

CLERK'S OFFICE

APPROVED

Date:

2-28-12

Submitted by: Assembly Vice Chair Hall

Prepared by: Assembly Counsel

Reviewed by: AWWU Staff

For reading: February 28, 2012

**ANCHORAGE, ALASKA
AR NO. 2011-322(S-Amended)**

A RESOLUTION OF THE MUNICIPALITY OF ANCHORAGE, ALASKA, CONFIRMING AND LEVYING ASSESSMENTS FOR THE WATER SPECIAL IMPROVEMENTS WITHIN TURNAGAIN HEIGHTS WATER IMPROVEMENT DISTRICT 1416, SETTING DATE OF PAYMENT AND PROVIDING FOR PENALTIES AND INTEREST IN THE EVENT OF DELINQUENCY.

THE ANCHORAGE ASSEMBLY RESOLVES:

Section 1. The water improvements authorized in ordinance AO 2007-051 have been completed and costs for the improvements computed. Water assessments are levied against the property benefited by said improvements in the Water Principal amounts as set forth on the attached assessment roll attached as Exhibit 1. The payment schedule for the number and amount of annual payments shall be in accordance with Section 3 below.

Section 2. Timely notice of assessment was sent to each property owner whose parcel is benefited by the improvements as indicated on the attached assessment roll. Each property owner was given notice of a Public Hearing to be held before the Municipal Assembly, providing an opportunity to present objections and/or inequalities in the roll for Turnagain Heights WID 1416. In conformance with the notice to the property owners, the Municipal Assembly held a public hearing on December 13, 2011, and January 17, 2012. At said hearing All errors and inequalities to which valid objections were raised are were corrected, and the Water Principal amounts now indicated on the assessment roll are those amounts determined to be assessed, and the assessment roll is hereby confirmed by the Assembly. Said amounts are equal to, or less than, the direct benefit each property derives from the improvements constructed. The assessment roll has been duly certified by the Municipal Clerk.

Section 3. Assessments shall be paid in annual installments, in accordance with the Anchorage Water Utility Tariff. Revision to the time payment schedule now in place under the Anchorage Water Utility Tariff Rule 8.2.C.2 (Exhibit A) requires approval by the Anchorage Assembly and the Regulatory Commission of Alaska (RCA). For introduction no later than the Assembly meeting scheduled for September 11, 2012, one or more installment options providing for a payment period of up to thirty (30) years, with corresponding payment amounts, will be submitted to the Assembly for approval and subsequent submission to the RCA. If no updated time payment schedule is approved by both the Anchorage Assembly and the RCA by May 31, 2013, assessments shall be paid in the installment amounts and schedule in Exhibit A, in accordance with the existing Anchorage Water Utility Tariff

AM 665-2011

Exhibit 1 -- Assessment Roll

Exhibit A -- Time Payment Schedule per existing Tariff

Exhibit B -- Turnagain Heights WID 1416 Map

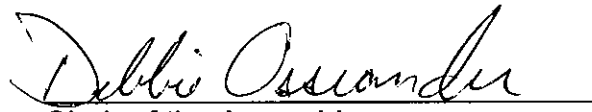
provisions, and described by applicable notice to the property owners. The first installment is due by July 31, 2013 ~~March 31, 2012~~, and is payable on the same day of each subsequent year. Interest on unpaid installments starts to accrue on July 1, 2013 ~~March 1, 2012~~. An installment payment shall be applied first to accrued interest then to principal. A penalty of eight percent (8%) shall be added to any assessment, or assessment installment, not paid before the date of delinquency. The assessment, installment and penalty shall draw interest at the rate of eight percent (8%) per annum until paid. For delinquencies, payment shall be applied in accordance with AMC 19.20.260.

Section 4. A special assessment Collection Charge, as authorized in Rules 8.4 and 13.1 of the Anchorage Water Utility Tariff, in effect at the time the assessment is levied, will be charged to those properties identified in this resolution.

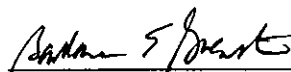
Section 5. Within thirty (30) days after the passage of this resolution, the Municipal Treasurer shall mail a notice to any owners of property whose assessment, schedule of payments, delinquencies, or amount of penalty and interest has been changed as a result of the public hearing concerning this resolution. Not more than sixty (60) days nor less than thirty (30) days before the date the assessment or the first payment of the assessment becomes delinquent, the treasurer shall mail a payment notice to each property owner; but the failure to mail the notice shall in no way affect any liability for or enforcement of payment of all or any part of the special assessment levied by this resolution.

