Submitted by:

Chair of the Assembly at the

Prepared by:

Request of the Mayor Project Management & Engineering Department

For Reading:

March 2, 2010

CLERK'S OFFICE

APPROVED

4-13-10

ANCHORAGE, ALASKA
AR 2010-76

A RESOLUTION CONFIRMING AND LEVYING SPECIAL ASSESSMENTS FOR SPECIAL ASSESSMENT DISTRICT 1P04, WHICH PROVIDED FOR STREET RECONSTRUCTION OF STREETS WITHIN THE TOWN AND COUNTRY ESTATES SUBDIVISION AREA, AND SETTING THE DATE OF ASSESSMENT INSTALLMENT PAYMENTS, INTEREST ON UNPAID ASSESSMENTS, AND PROVIDING FOR PENALTIES AND INTEREST IN THE EVENT OF DELINQUENCY.

THE ANCHORAGE ASSEMBLY RESOLVES:

<u>Section 1.</u> The improvements authorized in AO 2004-172 (Exhibit 1) have been completed and actual costs determined. Special assessments are hereby levied against properties benefited by said improvements as set forth in the attached assessment roll (Exhibit 2) prepared for the district. The district boundaries are shown on the attached map (Exhibit 3).

Section 2. Timely notice of assessment was sent to each property owner whose property is benefited by the improvements. These property owners are indicated in Exhibit 2. Each property owner was also given notice of a Public Hearing to be held before the Assembly. This provided property owners an opportunity to present objections and/or inequalities in the assessment roll for the district.

Section 3. In conformance with the notice to the property owners, the Assembly held a Public Hearing on March 23, 2010. At said hearing, all errors and inequalities to which valid objections were raised were corrected. The amounts indicated on the assessment roll are those amounts determined to be assessed. Said amounts are equal to, or less than, the benefit each property derives from the constructed improvements. The assessment roll has been duly certified by the Municipal Clerk.

<u>Section 4.</u> All assessments and installment interest thereon may be paid in approximately equal annual installments, according to the schedule specified in AR 93-179 (Exhibit 4). In accordance with AMC 19.20.260, no payment shall be required before 60 days after the assembly's confirmation of the assessment roll. Annual installments are due and payable on or before the **30th day of June** of each year, with the first such installment coming due and being payable on **June 30, 2010**.

<u>Section 5.</u> Interest on the unpaid assessment shall be at the rate equal to the effective interest rate on the last bonds sold to finance similar improvements.

Section 6. Assessment installments not paid when due and payable are delinquent beginning on the day following the date when due and payable. Pursuant to AMC 19.20.260, a penalty of eight percent (8%) shall be added to any assessment installment not paid before the date of delinquency. Both the penalty and the delinquent amount shall draw interest at the rate of eight percent (8%) per annum until paid.

Section 7. A special assessment collection charge, as authorized in Anchorage Municipal Code 19.20.265, will be charged to those properties identified in this resolution.

Section 8. Pursuant to AMC 19.20.250, within thirty (30) days from the passage of this resolution, the Municipal Treasurer shall mail a notice to any owner of property whose assessment, schedule of payments, delinquencies, or amount of penalty and interest has been changed as a result of the public hearing on the assessment roll. Not more than sixty (60) or fewer than thirty (30) days before the date of said assessment or the first installment thereof shall become delinquent, the Municipal Treasurer shall mail a payment notice to each property owner, but failure to mail such notice shall in no way affect any liability for assessment levied by this resolution.

Section 9. This resolution shall be effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Municipal Assembly, this

Chair of the Assembly

ATTEST:

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Municipal Clerk



MUNICIPALITY OF ANCHORAGE **ASSEMBLY MEMORANDUM**

No. AM 154-2010

Meeting Date: March 2, 2010

FROM:

MAYOR

SUBJECT:

RESOLUTION CONFIRMING AND LEVYING **SPECIAL** ASSESSMENTS FOR SPECIAL ASSESSMENT DISTRICT 1P04, WHICH PROVIDED FOR STREET RECONSTRUCTION OF STREETS WITHIN THE TOWN AND COUNTRY ESTATES THE DATE **SETTING** AREA. AND SUBDIVISION PAYMENTS, INTEREST ON ASSESSMENT INSTALLMENT UNPAID ASSESSMENTS, AND PROVIDING FOR PENALTIES

AND INTEREST IN THE EVENT OF DELINQUENCY.

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On January 25, 2005, the Assembly approved AO 2004-172 (Exhibit 1) creating special assessment district 1P04 (Exhibit 3) for street reconstruction and storm drain improvements within the Town and Country Estates Subdivision Area. This ordinance specified that 90% of the project cost would be paid by the Municipality and the remaining 10% would be paid by benefiting property owners through special assessments. The ordinance provided one exception to this percentage in which an additional assessment was included on lot 21 of Block 1 for the installation of new curb. This resolution confirms and levies individual assessments totaling \$176,106.88, which is the maximum allowed under the ordinance. The assessments shown in Exhibit 2 are based on this amount.

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This district is one of seven created before construction costs began unexpectedly rising at double digit annual rates. In late 2006, it became clear that this inflation was pushing the project costs above budgets approved by property owners. In response, an alternative was presented to the Assembly that would allow the districts to proceed without increasing the property owner approved assessments above the established cap. On February 27, 2007, the Assembly approved this alternative as AO 2007-31 (Exhibit 5).

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The final cost of the project is expected to be \$3,514,763.50. State grants totaling \$800,000 were received for this project, which reduces the final cost for assessment consideration to \$2,714,763.50. This is above the district's If AO 2007-31 had not been approved, the \$1,761,068.80 budget cap. assessable amount would have been ten percent (10%) of the total cost for assessment consideration or \$271,476.35 rather than \$176,106.88, which is \$95,369.47 above the assessment cap. AO 2007-31 directed that costs above the cap be "absorbed by the Municipality," and have therefore been paid by road bonds and state grants rather than property owners in the assessment district. The final cost is less than the \$3,600,000 estimated in AO 2007-31.

Information on the proposed final assessments was provided in a letter to property owners and at a public meeting. No concerns have been identified.

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Passage of this resolution will have no fiscal impact on any Municipal property.

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THE ADMINISTRATION RECOMMENDS APPROVAL OF A RESOLUTION CONFIRMING AND LEVYING SPECIAL ASSESSMENTS FOR SPECIAL ASSESSMENT DISTRICT 1P04, WHICH PROVIDED FOR STREET RECONSTRUCTION OF STREETS WITHIN THE TOWN AND COUNTRY ESTATES SUBDIVISION AREA, AND SETTING THE DATE OF ASSESSMENT INSTALLMENT PAYMENTS, INTEREST ON UNPAID ASSESSMENTS, AND PROVIDING FOR PENALTIES AND INTEREST IN THE EVENT OF DELINQUENCY.

