CLERK'S OFFICE

APPROVED

Dafe: 2-28-12

Submitted by:

ASSEMBLY VICE CHAIR HALL

Prepared by: Reviewed by:

For Reading:

Assembly Counsel

Public Works Department February 28, 2012

ANCHORAGE, ALASKA AR No. 2011-323(S-Amended)

A RESOLUTION CONFIRMING AND LEVYING SPECIAL ASSESSMENTS FOR SPECIAL ASSESSMENT DISTRICT 1P03, WHICH CONSTRUCTED STREET IMPROVEMENTS TO MARSTON DRIVE AND FORAKER DRIVE, 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:

Section 1. The improvements authorized in AO 2007-53 (Exhibit 1) have been completed and actual costs determined (Exhibit 1). Special assessments are hereby levied against properties benefited by said improvements as set forth in the attached assessment roll prepared for the district (Exhibit A 2). The number of years to pay and related payment option information, including the amount of annual payments, shall be in accordance with Section 4 below. The district boundaries are shown on the attached map (Exhibit 3).

<u>Section 2.</u> The assessment calculation has changed for three parcels. The estimated assessment for these three parcels in AO 2007-53 was based on a pending replat. The replat expired before completion. Therefore, the assessment for each of these parcels has been changed in accordance with AMC 19.40.090.

Section 3. Timely notice of assessment was sent to each property owner whose property is benefited by the improvements. These property owners are indicated in Exhibit A 2. 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 Special Assessment District 1P03. 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 Final Assessment amounts now indicated on the assessment roll (Exhibit A) 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 4. Revision to the time payment schedule now in place under AR 93-179 (Exhibit 4) requires approval by the Anchorage Assembly, and consistency with time payment schedules approved by the Assembly in certain tariff applications for water and sewer improvements. One or more installment options providing for a payment period of up to thirty (30) years, with corresponding payment amounts, will be submitted for introduction no later

than the Assembly meeting scheduled for September 11, 2012. To ensure consistency, Assembly approval may be contingent on external regulatory approval. If an updated time payment schedule is not given final Anchorage Assembly and regulatory approval by May 31, 2013, 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) as reflected on Exhibit 2. The first installment payment shall be due by July 31, 2013, and is payable on the same day of each subsequent year. Interest on unpaid installments starts to accrue on July 1, 2013. IN ACCORDANCE WITH AMC 19.20.260, NO PAYMENT SHALL BE REQUIRED BEFORE 60 DAYS AFTER THE ASSEMBLY'S CONFIRMATION OF THE ASSESSMENT ROLL. THE FIRST INSTALLMENT IS DUE BY MARCH 31, 2012, AND IS PAYABLE ON THE SAME DAY OF EACH SUBSEQUENT YEAR. INTEREST ON UNPAID INSTALLMENTS STARTS TO ACCRUE ON MARCH 1, 2012.

<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 pursuant to AMC Section 19.20.260.

<u>Section 6.</u> 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.

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

<u>Section 8.</u> 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.

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

PASSED AND APPROVED by the Anchorage Municipal Assembly, this day of Floring, 2012.

Della Ossumder Chair of the Assembly

ATTEST:

