RESOLUTION NO. 5447

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAUSALITO STATING ITS INTENTION TO ADOPT INCREASED SEWER RATES AND DIRECTING STAFF TO GIVE NOTICE OF A PUBLIC HEARING PURSUANT TO PROPOSITION 218

WHEREAS, the City of Sausalito's 75-year-old sewer system is old and deteriorated and needs upgrades, with many of the sewer pipes literally falling apart and unable to keep hazardous sewage from spilling into our environment and polluting the Bay; and,

WHEREAS, the City has done everything it can to reduce the frequency and volume of sewage spills that pollute the environment by increasing the maintenance, evaluation, and repairs of our sewage collection system; and,

WHEREAS, we have a responsibility to keep the Bay clean and protect the health and safety of residents, and spills of raw sewage from our system are still too frequent; and,

WHEREAS, our deteriorated sewer pipes and infrastructure need significant upgrades to reduce sewage spills and continue to comply with a 2008 Environmental Protection Agency Administrative Order and clean water requirements; and,

WHEREAS, pursuant to Section 5473 of the California Health & Safety Code, the City Council has received a report of sewer charges for Fiscal Years 2014–2015 through 2018–2019, computed in conformity with a Sewer Rate Study Report prepared by NBS (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 March 4, 2014, the City Council considered the Sewer Rate Study and concluded that it is appropriate to adopt the rates it proposes for the next five fiscal years; and,

WHEREAS, the City Council desires to approve the Report, intends to adopt the rates it proposes following the procedures required by Proposition 218, article XIII D, section 6 of the California Constitution.

NOW, THEREFORE, the City Council of the City of Sausalito does hereby resolve as follows:

1. The City Council intends to adopt the rates proposed by the Report for fiscal years 2014–2015 through 2018–2019; and,

2. The City Clerk is hereby instructed and authorized to give notice of a hearing on the proposed rates in the manner required by Health & Safety Code section 5473.1 and Government Code section 6066 and the City Public Works Director is hereby instructed and authorized to

give notice of a public hearing on the proposed rates as required by Article XIII D, section 6, subdivision (a) of the California Constitution in substantially the form presented to the City Council at its March 4, 2014 meeting with such hearing to be held at 7:00 p.m. in the City Council chambers on May 6, 2014.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Sausalito on the 4th day of March, 2014 by the following vote:

AYES:	Councilmembers:	Theodores, Weiner, Mayor Withy
NOES:	Councilmembers:	Pfeifer
ABSTAIN:	Councilmembers:	None
ABSENT:	Councilmembers:	Leone

__/s/ R.M. WITHY_____
MAYOR OF THE CITY OF SAUSALITO

ATTEST:

_/s/ DEBBIE PAGLIARO_____
CITY CLERK