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Prepared by: James L. Lamson, Capital Program Manager

Project Management & Engineering Department

Approved by: J.W. Hansen, Acting Director

Project Management & Engineering Department

20 Concur: Greg Jones, Executive Director

Office of Community Planning & Development

22 Concur: Dennis A. Wheeler, Municipal Attorney
23 Concur: George J. Vakalis, Municipal Manager

24 Respectfully submitted: Daniel A. Sullivan, Mayor

Exhibit 1

Submitted by: Chair of the Assembly

at the request of the Mayor

Prepared by:

Project Management

& Engineering Department

For Reading:

December 14, 2004

CLERK'S OFFICE AMENDED AND APPROVED Date: 1-25-04

ANCHORAGE, ALASKA AO NO. 2004-172__

AN ORDINANCE OF THE MUNICIPALITY OF ANCHORAGE CREATING SPECIAL ASSESSMENT DISTRICT 1P04 FOR RECONSTRUCTION OF STREETS WITHIN THE TOWN AND COUNTRY ESTATES SUBDIVISION AREA, AND DETERMINING TO PROCEED WITH PROPOSED IMPROVEMENTS THEREIN

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WHEREAS, a benefiting property owner requested that a petition be circulated for creation of a Special Assessment District to reconstruct streets within the Town and Country Estates Subdivision including Terrace Drive, Fountain Drive, Town and Country Place, and Tree Circle, as shown on the attached map; and

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WHEREAS, this aforementioned petition has been signed and approved by owners of properties which will bear more than fifty percent (50%) of the estimated assessable cost of the improvements; and

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WHEREAS, the aforementioned public improvements are necessary and of benefit to the following described property within the Town and Country Estates Subdivision:

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Lots 1 through 8 and 20 though 21 of Block 1, 18 Lots 9A and 11A through 19A of Block 1A, 19 Lots 1 through 15 of Block 2,

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Lots 1 through 12 of Block 3; and

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WHEREAS, the property-owner-approved estimate for the road improvements is \$1,586,376.51, and the assessments in the attached petition roll have been estimated and proportioned as prescribed in Anchorage Municipal Code 19.40; and

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WHEREAS, the property owner shares were calculated with fifty percent (50%) based on parcel access, forty percent (40%) based on parcel area, and ten percent (10%) based on parcel frontage as prescribed in AMC 19.40.090.A, except that an individual assessment of \$2,432.51 was included in the estimated assessment for Lot 21 of Block 1 for the installation of new curb at the property owner's request as prescribed in AMC 19.40.040; and

WHEREAS, project funding is available with existing Anchorage Roads and Drainage Service Area (ARDSA) bonds; now therefore 2 3 THE ANCHORAGE ASSEMBLY ORDAINS: 4 5 Section 1. There is established Special Assessment District No. 1P04 comprised of 6 the properties previously herein described. 7 8 The Municipality shall proceed with the aforementioned public 9 Section 2. 10 improvements. 11 Section 3. Total costs assessed to benefiting properties shall be ten percent (10%) 12 of all project costs after the total project cost has been reduced by any grants, except 13 that final assessments shall not be more than ten percent (10%) above the latest 14 estimate approved by property owners. 15 16 Section 4. Assessments levied pursuant to this ordinance shall be calculated based on 17 property owner assessment shares noted in the attached assessment roll. The 18 Assembly finds that assessments calculated on this basis are proportionate to the 19 benefit received from the improvements. 20 21 Section 5. An account shall be kept of all project costs and, after completion of the 22 improvement, a final assessment roll shall be prepared and presented to the Assembly 23 for the purpose of confirming and levying final assessments. 24 25 Section 6. The Mayor forthwith shall cause this Ordinance to be recorded in the 26 office of the Anchorage District Recorder. 27 28 Section 7. This ordinance shall be effective immediately upon its passage and 29 approval. 30 31 PASSED AND APPROVED by the Anchorage Municipal Assembly this 25th day of 32 _____, 200<u>5</u>. Januara 33 34 35 36 37 38 ATTEST: 39 40 41 Inlan 5 Jamens 42

