEDULES AS ADOPTED IN RESOLUTION NO. 33-2008

ANNUAL MONTHLY RATE PER EQUIVALENT DWELLING UNIT (EDU)*

	CURRENT RATE/ MONTH	Jan. – June 2009	July – June 2009-2010	July – June 2010-2011	July – June 2011-2012	July – June 2012-2013
SEWER BASE RATE (See Note 1)	$ 60.00	$ 87.00	$ 87.00	$ 90.05	$93.20	$ 96.46
COLLECTION & LIFT SYSTEMS ADDED RATE FOR CAPITOL COSTS AND LIFT STATIONS O & M (See Note 2)	---	$ 12.20	$ 12.20	$ 12.20	$ 12.20	$ 12.20

Note 1: Sewer Base Rate will continue to increase by 3.5% inflator every year beyond 2012-2113 unless modified by the Council. Additional rate increases may be necessary if costs exceed projections. Any such additional increases shall be subject to Prop 218.

Note 2: This rate is set at $12.20 with future increases to be considered after the line assessment study is completed. Any such additional increases shall be subject to Prop 218.

Questions can be directed to Karen McBride at 916-549-3265 kmcbride@rcac.org or Jean Thompson-Ibbeson, at 916-207-8814, , jthompson@rcac.org