



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Scott P. Johnson

SUBJECT: SEE BELOW

DATE: May 29, 2007

Approved

Ray Wines

Date

6/5/07

COUNCIL DISTRICT: City-Wide
SNI: NA

**SUBJECT: SET PUBLIC HEARING ON SANITARY AND STORM SEWER
SERVICE CHARGES TO BE PLACED ON FISCAL YEAR 2007/2008
COUNTY TAX ROLL**

RECOMMENDATION

Adopt a resolution setting a public hearing on Tuesday, August 7, 2007, at 1:30 p.m. for 2007-2008 Sanitary Sewer Service and Use Charges and Storm Sewer Service Charges based on annual reports of the Director of Finance and direct the City Clerk to publish notice of the time and place of the hearing.

OUTCOME

Adoption of the proposed resolution for the annual public hearing is a necessary step in the annual placement of City Sewer charges on the Santa Clara County Property Tax Roll. Staff has estimated net revenues for 2007-2008 with and without the proposed rate increases. The estimated net revenues without a rate increase would be \$86 million. The estimated net revenues with the proposed rate increase would be \$88 million.

BACKGROUND

Section 15.12.550 of the San Jose Municipal Code requires the Director of Finance to file a report each year with the City Clerk, on or before the fifth of July, regarding Sanitary Sewer Service and Use Charges. The report describes each parcel of real property receiving these services and the dollar amount of the charges to be collected on the County of Santa Clara Tax Roll for the coming fiscal year. Section 15.16.1410 of the Code requires the Director of Finance to file a report each year with the City Clerk, at least fifteen days in advance of the date of the last Council meeting before the City is required to provide information to the Tax Collector for placement of Storm Sewer Charges on the County tax roll.

ANALYSIS

Sections 15.12.550 and 15.16.1430 of the San Jose Municipal Code requires the City Clerk to publish notice of the time and place for the hearing concerning the filing of the Director's annual report, prior to the date of the hearing. Recommended changes to the Sanitary and Storm Sewer rates are scheduled to be heard by Council on June 19, 2007.

Once Council acts on the rates for 2007-2008, the Director of Finance will prepare the report using the City Council's input on rates to be discussed by the Council at the August 7, 2007 public hearing.

The Finance Department requests that the hearing on 2007-2008 Sanitary Sewer Service and Use Charges and Storm Sewer Service Charges for placement on the County of Santa Clara Property Tax Roll be set for Tuesday, August 7, 2007, at 1:30 p.m. in the City Council Chambers. The final report on these charges is due to the County Tax Collector no later than August 10, 2007, to ensure placement on the tax roll.

POLICY ALTERNATIVES

Not applicable.

PUBLIC OUTREACH/INTEREST

- Criteria 1:** Requires Council action on the use of public funds equal to \$1 million or greater. **(Required: Website Posting)**
- Criteria 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**
- Criteria 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

After the adoption of this resolution, the City Clerk's Office will publish a notice of the time and place of the public hearing as required by San Jose Municipal Code Sections 15.12.550C and 15.16.1430A. The Public Hearing date is scheduled for August 7, 2007 at 1:30 pm; pursuant to the actions recommended in this staff report.

COORDINATION

This memo has been coordinated with the City Manager's Budget Office, the Environmental Services Department, the City Attorney's Office and the City Clerk's Office.

HONORABLE MAYOR AND CITY COUNCIL

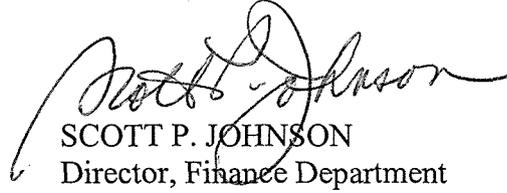
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Subject: Set Public Hearing on Sanitary and Storm Sewer Charges for Fiscal Year 2007-2008

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CEQA

Not a project.


SCOTT P. JOHNSON
Director, Finance Department

For questions, please contact Scott P. Johnson, Finance Director at (408) 535-7000.