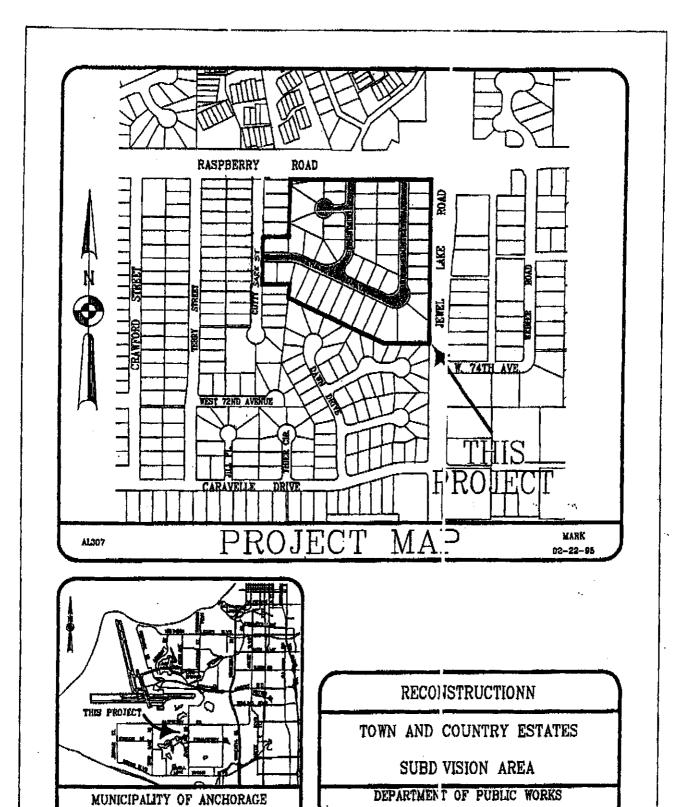
MUNICIPALITY OF ANCHORAGE SUMMARY OF ECONOMIC EFFECTS - GENERAL GOVERNMENT

AO Number: 2004-172 Title: AO CREATING SPECIAL ASSESSMENT DISTRICT 1P04 – TOWN AND COUNTRY ESTATES SUBD AREA

Sponsor & Preparing A	Agency: Project Management & En	gineering	Others A	Affected:	<u>None</u>	
Changes in Expenditu	res and Revenues(Tho	usands of i	Dollars)			_
Operating Expenditure		FY 05	FY 06	FY 07	FY 08	FY 09
1000 Personnel se	rvices	N/A				
2000 Supplies		N/A				
3000 Other service	es <u> </u>	N/A				
4000 Debt service		17	46	138	138	138
5000 Capital Outla	У	200	1,400	NONE	NONE	NONE
Total Direct Costs		217	1,446	138	138	138
ADD: 6000 Charge fro	om others	N/A				
LESS: 7000 Charge to	others	N/A				
FUNCTION COST:		N/A				i <u> </u>
REVENUES:		NONE	NONE	22	22	22
CAPITAL:		N/A				
POSITIONS: FT, PT A	ND TEMP	N/A				
	omic Effects: Design and constr					
Drainage Service Area illustrate the impact or will be adjusted if cons	amount is \$160,097.16, and \$1,426 (ARDSA) bonds. The changes in the the debt service, assuming design struction does not occur in 2006. The 36,676.51 of bonds would be retired	e Expendi and cons ne debt se	ture and F truction or rvice of \$	Revenue p ccur in 20 138,307.5	ortion of th 05 and 20 3 was dete	nis page 106, and ermined
estimated amount tota petition roll.	mic Effects: After completion of the aling \$160,097.16. Assessments with the necessary, a separate page may be	li be in the	e manner			
•	, , , , , , , , , , , , , , , , , , , ,	s allacijeu.		Talaskas	040 04	00
Prepared by:	<u>James L. Lamson</u> (name)		-	relephon	e: <u>343-81</u>	<u>20</u>
Validated by OMB:				Date:		
	(name)					
Approved by:	Howard C. Holtan, P.E. Director, Preparing Agency			Date:		·
Concurred by:	NONE	<u>-</u>		Date:		
-	Director, Affected Agency					
Approved by:	Executive Manager	<u> </u>		Date:		
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VICINITY MAP



OFFICE OF THE MUNICIPAL ENGINEER

Page 1 of 4

Revised Petition Roll for Special Assessment District 1P04

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	Owner Response	IN FAVOR	IN FAVOR	NO RESPONSE	IN FAVOR	OPPOSED	IN FAVOR	IN FAVOR	IN FAVOR	NO RESPONSE	a Torradeni	IN FAVOR	IN FAVOR	OPPOSED
ı RID	Owner of Record (to be removed from	\$6,529.76 Shawn D. & Vicki L. Campbell	\$4,651.30 John P. & Laurel A. Christians	\$4,881.21 Lowell H. Schei	\$4,938.90 George E. Matoes & Bonnie A. Kittredge	\$4,938.90 Theresa M. Reich	\$4,938.90 Thomas R. & Madeline Belleau	\$4,938.90 Daniet J. & Karla Carpenter	\$4,938.90 Steven R. & Barbara K. Simkins	\$4,938.90 William E. Willenbrink		\$4,938.00 Reter S. & Darae K. Grews	\$5,787.06 Peter S. & Darae Crews	\$4,195.85 Teddy A. Connell Declaration of Trust, Teddy A Connell Trustee
uctior	Total of Ov Payments	6,529.76 Shi	4,651.90 Joh Chi	4,881.21 Lov	4,938.90 Ge Bol	4,938.90 Th	4,938.90 The	4,938.90 Da	4,938.90 Ste	4,938.90 Wil	17.7	4,938.90 Re	5,787.06 Pe	4,195.85 Te
constr	Estimated To Annual Pay		\$507.19	\$530.12	\$535.89	\$535.89	\$535.89	\$535.89	\$535.89	\$535.89		\$ 225.89	\$ 12.029\$	\$461.58
eet Re	Annual Est Collection A Charge Pa	6	\$42.00	\$42.00	\$42.00	\$42.00	\$42.00	\$42.00	\$42.00	\$42.00	12.55 kg	\$42.00	\$42.00	\$42.00
rea Str	Annual P&I /	\$652.98	\$465.19	\$488.12	\$493.89	\$493.89	\$493.89	\$493.89	\$493.89	\$493.89	200	\$493.80	\$578.71	\$419.58
Subd Area Street Reconstruction RID	Estimated A Total Interest 1 at 6%	\$1,723.80	\$1,228.06	\$1,288.60	\$1,303.83	\$1,303.83	\$1,303.83	\$1,303.83	\$1,303.83	\$1,303.83	V	£1;303:83	\$1,527.73	\$1,107.67
tates	Years to Pay	9	0	<u>۽</u>	9	6	9	0	9	9		9	\$	5
Country Estates	Estimated Assessment	\$4,805.96	\$3,423.84	\$3,592.61	\$3,635.07	\$3,635.07	\$3,635.07	\$3,635.07	\$3,635.07	\$3,635.07	0.10		54 ,289.33	\$3,088.18
	Property Owner Share	3.00%	2.14%	2.24%	2.27%	2.27%	2.27%	2.27%	2.27%	2.27%	jur.	2.27%	7:66%	1.93%
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Town and Country Estates Subd Area Street Reconstruction RID Revised Petition Roll for Special Assessment District 1P04

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	be removed from	\$4,157.87 Don W. & Janice M. Roberson Bruce A.	Jackson 64 456 60 Demis D. P. Deniso D.	Linnell	\$4,155.39 Trillis B. Enders	,	\$4,420.48 Thor J. Wocasek & Julia	L. Davies	\$4,418.71 George J. & Rita L. Oliver		\$4,417.12 Sidney J. & Sheila B.	BOOKSII	\$4,358.13 Richard & Barbara Maki		\$4,364.13 Jerry P. & Marilyn Jones		\$4,415.34 Kevin E. & Claire A. Frederic		TOTAL		\$4,415.34 Douglas C. Perkins & Lynn A. Skurla	•	\$4,415.34 Douglas C Perkins & Lynn A. Skurla	,	\$4,415.34 Marie Piscitelli	
7-40 04	Payments	\$4,157.87	\$4 156 BO	7,100.00	\$4 155.39		\$4,420.48		\$4,418.71		\$4,417.12		\$4,358.13		\$4,364.13	,					ļ			,		
7	Annual	\$457.79	\$457 GE	2	\$457.54		\$484.05		\$483.87		\$483.71		\$477.81		\$478.41		\$483.53				\$483.53		\$483.53	1	\$483.53	
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Town and Country Estates Subd Area Street Reconstruction RID Revised Petition Roll for Special Assessment District 1P04

