

RESOLUTION 2013

A RESOLUTION OF THE CITY OF NORTH BEND, WASHINGTON, ACCEPTING PETITIONS TO FORM A UTILITY LOCAL IMPROVEMENT DISTRICT TO FINANCE CERTAIN SEWER SYSTEM IMPROVEMENTS AND SETTING A DATE FOR PUBLIC HEARING ON THE FORMATION

WHEREAS, the City of North Bend (the “City”) received petitions (“Petition”) from owners of properties in the City seeking to form a Utility Local Improvement District (“ULID”) to finance certain sewer system improvements to be known as the “Meadowbrook ULID,” the boundaries of which are depicted on the attached Exhibit A; and

WHEREAS, the Director of Public Works (“Director”), as the City employee charged by North Bend Municipal Code (“NBMC”) 2.16.020 with oversight of City sewer and other utilities, has (a) determined that the Petition satisfies the requirements of RCW 35.43.120 and .130, (b) caused an estimate to be made of the cost and expense of the proposed Meadowbrook ULID and hereby certifies that cost to the City Council as shown in Exhibit E (c) made available to the City Council all papers and information in the Director’s possession regarding the proposed Meadowbrook ULID, and (d) determined that the full cost of the proposed Meadowbrook ULID, including all expenses authorized by RCW 35.44.020, is to be borne by the owners of the properties within the proposed Meadowbrook ULID; and

WHEREAS, the Director has obtained a preliminary cost estimate and assessment for the proposed Meadowbrook ULID as summarized in the attached Exhibit F, and as is more fully described in the report dated March 25, 2021, prepared by SOVA and entitled, “Preliminary Feasibility and Special Benefit Analysis – Meadowbrook Sewer ULID”, including a table showing therein the lots, tracts, and parcels of land and other property which will be specially benefited by the proposed Meadowbrook ULID and the estimated amount of the cost and expense thereof to be borne by each lot, tract, or parcel of land or other property;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, DOES RESOLVE AS FOLLOWS:

Section 1. The City of North Bend City Council hereby expresses its intent to order the formation of the proposed Meadowbrook ULID for the construction of certain sewer system improvements in response to the submitted Petition within the area shown on Exhibit A.

Section 2. The anticipated cost of the improvements, including financing and all expenses and formation costs set forth in RCW 35.44.020 and incurred in the formation of construction of the proposed Meadowbrook ULID, is approximately \$7,452,000, as preliminarily estimated in Exhibit E. It is the intent of the North Bend City Council that the said sewer system improvements will be paid for by the levy upon and collection of assessments from the owners of properties in the proposed Meadowbrook ULID.

Section 3. The final assessments may vary and increase from the preliminary assessments described in Exhibit F (and more fully described in the “Preliminary Feasibility and Special Benefit Analysis – Meadowbrook Sewer ULID”), provided that the final assessments do not exceed a figure equal to the increased true and fair value that the sewer system improvements add to the affected properties within the Meadowbrook ULID.

Section 4. A public hearing shall be held during the regular City Council meeting, which begins at 7:00 PM, on May 17, 2022. Under the emergency orders issued by the Governor, the City Council meeting on May 17, 2022, is expected to occur by Zoom or some other means of video conferencing. Attendance in-person may also be permissible at that time. Information about the City Council meeting, including a link that contains meeting access information by which the public may join the City Council meeting by Zoom, and a possible update about in-person attendance, will be available in advance on the City’s website (<https://northbendwa.gov/>) by clicking on “Calendar” and then on May 17, or by calling City Hall at (425) 888-1211. If the City Council meeting is open to the public for in-person attendance, the City Council meeting and public hearing will occur at North Bend City Hall, 920 SE Cedar Falls Way, North Bend, Washington. The purpose of the public hearing is to permit persons who may desire to comment on the formation of the proposed Meadowbrook ULID to appear and present their input at that time.

Section 5. Pursuant to RCW 35.43.150 and related case law, the City Clerk is authorized and directed to give notice of the adoption of this resolution and the date, time and place for the public hearing to each owner or reputed owner of any lot, tract, parcel of land or other property within the proposed Meadowbrook ULID by mailing such notice at least 30 days before the date fixed for public hearing to the owner or reputed owner of the property as shown on the rolls of the King County Assessor at the address shown thereon, as required by law.

Pursuant to RCW 35.43.125 and .140, the City Clerk is further authorized and directed to cause this Resolution to be published in at least two consecutive issues of the official

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newspaper of the city or town, the first publication to be at least fifteen days before the day fixed for the hearing.

**PASSED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND,
WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 5TH DAY OF
APRIL, 2022.**

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Rob McFarland, Mayor

Michael R. Kenyon, City Attorney

ATTEST/AUTHENTICATED:

Effective: April 5, 2022

Posted: April 6, 2022

Susie Oppedal, City Clerk