Municipal Clerk

EXHIBIT A FINAL ASSESSMENT ROLL MARSTON DRIVE/FORAKER DRIVE RID IPO3

| | | 000 Turnagain Heights 000 Turnagain Heights 000 Simonson Estates 001 Simonson Estates 000 Turnagain Heights 000 Turnagain Heights | x x x 0 0 x | | Quist, Robert & Maxine | 2.21% | \$74,201.76 |
|---|---------------|---|---|-----|--|-------|-------------|
| 2 001193 3 001193 4 001193 5 001193 6 001193 8 001193 10 001193 | | Turnagain Heights Deark Simonson Estates Turnagain Heights Turnagain Heights Turnagain Heights | X X 0 0 X | _ | | | |
| 3 001193 4 001193 5 001193 7 001193 8 001193 9 001193 | | No Simonson Estates No Simonson Estates Turnagain Heights O Turnagain Heights O Turnagain Heights | X 0 0 X | | Quist, Robert C & Maxine | 2.21% | \$74,201.76 |
| 5 001193 6 001193 7 001193 8 001193 9 001193 | | O Simonson Estates Simonson Estates O Turnagain Heights O Turnagain Heights | 0 0 × | 14A | Zasada, Jon | 0.50% | \$16,828.47 |
| 5 001193 6 001193 7 001193 8 001193 9 001193 | | 11 Simonson Estates 10 Turnagain Heights 10 Turnagain Heights 10 Turnagain Heights | υ× | ი | Morgan, Elizabeth N | 2.01% | \$67,325.58 |
| 6 001193 7 001193 8 001193 9 001193 10 001193 | | O Turnagain Heights O Turnagain Heights O Turnagain Heights | ㅗ | 9 | Morgan, Elizabeth N | 2.12% | \$71,255.10 |
| 7 001193 8 001193 9 001193 10 001193 | | O Turnagain Heights O Turnagain Heights | | 13A | Hendrickson, Gwendolyn F | 2.91% | \$97,599.36 |
| 9 001193 | | O Turnagain Heights | × | 11 | Hendrickson, F Gwendolyn | 2.50% | \$83,759.02 |
| 10 001193 | | O Turnagain Heights | × | ₹ | Fink, Matthew L. | 2.79% | \$93,557.19 |
| 10 001193 | | 21160111100011101 | ¥ | 3A | Fink, Matthew L. | 2.79% | \$93.557.19 |
| | | 000 Turnagain Heights | ~ | 44 | Gillam, Robert B Restated Revocable Trust | 2.79% | \$93.557.19 |
| | _ | | | | Robert B Gillam Trustee | | |
| 11 00119320 | 320 000 | 0 Turnagain Heights | × | 5A | Wilke, Diane | 2.79% | \$93,557,19 |
| 12 00119321 | 321 000 | 0 Turnagain Heights | × | 6A | Gillam, Robert B Restated Revocable Trust | 2.97% | \$99,779.20 |
| 13 00119322 | 22 000 | 0 Simonson Estates | ၁ | 8 | Spinelli, Charles L | 2.81% | \$94,375.38 |
| 14 00119323 | _ | 000 Simonson Estates | ၁ | 2 | Schmid, David J & Blower, Victoria A | 2.78% | \$93,292.29 |
| 15 00119324 | 24 000 | 0 Simonson Estates | ပ | 9 | Lefevre, Patricia N. | 2.77% | \$93,014.83 |
| 16 00119325 | $\overline{}$ | 000 Simonson Estates | ၁ | 5 | Fink, Matthew L | 2.77% | \$92,808.51 |
| 17 00119326 | 26 000 | 0 Simonson Estates | ၁ | 4 | Rush, Clark C. & Marianne B. | 2.73% | \$91,466.86 |
| 18 00119327 | 27 000 | 0 Simonson Estates | ပ | 3 | White, David W. | 2.73% | \$91,469.30 |
| 19 00119328 | | 000 Simonson Estates | ၁ | 2 (| Cupples, Lorane O. | 2.73% | \$91,476.60 |
| 20 00119329 | | 000 Simonson Estates | U | - | Mothe, Corbett R. | 2.67% | \$89,578.15 |