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Owner Response IN FAVOR	RESPONSE OPPOSED	OPPOSED OPPOSED	
Annual P&I Annual Estimated Total of Owner of Record (to Payment Collection Annual Payments be removed from Charge Payment Collection Annual Payments be removed from Charge Payment Charge S42.00 \$492.35 \$4,503.45 Edward & Shirley Belyea Landry S523.50 \$42.00 \$565.50 \$5,235.05 Landry Metcalf S417.64 \$42.00 \$456.97 \$4,149.72 Charles K. & Bethy J. Metcalf S417.64 \$42.00 \$509.15 \$4,176.36 Kelly S. Walters S417.64 \$42.00 \$533.56 \$4,917.63 Kelly S. Walters S417.65 \$42.00 \$533.56 \$4,915.65 Slephen T. Hagedom S417.67 \$441.53 \$4,415.34 Kao-Thei Hsi Charge Charge Charge Charge Charge S417.69 \$483.53 \$4,415.34 Kevin N. & Sherrie L. McDaid Charge S42.00 \$483.53 \$4,415.34 Kevin N. & Sherrie L. McDaid Charge S42.00 \$483.53 \$4,415.34 Kevin N. & Sherrie L. McDaid Charge S42.00 \$483.63 \$4,415.34 Secretary et VA-Matthew Charge S42.00 \$483.63 \$4,415.34 Secretary et VA-	\$4,320.79 Loten & Catoline Nishimura \$4,074.80 Jeffrey S. Dyess	\$4,610.46 Toni S. Walker \$4,785.07 Tommie J. & Joseph G. Coffins	COMETS
54,503.45 \$4,176.36 \$4,415.34 \$4,415.34 \$4,415.34	1		
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\$411.53 \$411.53 \$417.64 \$417.64 \$417.64 \$441.53	\$407.48	\$461.05	
\$1,188.8 \$1,188.8 \$1,188.8 \$1,102.5 \$1,102.5 \$1,105.6 \$1,165.6 \$1,165.6	\$1,075.71	\$1,217.12	·
Years to Pay 10 10 10 10 10 10 10 10 10 10 10 10 10	2 0	5 5	
2.07% \$3,314.58 10 2.07% \$3,314.58 10 2.41% \$3,863.04 10 1.92% \$3,054.23 10 1.92% \$3,054.23 10 2.15% \$3,438.28 10 2.26% \$3,249.73 10 2.03% \$3,249.73 10 2.03% \$3,249.73 10 2.03% \$3,249.73 10	\$2,999.09	\$3,521.85	
	1.87%	2.12%	
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Town and Country Estates Subd Area Street Reconstruction RID Revised Petition Roll for Special Assessment District 1P04

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	Owner	Response	IN FAVOR	NO RESPONSE	IN FAVOR	IN FAVOR		IN FAVOR	IN FAVOR	IN FAVOR	IN FAVOR	OPPOSED	IN FAVOR	
	Owner of Record (to	be removed from recorded roll)	\$5,761.32 Francis J. Nosek Jr.	\$5,018.15 Harvey M. & Cindy M. Douthit	\$4,725.47 Michael C. & Nancy J. Burke	\$4,149.72 William & Donna Laura Ellis	Kober Verlegijes (*) Selven en e	84,508.30 Robert E. Heavlin & Karen E. Hammieh	\$1,865.84 Robert E. Heavilin & Karen E. Hammich	\$4,515.31 Christopher Joseph & Susan Marie Gregg	\$4,759.07 James S. & Laurie A. Rkdgway	\$3,962.72 Jo Ellen Dunning-Carr	\$6,568.17 Robert E. & Karen S. Tomfelt	
	Total of	Payments	\$5,761.32	\$5,018.15	\$4,725.47	\$4,149.72		84,508.3(
1 5 5 T	Estimated	Annual Payment	\$618.13	\$543.81	\$514.55	\$456.97		\$492.83	\$415.17	\$493.53	\$517.91	\$438.27	\$698.82	
וננויי		Collection Charge	\$42.00	\$42.00	\$42.00	\$42.00		\$42.00	\$42.00	\$42.00	\$42.00	\$42.00	\$42.00	
ווכם כו	Annual P&I	Payment	\$576.13	\$501.81	\$472.55	\$414.97		\$450.83	\$373,17	\$451.53	\$475.91	\$396.27	\$656.82	
daya Area Orieet Necoriali action Min	Estimated	Total Interest at 6%	\$1,520.94	\$1,324.75	\$1,247.48	\$1,095.49		\$1,190.15	20:202.	\$1,192.00	\$1,256.35	\$1,046.12	\$1,733.94	į
	Years to	Pay	10	2	ę	£		#	1	9	5	6	10	
		Assessment	\$4,240.38	\$3,693.40	\$3,477.99	\$3,054.23	in the second	\$3.48.45 O -	##### O	\$3,323.31	\$3,502.72	\$2,916.60		\$150,097.16
Scalle y	Property	Owner Share	2.65%	2.31%	2.17%	1.91%		2.07%	0.98%	2.08%	2.19%	1.82%		timated at
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•	App Subdivision Block		000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	(2) (2) (2) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3	Town & County Estates	990 Town & Gounty Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & County Estates	Total amount of assessments is esti
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ĺ	<u> </u>		88	8	40	41	SWA	24	3	4	45	46	47	⅃



MUNICIPALITY OF ANCHORAGE **ASSEMBLY MEMORANDUM**

No. AM 913 -2004

Meeting Date: December 14, 2004

FROM:

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Mayor

SUBJECT:

AN ORDINANCE OF THE MUNICIPALITY OF ANCHORAGE CREATING SPECIAL ASSESSMENT DISTRICT 1P04 FOR RECONSTRUCTION OF STREETS WITHIN THE TOWN AND COUNTRY ESTATES SUBDIVISION AREA, AND DETERMINING TO PROCEED WITH PROPOSED

IMPROVEMENTS THEREIN.

A petition for the reconstruction of local residential streets within the Town and Country Estates Subdivision area through the Road Improvement District (RID) program has been approved by property owners. Specific roads being reconstructed include Terrace Drive, Fountain Drive, Town and Country Place, and Tree Circle as shown on the attached map. The initial petition area also included the reconstruction of Cutty Sark Drive. This road was removed in response to strong consensus from property owners along Cutty Sark Drive.

The petition results show 31 property owners representing 66.94% of the assessable cost in favor. 9 property owners representing 16.25% opposed, and 8 property owners representing 16.81% not responding.