Section 6. This resolution shall be effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 28th day of February, 2012.


Chair of the Assembly

ATTEST:


Municipal Clerk

MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM

No. AM 665-2011

Meeting Date: November 22, 2011

From: MAYOR

Subject: A RESOLUTION OF THE MUNICIPALITY OF ANCHORAGE, ALASKA, CONFIRMING AND LEVYING ASSESSMENTS FOR THE WATER SPECIAL IMPROVEMENTS WITHIN TURNAGAIN HEIGHTS WATER IMPROVEMENT DISTRICT 1416, SETTING DATE OF PAYMENT AND PROVIDING FOR PENALTIES AND INTEREST IN THE EVENT OF DELINQUENCY.

On April 17, 2007, the Municipal Assembly approved Ordinance Number 2007-051, creating Turnagain Heights Water Special Assessment District (WID) No. 1416. At creation the total WID project costs were estimated at \$1,229,140.16. Construction of the water improvements has been completed, including approximately 1,900 linear feet of 8-inch water main, service connections to twenty-nine (29) properties, and other appurtenances required for a public water system. The final certified cost of the water improvements to be levied against benefited properties is \$1,037,325.12.

The Anchorage Water & Wastewater Utility (AWWU) sent certified letters to all affected property owners informing them of the assessment and proposed levy action, and inviting them to attend a public meeting held on November 2, 2011. All inquiries received have been addressed or answered.

The passage of this resolution will have a fiscal impact on the following three (3) Municipal owned parcels.

Item	Tax ID	Legal Description	Amount	Managing Authority
1	001-193-31	Lyn Ary Park Site	\$29,760.16	Parks & Rec
2	001-193-30	Marston Park Blk C	\$29,760.16	Parks & Rec
22	001-193-36	Turnagain Heights, Blk K Lt 1A	\$29,760.16	Parks & Rec

1 Approval of this resolution will enable the Municipality to appropriate pre-paid
2 collections and/or to start collection procedures.
3

4 **THE ADMINISTRATION RECOMMENDS APPROVAL OF A RESOLUTION**
5 **OF THE MUNICIPALITY OF ANCHORAGE, ALASKA, CONFIRMING AND**
6 **LEVYING ASSESSMENTS FOR THE WATER SPECIAL IMPROVEMENTS**
7 **WITHIN TURNAGAIN HEIGHTS WATER IMPROVEMENT DISTRICT WID**
8 **1416, SETTING DATE OF PAYMENT AND PROVIDING FOR PENALTIES**
9 **AND INTEREST IN THE EVENT OF DELINQUENCY.**
10

11
12 Prepared by: Anchorage Water and Wastewater Utility
13 Recommended by: Craig R. Woolard, Ph.D., P.E., General Manager,
14 AWWU
15

