

**RESOLUTION NO. 1178**

**A RESOLUTION AMENDING RESOLUTION NO. 1155 WHICH ESTABLISHED AND IMPOSED JUST AND EQUITABLE USER FEES, SYSTEMS DEVELOPMENT CHARGES AND CHARGES FOR CONNECTION TO THE SEWAGE DISPOSAL SYSTEM OF THE CITY OF WILSONVILLE, AND A DEPOSIT SYSTEM FOR SEWER SERVICE; PROVIDED FOR THE MANNER OF PAYMENT COLLECTION, ENFORCEMENT AND DISBURSEMENT OF SUCH FEES AND CHARGES; PROVIDED RULES AND REGULATIONS FOR CONTROL OF THE SEWER SYSTEM; AND REPEALED RESOLUTIONS 959 AND 1059.**

WHEREAS, the City Council authorized a 4% franchise fee be imposed upon gross revenues of the sewer fund and the language of Section 9, Franchise Fees, in Article IV, Resolution No. 1155, was initially proposed in the form of a fee on net revenue, and the proposed language was not changed to conform to the Council authorization, although collections have been implemented as intended since January 1, 1995, necessitating this amendment; and

WHEREAS, the purpose of this amendment is to clarify the Council's intent and that collections from January 1, 1995, were authorized and approved by the City Council.

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

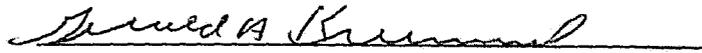
1. Article IV, Section 9. FRANCHISE FEE, Resolution 1155, is amended by deletion of the current language and by the following language being adopted in substitution therefor:

"Section 9. FRANCHISE FEE

"For the right to receive additional services from the general fund, a franchise fee is hereby imposed upon the sewer fund of the City in an amount equal to four percent (4%) of the gross annual revenue from sewer user charges. This fee shall be collected from the sewer users and remitted quarterly to the general fund.

2. Collection of the four percent (4%) franchise fee from sewer users from January 1, 1995, are hereby authorized, approved and ratified.

ADOPTED by the City Council of the City of Wilsonville at a regular meeting thereof on the 15th day of May, 1995.



GERALD A. KRUMMEL, Mayor

ATTEST:



SANDRA C. KING, City Recorder

SUMMARY OF VOTES:

Mayor Krummel	<u>YES</u>
Councilor Hawkins	<u>YES</u>
Councilor Leahy	<u>YES</u>
Councilor Leo	<u>ABSENT</u>
Councilor Lehan	<u>YES</u>