The estimated cost of the RID improvements is \$1,586,376.51. Of this estimate, \$1,583,944.00 is assessable at 10%, in accordance with the Reconstruction (90/10) RID Program established in AMC 19.40.100.B. The remaining \$2,432.51 is for installation of new curb along Lot 21 of Block 1 at the property owner's request, and is assessable at 70%, in accordance with the Upgrade (70/30) RID Program, established in AMC 19.40.100.A. The total amount of assessments is estimated at \$160,097.16 and the total amount of costs to be assumed by the Municipality of Anchorage is \$1,426,279.35.

Estimated assessments for each parcel were calculated with 50% based on parcel access, 40% based on parcel area, and 10% based on parcel frontage, in accordance with AMC 19.40.090. The estimated assessments approved by property owners were not increased when Cutty Sark Drive was removed from the district.

No municipal property is included in this assessment district.

Design and construction funding is available from previously-approved ARDSA bonds.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THE ORDINANCE THAT CREATES SPECIAL ASSESSMENT DISTRICT 1P04 FOR THE RECONSTRUCTION OF STREETS WITHIN THE TOWN AND COUNTRY ESTATES SUBDIVISION.

Prepared by: Howard C. Holtan, Director, Project Management & Engineering Department Concur: Denis C. LeBlanc, Municipal Manager

Respectfully submitted: Mark Begich, Mayor

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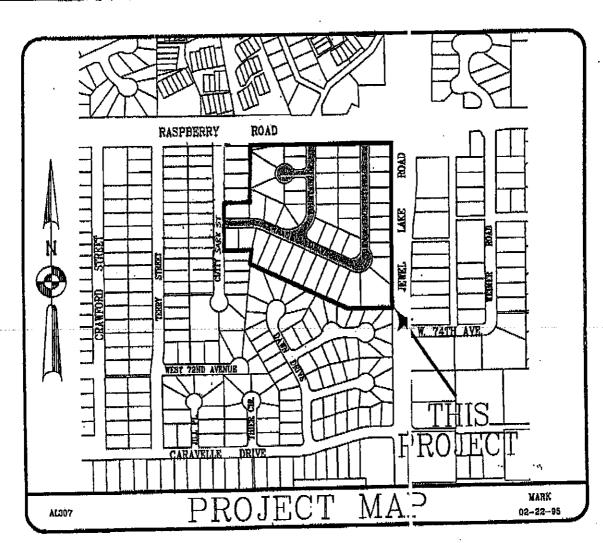
Exhibit 2

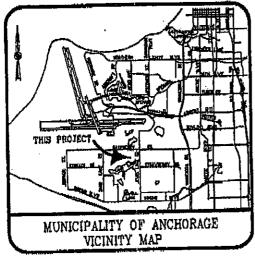
Final Assessment Roll for Special Assessment District 1P04 Town and Country Estates Subd Area Street Reconstruction RID (04-08)

rd to recording)	= =====================================	SI		A. Kittredge				dins	tink		ion	7)avies								J.			
Owner of Record (Names to be removed prior to recording)	Shawn D. & Vicki L. Campbell	John P. & Laurel A. Christians	Lowell H. Schei	George E. Matoes & Bonnie A. Kittredge	Theresa M. Reich	Madeline Belleau	Daniel J. & Karla Carpenter	Steven R. & Barbara K. Simkins	William E. & Leslie L Willenbrink	E & H Enterprises LLC	Bruce A. & Svetlana K Jackson	Dennis R. & Denise R. Linnell	Triffis B. Enders	Thor J. Wocasek & Julia L. Davies	George J. & Rita L. Oliver	Noel I. Lastimoso	Richard & Barbara Maki	Jerry P. & Marilyn Jones	Kevin E. & Claire A. Frederic	Marie Piscitelli	Edward & Shirley Belyea	Laurence H. & Virginia Landry	Charles K. & Betty J. Metcalf	Kelly S. Walters	
Annual P&I Payment	\$504.48	\$484.41	\$508.29	\$514.30	\$514.30	\$514.30	\$514.30	\$514.30	\$514.30	\$436.92	\$432.97	\$432.84	\$432.71	\$460.31	\$460.13	\$459.96	\$453.82	\$454.45	\$459.78	\$459.78	\$468.95	\$545.14	\$432.12	\$434.89	
Years to Pay	15	9	10	5	5	9	5	9	6	2	10	9	5	9	9	10	9	9	92	2	2	9	은	9	,
Property Owner Final Assessment Share	\$5,286.56	\$3,766.22	\$3,951.87	\$3,998.58	\$3,998.58	\$3,998.58	\$3,998.58	\$3,998.58	\$3,998.58	\$3,397.00	\$3,366.25	\$3,365.24	\$3,364.24	\$3,578.86	\$3,577.43	\$3,576.14	\$3,528.38	\$3,533.24	\$3,574.70	\$3,574.70	\$3,646.04	\$4,238.34	\$3,359.65	\$3,381.22	77 000 00
Property Owner Share	3.00%	2.14%	2.24%	2.27%	2.27%	2.27%	2.27%	2.27%	2.27%	1.93%	1.91%	1.91%	1.91%	2.03%	2.03%	2.03%	2.00%	2.01%	2.03%	2.03%	2.07%	2.41%	1.91%	1.92%	70.400
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Final Assessment Roll for Special Assessment District 1P04 Town and Country Estates Subd Area Street Reconstruction RID (04-08)

Owner of Record (Names to be removed prior to recording)	Liu & Yuh-Yin Hsi	Kevin N. & Sherrie L. McDaid	Matthew C. Harper	Loren & Caroline Nishimura	Jeffrey S. & Kimberly M Dyess	Toni S. Walker	Tommie J. & Joseph G. Collins	Lynda M McMahon	Harvey M. Douthit	Michael C. & Nancy J. Burke	Robert E. & Julie M. Martin	Christopher Joseph & Susan Marie Gregg	James S. & Laurie A. Ridgway	Jo Ellen Dunning-Carr	Karen S. Tornfelt	Douglas C Perkins & Lynn A. Skurla	Douglas C Perkins & Lynn A. Skurla	Douglas C Perkins & Lynn A. Skurla	Andrew G. & Kimberly I Shields	Robert E. Heavilin & Karen E. Hammich	Robert E. Heavilin & Karen E. Hammich	Peter S. & Katherine D. Crews	Peter S. & Darae Crews	Peter S. & Darae K. Crews	
Annual P&I Payment	\$459.78	\$459.78	\$459.78	\$449.93	\$424.32	\$480.10	\$498.28	\$599.94	\$522.55	\$492.07	\$432.12	\$470.19	\$495.57	\$412.65	\$507.45	\$682.25	00:0\$	00'0\$	\$513.31	80.00	00:0\$	\$688.51	90.0\$	00'0\$	
Years to Pay	19	10	10	10	10	10	9	10	9	9	9	10	10	9	15	15	#	₩	15	₩	4	8	#	+	
Property Owner Final Assessment Share	\$3,574.70	\$3,574.70	\$3,574.70	\$3,498.15	\$3,299.00	\$3,732.67	\$3,874.04	\$4,664.42	\$4,062.74	\$3,825.79	\$3,359.65	\$3,655.64	\$3,852.99	\$3,208.26	\$5,317.65	\$7,149.41	\$0.00	\$0.00	\$5,379.08	\$0.00	80:00	\$8,683.84	00'0\$	\$0.00	\$176,106.88
Property Owner Share	2.03%	2.03%	2.03%	1.99%	1.87%	2.12%	2.20%	2.65%	2.31%	2.17%	1.91%	2.08%	2.19%	1.82%	3.02%	4.06%	% 00.0	%00.0	3.05%	%00.0	%00:0	4.93%	%00'0	%00 0	100.00%
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Subdivision	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	000 Town & Country Estates	
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1P04 04-08