1 of 2

2/21/2012

EXHIBIT A

FINAL ASSESSMENT ROLL MARSTON DRIVE/FORAKER DRIVE RID IPO3

| Ω | TAXID | APP | SUBDIVISION | BLK | LOT | LOT OWNER OF RECORD: NAMES TO BE REMOVED PRIOR TO RECORDING | ASSESSMENT SHARE | FINAL ASSESSMENT |
|----|-----------|-----|---------------------------------|-----|----------|---|---------------------|------------------|
| 21 | 00119330 | 000 | 000 Marston Park | ပ | | Municipality of Anchorage MOA 5501 | 3.10% | \$104,088.77 |
| 22 | 00119331 | 000 | 000 Lyn Ary Park Site | | | Municipality of Anchorage MOA 5501 | 11.13% | \$373,473.76 |
| 23 | | 000 | 00119336 000 Turnagain Heights | × | 14 | Municipality of Anchorage MOA 5501 | 3.02% | \$101,399.85 |
| 24 | 00119340* | 000 | 00119340* 000 Turnagain Heights | ㅗ | ₩ | Grumman, Alexander J. & Karla M. | 4.77% | \$160,115.31 |
| 25 | 00119418 | 000 | 000 Simonson Estates | Ф | က | The Berl Family Trust | 2.24% | \$75,133.44 |
| 26 | | 000 | 00119419 000 Simonson Estates | В | 4 | Fink, Matthew L. dba Lincoln Investments | 2.34% | \$78,512.06 |
| 27 | | 000 | 00119420 000 Simonson Estates | В | 5 | Nigh, James | 2.34% | \$78,512.06 |
| 28 | 00119421 | 000 | 000 Simonson Estates | В | 9 | Kreig, Raymond A. | 2.34% | \$78,512.06 |
| 23 | 00119422 | | 000 Simonson Estates | В | 7 | Eberhardt, Peter & Maureen T | 2.34% | \$78,512.06 |
| 30 | 00119423 | 000 | 000 Simonson Estates | В | 80 | Spinvest LLC | 2.34% | \$78,512.06 |
| 31 | 00119424 | | 000 Simonson Estates | В | 6 | Spinvest LLC | 2.34% | \$78,512.06 |
| 32 | 00119425 | 000 | 000 Simonson Estates | В | 10 | Dexter, David G & Paesani, Mary Lisa | 2.34% | \$78,512.06 |
| 33 | 00119426 | 000 | 000 Simonson Estates | В | 11 | MacLeod, Andrew S. & Aleo-MacLeod, Vanessa V. | 0.05% | \$1,815.81 |
| 8 | 00119504 | | C L Plumb | | ნ | Municipality of Anchorage | 2.30% | \$77,115.93 |
| 35 | 00119502 | 8 | 000 Petes | | 2 | Curley, James E. & Joan R. | 1.96% | \$65,799.05 |
| 36 | 00119503 | | 000 Petes | | ~ | Starlings, Cable | 2.21% | \$73,997.37 |
| | | | | | | | ł. | \$3,279,184.66 |

^{*\$45,264.39} of the assessment on parcel 00119340-000 is conditionally waived according to a Deed Restriction detailed in AM 37-2012.

2007-025548-0

Recording Dist: 301 - Anchorage 4/26/2007 3:28 PM Pages: 1 of 9



C <_

Amended Estimated Assessments

Special Assessment District 1P03
Marston Dr/Foraker Dr RID
AO 2007-53

Record in the Anchorage Recording District

After recording, return originals to:

Municipal Clerks Office Municipality of Anchorage P.O. Box 196650 Anchorage, Alaska 99519 Submitted by: Chair of the Assembly at the

Request of the Mayor

Project Management Prepared by:

& Engineering Department

March 27, 2007 For Reading:

CLERK'S OFFICE

APPROVED

ANCHORAGE, ALASKA 417-01 AO NO 2007- 53

1 2 3 Däte:

AN ORDINANCE OF THE MUNICIPALITY OF ANCHORAGE AMENDING ANCHORAGE ORDINANCE 2004-2 THAT CREATED SPECIAL ASSESSMENT DISTRICT 1P03 AND AUTHORIZED THE PROPOSED ROAD IMPROVEMENTS TO MARSTON DRIVE AND FORAKER DRIVE.

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WHEREAS, the Anchorage Assembly amended and approved Anchorage Ordinance (AO) 2004-2 creating special assessment district 1P03 for road improvements to Marston Drive and Foraker Drive; and

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WHEREAS, the total estimated cost of the proposed road improvements has increased from \$1,986,578 to \$4,418,944, resulting in increases to property-owner-approved assessments by more than ten percent (10%); and

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WHEREAS, AMC 19.40.130 specifies that final assessments shall not exceed propertyowner-approved assessments by more than ten percent (10%) unless the increased costs are approved by property owners representing over fifty percent (50%) of the new assessable amount; and

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WHEREAS, property owners representing more than fifty percent (50%) of the assessable costs approved the new estimate and assessments through a petition process; and

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WHEREAS, the attached petition roll reflects the new cost estimate and assessments approved by property owners; now therefore.