16 Concur: George J. Vakalis, Municipal Manager
17 Respectfully submitted: Daniel A. Sullivan, Mayor

TURNAGAIN HEIGHTS 1416
Water Improvement District
Final Assessment Roll

EXHIBIT 1

Tax Code	Legal Description	Mainline Charge	Service Connection	Water Principal	No. Years	Payment Amount	Owner 1
1 001-193-31-000	LYN ARY PARK SITE	\$29,760.16	\$0.00	\$29,760.16	—	\$	MOA PARKS & REC ADMIN
2 001-193-30-000	MARSTON PARK BLK C	\$29,760.16	\$0.00	\$29,760.16	—	\$	MOA 5501
3 001-195-03-000	PETES LT 1	\$29,760.16	\$2,000.00	\$31,760.16	—	\$	STARLINGS CABLE
4 001-195-02-000	PETES LT 2	\$29,760.16	\$2,000.00	\$31,760.16	—	\$	CURLEY JAMES E & JOAN R
5 001-194-18-000	SIMONSON ESTATES BLK B LT 3	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	BERL FAMILY TRUST THE
6 001-194-19-000	SIMONSON ESTATES BLK B LT 4	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	FINK MATTHEW L DBA LINCOLN INVEST
7 001-194-20-000	SIMONSON ESTATES BLK B LT 5	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	NIGH JAMES
8 001-194-21-000	SIMONSON ESTATES BLK B LT 6	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	KREIG RAYMOND A
9 001-194-22-000	SIMONSON ESTATES BLK B LT 7	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	EBERHARDT PETER & MAUREEN T
10 001-194-23-000	SIMONSON ESTATES BLK B LT 8	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	SPINVEST LLC
11 001-194-24-000	SIMONSON ESTATES BLK B LT 9	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	SPINVEST LLC
12 001-193-29-000	SIMONSON ESTATES BLK C LT 1	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	MOTHE CORBETT R
13 001-193-28-000	SIMONSON ESTATES BLK C LT 2	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	CUPPLES LORANE O
14 001-193-27-000	SIMONSON ESTATES BLK C LT 3	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	WHITE DAVID W
15 001-193-26-000	SIMONSON ESTATES BLK C LT 4	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	RUSH CLARK C & MARIANNE B
16 001-193-25-000	SIMONSON ESTATES BLK C LT 5	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	AEC-FINK LLC
17 001-193-24-000	SIMONSON ESTATES BLK C LT 6	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	LEFEVRE PATRICIA N
18 001-193-23-000	SIMONSON ESTATES BLK C LT 7	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	SCHMID DAVID J & BLOWER V A
19 001-193-22-000	SIMONSON ESTATES BLK C LT 8	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	SPINELLI CHARLES L
20 001-193-11-000	SIMONSON ESTATES BLK C LT 9	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	MORGAN ELIZABETH N
21 001-193-12-000	SIMONSON ESTATES BLK C LT 10	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	MORGAN ELIZABETH N
22 001-193-36-000	TURNAGAIN HEIGHTS BLK K LT 1A	\$29,760.16	\$0.00	\$29,760.16	—	\$	MOA 5501
23 001-193-17-000	TURNAGAIN HEIGHTS BLK K LT 2A	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	FINK MATTHEW L
24 001-193-18-000	TURNAGAIN HEIGHTS BLK K LT 3A	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	FINK MATTHEW L
25 001-193-19-000	TURNAGAIN HEIGHTS BLK K LT 4A	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	GILLAM ROBERT B RESTATED REV TRUST
26 001-193-20-000	TURNAGAIN HEIGHTS BLK K LT 5A	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	WILKE DIANE
27 001-193-21-000	TURNAGAIN HEIGHTS BLK K LT 6A	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	GILLAM ROBERT B RESTATED REV TRUST
28 001-193-40-000	TURNAGAIN HEIGHTS BLK K LT 8A	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	GRUMMAN ALEXANDER J & KARLA M
29 001-193-03-000	TURNAGAIN HEIGHTS BLK K LT 9	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	QUIST ROBERT & MAXINE
30 001-193-04-000	TURNAGAIN HEIGHTS BLK K LT 10	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	QUIST ROBERT C & MAXINE
31 001-193-15-000	TURNAGAIN HEIGHTS BLK K LT 11	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	HENDRICKSON F GWENDOLYN
32 001-193-13-000	TURNAGAIN HEIGHTS BLK K LT 13A	\$29,760.16	\$3,000.00	\$32,760.16	—	\$	HENDRICKSON GWENDOLYN F
		\$952,325.12	\$85,000.00	\$1,037,325.12			