RECONSTRUCTIONN

TOWN AND COUNTRY ESTATES

SUBD VISION AREA

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE MUNICIPAL ENGINEER

Exhibit 4

CLERK'S OFFICE
APPROVED

Submitted by: Chairman of the Assembly

at the Request of the Mayor

Prepared by: Pinance Department

For Reading: June 29, 1993

ANCHORAGE, ALASKA RESOLUTION NO. AR 93-179

A RESOLUTION ESTABLISHING A REVISED TIME PAYMENT SCHEDULE FOR THE PAYMENT OF ROAD, PARK, GAS LINE, AND WATER AND WASTEWATER ASSESSMENTS

WHEREAS, Anchorage Municipal Code Section 19.20.240 calls for the adoption of time payment schedules for payment of assessments, by resolution;

NOW, THEREFORE, the Assembly of Anchorage resolves:

Section 1. All assessments levied on property, benefitted by an improvement that is financed by special assessment bonds or notes, shall be payable in annual installments that are provided for in the terms of the bond or note sale.

Section 2. Unless otherwise provided for by the Municipal Assembly, all other assessments levied on property benefitted by special assessment districts created after the effective date of this ordinance and not described in Section 1, shall be payable in annual installments as follows:

Less than \$500.00 \$500.00 or more but less than \$1,000.00 \$1,000.00 or more but less than \$2,500.00 \$2,500.00 or more but less than \$5,000.00 \$5,000.00 or more but less than \$7,500.00 More than \$7,500.00 One lump sum payment
Two equal annual installments
Five equal annual installments
Ten equal annual installments
Fifteen equal annual installments
Twenty equal annual installments

Section 3. Nothing in this resolution is intended to prohibit a property owner from paying a levied assessment in full at any time.

Section 4. This resolution will take effect on April 1, 1994. It is effective for water and wastewater improvements as approved by the Alaska Public Utilities Commission.

Que	D APPROVED by 1			•
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		Chairm	20 /	<u> </u>
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ATTEST:				
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Legane Te	rguson			
Municipal Clerk				
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Exhibit 5

Submitted by: Chair of the Assembly at the

Request of the Mayor

Prepared by:

Project Management & Engineering Department

For Reading:

January 30, 2007

CLERK'S OFFICE APPROVED Date: 2-21-07

ANCHORAGE, ALASKA AO NO. 2007-<u>31</u>

AN ORDINANCE WAIVING THE ASSESSABLE SHARE REQUIREMENT OF ANCHORAGE MUNICIPAL CODE SECTION 19.40.100B. FOR SEVEN ROAD RECONSTRUCTION ROAD IMPROVEMENT DISTRICTS.

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WHEREAS, benefiting property owners and the Anchorage Assembly approved and created the following Special Assessment Districts through the Reconstruction (90/10) Road Improvement District (RID) Program:

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Town and Country Estates Subdivision Area	AO 2004-172
10MU and Confind Estates adaptivision, nos	AO 2004-173
Marathon Circle	AO 2004-164
Bayshore West Subdivision Area	AO 2005-129
Leawood Drive/Roy Street 58th Avenue between Arctic Boulevard and Silverado Way	AO 2006-075
and Tudor Road	AO 2006-102
Arlene Drive, Kingfisher Drive, Pelican Drive and Pelican Court	AO 2006-091; and

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WHEREAS, Anchorage Municipal Code section 19.40.100B. mandates assessable costs on projects funded through the Reconstruction (90/10) RID Program shall be ten percent (10%) of the total project costs; and

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WHEREAS, final assessments are capped at ten percent (10%) above the ownerapproved assessments unless the higher assessments are approved by property owners; and

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WHEREAS, the current estimated cost of each of these RIDs results in assessments exceeding the ten percent (10%) cap, due to substantial construction cost increases; and

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WHEREAS, construction of these RIDs is a priority for the Municipality because of the deteriorated condition of the roads; and

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WHEREAS, the Municipality desires to proceed with design and construction of the RIDs without increasing the property-owner-approved assessments above the established cap; and

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WHEREAS, a waiver of section 19.40.100B, is required in order for these additional costs to be absorbed by the Municipality; now, therefore,

THE ANCHORAGE ASSEMBL	Y.	ORDAINS:
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The requirement in Anchorage Municipal Code section 19.40.100B. mandating that assessable costs shall be ten percent (10%) of the total project costs is hereby waived for the following RIDs:

Town and Country Estates Subdivision Area	AO 2004-172
Marathon Circle	AO 2004-173
Bayshore West Subdivision Area	AO 2004-164
Leawood Drive/Roy Street	AO 2005-129
58 th Avenue between Arctic Boulevard and Silverado Way	AQ 2006-075
B Street between 40 th Avenue and Tudor Road	AO 2006-102
Arlene Drive, Kingfisher Drive, Pelican Drive and Pelican Court	AO 2006-091
Affene Dilve, Alignsher Dilve, Felican Dilve and Folican Geatt	· · · · · · · · · · · · · · · · · · ·

The Municipality is authorized to proceed with the aforementioned Section 2. improvements.

The Municipality is authorized to include funding for these projects in future capital improvement programs and shall pursue the necessary funding.

Section 4. This ordinance shall be effective immediately upon passage and approval.

PASSED AND APPROVED by the Anchorage Municipal Assembly this 27% day of . 2007. February

ATTEST:

Municipal Clerk

Sharle

MUNICIPALITY OF ANCHORAGE SUMMARY OF ECONOMIC EFFECTS - GENERAL GOVERNMENT

AO Number: $^{2007-31}$ Title: AN ORDINANCE WAIVING THE ASSESSABLE SHARE REQUIREMENT OF ANCHORAGE MUNICIPAL CODE SECTION 19.40.100B. FOR SEVEN ROAD RECONSTRUCTION ROAD IMPROVEMENT DISTRICTS.

Sponsor & Preparing Agency: Project Management & Engineering Others Affected: None (Thousands of Dollars) Changes in Expenditures and Revenues FY 08 FY 10 FY 11 FY 09 FY 07 Operating Expenditures N/A 1000 Personnel services N/A 2000 Supplies N/A 3000 Other services 85 85 48 76 21 4000 Debt service NONE 325 102 300 245 5000 Capital Outlay 187 85 401 266 348 **Total Direct Costs** N/A ADD: 6000 Charge from others N/A LESS: 7000 Charge to others N/A **FUNCTION COST:** NONE NONE NONE NONE NONE REVENUES: N/A CAPITAL: N/A POSITIONS: FT, PT AND TEMP Public Sector Economic Effects: This ordinance will result in \$972,000 of the costs of seven Road Improvement Districts (RID) being paid with road bonds rather than by special assessments. The Capital Outlay reflects the estimated annual additional RID project cost that would be absorbed by the Municipality if this ordinance is adopted. The Debt Service amounts are based on the Capital Outlay amounts and an assumed interest rate of 6%. It should be noted that while the proposed Debt Service Increases on the RIDs are included in this summary, they do not increase debt service already reflected in the road bond approval process. Private Sector Economic Effects: The property-owner approved assessments on approximately 400 properties will not be raised above the established cap. If further explanation is necessary, a separate page may be attached. Telephone: 343-8120 James L. Lamson Prepared by: (name) Date: _____ Validated by OMB: (name) Date:_____ Howard C. Holtan, P.E. Approved by: Director, Preparing Agency Date:_____ NONE Concurred by: Director, Affected Agency Date:_____ Approved by: Executive Manager



MUNICIPALITY OF ANCHORAGE ASSEMBLY MEMORANDUM

No. AM 101 -2007

Meeting Date: January 30, 2007

FROM:

Mayor

SUBJECT:

An Ordinance Waiving the Assessable Share Requirement of Anchorage Municipal Code Section 19.40.100B. for Seven Road

Reconstruction Road Improvement Districts.

This ordinance waives the code requirement for property owner assessments to cover 10% of the total project costs on seven road reconstruction Road Improvement Districts (RIDs). The estimated average assessment share would be 6.5%, and the estimated project costs to be absorbed by the Municipality are approximately \$972,000. These projects are estimated to total \$28,000,000. The seven RIDs are:

Town and Country Estates Subdivision Area

Marathon Circle

Bayshore West Subdivision Area

Leawood Drive/Roy Street

58th Avenue between Arctic Boulevard and Silverado Way

B Street between 40th Avenue and Tudor Road

Arlene Drive, Kingfisher Drive, Pelican Drive and Pelican Court

AO 2004-172

AO 2004-173

AO 2004-173

AO 2005-129

AO 2006-075

AO 2006-091

Road construction costs increased approximately 40% over the last three years and, on most projects, the Municipality has been able to adjust CIP funding to match. However, RIDs are approved with an assessment cap of 10% above the approved estimate, and property owner approval is required if costs exceed this cap. While the streets in these RIDs are in poor shape, and the Municipality sees reconstruction as a priority, it is unlikely the 400 affected property owners would support the projects at the higher assessment level. The effect of failed re-ballots is cancellation of the reconstruction projects.

These seven RIDs were approved by property owners at an average cost of about \$1,034/LF, 38% higher than the average cost of RIDs completed in 2002 and 2003. Historically, a budget increase of this size would have covered construction inflation. However, the current estimated cost for these seven RIDs has risen even further to \$1,628/LF. More detail on the costs of these seven RIDs is attached.

Over \$800,000 has already been invested by the Municipality in these seven projects and if the RIDs fail in re-balloting, the Municipality's investment is lost. Approving this ordinance authorizes the Municipality to absorb about \$972,000 in

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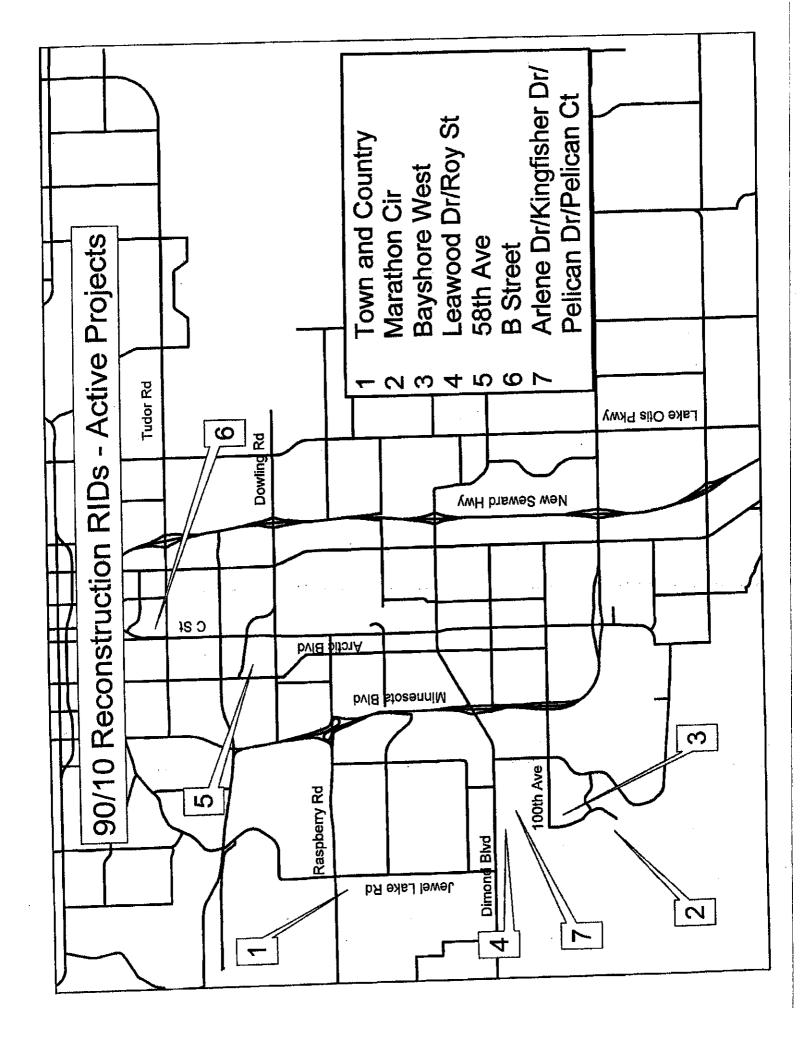
costs that would have been assessed through the 90/10 program. The ordinance does not require tax revenue expenditure, as funding will come from road bonds.