TURNAGAIN HEIGHTS 1416

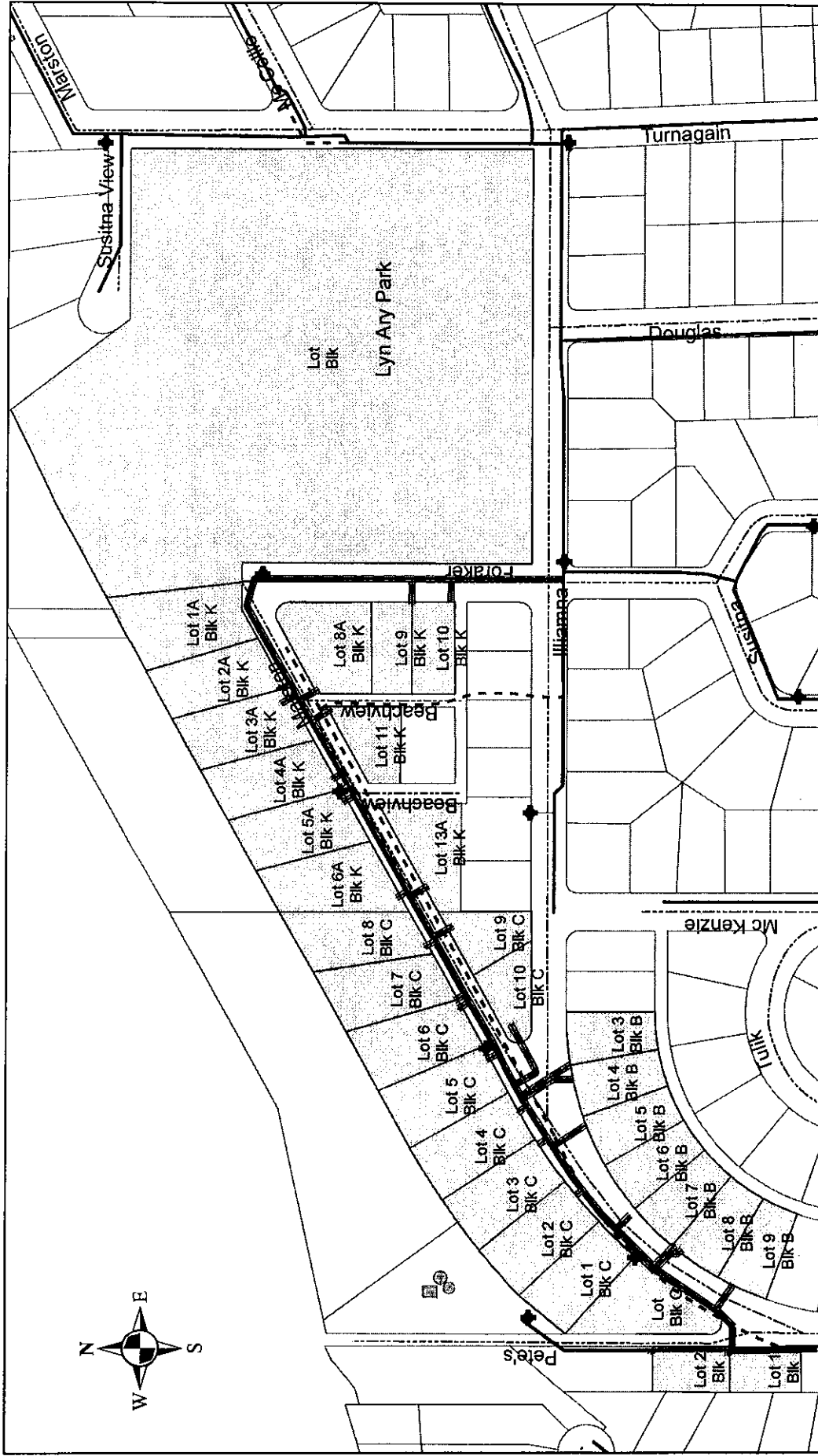
Water Improvement District

ASSESSMENT PER EXISTING TARIFF

EXHIBIT A

Interest Rate: 4.87%

Tax Code	Legal Description	Mainline Charge	Service Connection	Water Principal	No. Years	Payment Amount	Owner 1
1 001-193-31-000 LYN ARY	PARK SITE	\$29,760.16	\$0.00	\$29,760.16	20	\$2,252.10	MOA PARKS & REC ADMIN
2 001-193-30-000 MARSTON PARK	BLK C	\$29,760.16	\$0.00	\$29,760.16	20	\$2,252.10	MOA 5501
3 001-195-03-000 PETES	LT 1	\$29,760.16	\$2,000.00	\$31,760.16	20	\$2,403.45	STARLINGS CABLE
4 001-195-02-000 PETES	LT 2	\$29,760.16	\$2,000.00	\$31,760.16	20	\$2,403.45	CURLEY JAMES E & JOAN R
5 001-194-18-000 SIMONSON ESTATES BLK B LT 3		\$29,760.16	\$3,000.00	\$32,760.16	20	\$2,479.13	BERL FAMILY TRUST THE
6 001-194-19-000 SIMONSON ESTATES BLK B LT 4		\$29,760.16	\$3,000.00	\$32,760.16	20	\$2,479.13	FINK MATTHEW L DBA LINCOLN INVEST
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		\$952,325.12	\$85,000.00	\$1,037,325.12			



Not to Scale



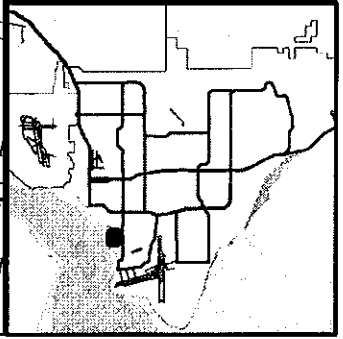
Municipality of Anchorage
Anchorage Water and Wastewater Utility

Legend

- Project Water
- Parcels Served

Turnagain Heights WID 1416 Water Improvements

Exhibit B



Date Created: 10.28.11
Created By: bkl
AMS: 14/15