These seven RID projects would fully expend Reconstruction RID funding in the CIP for the next three years. While local road reconstruction is a growing need due to deteriorating neighborhood streets, it seems unlikely that property owners would approve future 90/10 projects with assessments in the \$7,000-per-lot range. If the 90/10 program is no longer effective in funding local road reconstruction projects, other options should be considered, such as changing the assessment formula.

THE ADMINISTRATION SUPPORTS APPROVAL OF AN ORDINANCE WAIVING THE ASSESSABLE SHARE REQUIREMENT OF ANCHORAGE MUNICIPAL CODE SECTION 19.40.100B. FOR THE SEVEN ROAD RECONSTRUCTION ROAD IMPROVEMENT DISTRICTS NAMED HEREIN.

Prepared by: Howard C. Holtan, Director, Project Management & Engineering Department Concur: James N. Reeves, Municipal Attorney

Concur: James N. Reeves, Municipal Attorney
Concur: Denis C. LeBlanc, Municipal Manager
Respectfully submitted: Mark Begich, Mayor



Budget Status and Funding Plan for 90/10 Reconstruction RID Projects January, 2007

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funding plan							750,000 6,650,000	6,650,00		888	250,000 6,650,00	265000
2008 funding plan				2,600,000	2,200,000	1,700,000		7,250,000 6,650,000		8090	000057	52,050,000 25550,000
2007 2007 funding plan	900,000	500,000	4,600,000				750,000	6,750,000	CHUCKUK		100000	00000
Funding Required	900,000	500,000	4,568,704 4,600,000	2,527,332	2,199,039	1,691,167	8,146,559	7,467,199 20,532,801 6,750,000	PORMODEN		108 225 00	1.382, 200,000 = 0.000 = 0.000, 1.000, 1.000, 0.000
Existing Funding	113,780 2,700,000	600,000	401,820 2,231,296	772,668	500,961	408,833	253,441		ON THE X		THE PROPERTY OF THE BUILDING POLICY BOY (1921)	El Comencia mading
Spent	113,780	124,906	401,820	64,903	104,986	33,838	11,181	855,414	HINGHIGH		oposett (
Current Additional Average Average Spent Existing Funding Budget Muni Cost Property Property Funding Required Cost/LF with No Assessment Assessment Re-Bailot Balloted Assessment Wicap if Re-Balloted	\$8,372	\$5,238	\$5,000	£££′2\$	\$15,000	\$15,000	\$7,500		CID CHE VIX DEMORSOR HE WORLD WITH BUILDING THE			
Average Property Assessment Balloted w/cap	\$4,058	\$2,881	\$3,235	\$4,107	\$10,389	\$14,536	\$5,500					
Additional Muni Cost with No Re-Ballot	\$185,499	\$49,500	\$239,998	\$145,200	\$83,000	\$45,000	\$224,000	\$972,197				
Cost/LF	\$1,706	\$1,692	\$1,450	\$1,610	\$1,636	\$1,694	\$1,606	Ш	\$1,821			
CPD Revised Budget	\$3,600,000	\$1,100,000	\$6,800,000	\$3,300,000	\$2,700,000	\$2,100,000	\$8,400,000	\$28,000,000	Average			
RID Cap Costil F	\$827	\$931	\$638	\$301	\$1,133	\$1,331	\$1,178		010. 1.010			
Approved 1 Budget plus 10%	\$1,745,015	\$605,000	\$4,400,018	\$1,848,000	\$1,870,000	\$1,650,000	\$6,160,000	\$18,278,032	Average			
Assembly	Sullivan, Jennings	Birch, Shamberg	Birch, Shamberg	Sulfivan, Jennings	Traini, Coffey	Traini, Coffey	Sullivan, Jennings					
RID Project Assembly Approved RID Cap Budget Cost/LF plus 10%	Town and Country Estates (Residential)	Marathon Cir (Residential)	ts est	Leawood Dr - Roy St (Residential)	58th Ave (Business)	B Street (Business)	Arlene Dr - Kingfisher Dr - Pelican Dr & Cir (Residential)	TOTAL				
					6	•				\$		

Content ID: 008735

Type: AR_AllOther - All Other Resolutions

A RESOLUTION CONFIRMING AND LEVYING SPECIAL ASSESSMENTS FOR SPECIAL ASSESSMENT DISTRICT 1P04, WHICH PROVIDED FOR STREET RECONSTRUCTION OF STREETS WITHIN THE TOWN AND COUNTRY

Title: ESTATES SUBDIVISION AREA, AND SETTING THE DATE OF ASSESSMENT INSTALLMENT PAYMENTS, INTEREST ON UNPAID ASSESSMENTS, AND

PROVIDING FOR PENALTIES AND INTEREST IN THE EVENT OF

DELINQUENCY.

Author: maglaquijp

Initiating PME
Dept:

Review OCPD

Date 2/12/10 5:46 PM **Prepared:**

Assembly

Meeting 3/2/10

Date:

Public

Hearing 4/13/10 Date: 3/23/10

Workflow Name	Action Date	<u>Action</u>	User	Security Group	Content ID
Clerk_Admin_SubWorkflow	2/19/10 10:31 AM	Exit	Joy Maglaqui	Public	008735
MuniManager_SubWorkflow	2/19/10 10:31 AM	Approve	Joy Maglaqui	Public	008735
MuniManager_SubWorkflow	2/19/10 10:30 AM	Checkin	Joy Maglaqui	Public	008735
CFO_SubWorkflow	2/17/10 11:39 AM	Approve	Nina Pruitt	Public	008735
OCPD_SubWorkflow	2/16/10 8:41 AM	Approve	Tawny Klebesadel	Public	008735
PME_SubWorkflow	2/16/10 8:32 AM	Approve	Jerry Hansen	Public	008735
AllOtherARWorkflow	2/16/10 7:50 AM	Checkin	Tish Millette	Public	008735
PME_SubWorkflow	2/12/10 7:20 PM	Reject	Sharilyn Mumaw	Public	008735
AllOtherARWorkflow	2/12/10 5:49 PM	Checkin	Tish Millette	Public	008735