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THE ANCHORAGE ASSEMBLY ORDAINS:

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Section 1. That AO 2004-2 is amended by substituting the attached petition roll for the petition roll approved at creation of the district

30 31 32

Section 2. This ordinance shall be effective immediately upon passage and approval



AO Amending Ordinance 2004-2, Marston-Foraker Road Improvements Page 2

| 1 | PASSED AND APPROVED by the | Anchorage Municipal Assembly this 10th day of |
|----|----------------------------|---|
| 2 | | |
| 3 | 7.7 | |
| 4 | | |
| 5 | | All belling |
| 6 | | Chair of the Assembly |
| 7 | ATTEST: | onal of the risserring |
| 8 | | 0 / / |
| 9 | 8 1 | \bigcup |
| 10 | Bolon 5 Ount | |
| | - | |
| 11 | Municipal Clerk | |

MUNICIPALITY OF ANCHORAGE SUMMARY OF ECONOMIC EFFECTS - GENERAL GOVERNMENT

AO Number:2007-53

Title: An Ordinance of the Municipality of Anchorage Amending Anchorage Ordinance 2004-2 that Created Special Assessment District 1P03 and Authorized the Proposed Road Improvements to Marston Drive and Foraker Drive

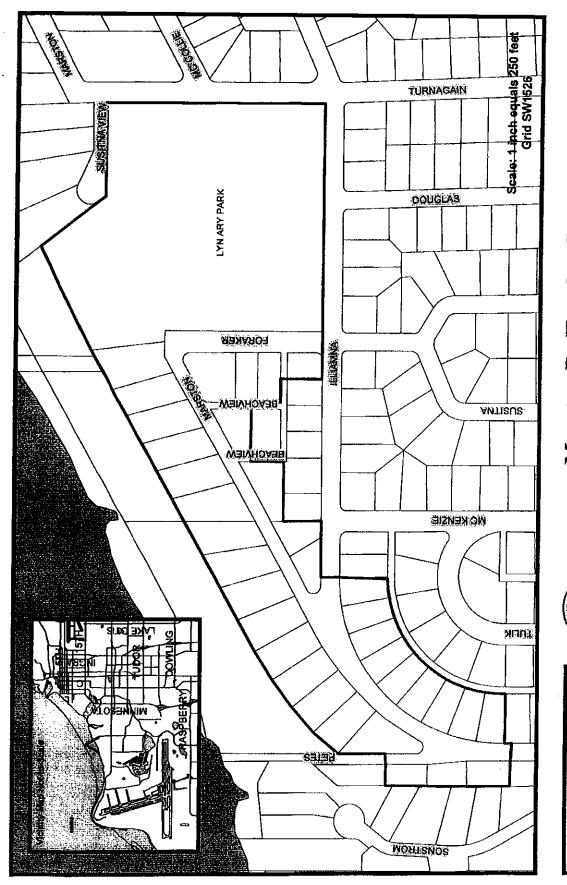
Sponsor & Preparing Agency: Project Management & Engineering Others Affected: None

| Changes in Expenditures and Revenues | (Thousands of | Dollars) | | | |
|--------------------------------------|---------------|---------------------------------------|-------|-------|-------|
| Operating Expenditures | FY 07 | FY 08 | FY 09 | FY 10 | FY 11 |
| 1000 Personnel services | N/A | | | | |
| 2000 Supplies | N/A | | | | |
| 3000 Other services | N/A | | | | |
| 4000 Debt service | 52 | 156 | 385 | 385 | 385 |
| 5000 Capital Outlay | NONE | NONE | NONE | NONE | NONE |
| Total Direct Costs | 52 | 156 | 385 | 385 | 385 |
| | | | | | |
| ADD: 6000 Charge from others | N/A | | | 4,4 | |
| LESS: 7000 Charge to others | N/A | | | | |
| FUNCTION COST: | N/A | | | | |
| | NONE | NONE | 263 | 263 | 263 |
| REVENUES: | NONE | NOINE | 203 | 203 | 203 |
| CAPITAL: | 250 | 3,383 | 432 | | |
| | N/A | · · · · · · · · · · · · · · · · · · · | | · | |

Public Sector Economic Effects: The amended project estimate shows total capital expenditures of \$4,418,944 of which \$354,000 has already been spent. A substantial portion of the capital expenditures, \$3,021,581.94, will be repaid through property-owner-approved special assessments, in accordance with AMC 19.40.100 A. Municipal funding participation is a combination of a code required 30% municipal match and assessments on four municipal park properties within the district and will be paid with road bonds. The debt service was determined by assuming that bonds would be retired over 20 years, with an estimated interest rate of six percent (6%) Revenue projections were based on the same assumptions. Construction is anticipated to begin in 2008 with completion in 2009.

Private Sector Economic Effects: The benefited properties will be assessed a special assessment for construction of the improvements, per the substituted petition roll. Benefiting property owners will be paying \$3,021,581.94 of the project costs in accordance with AMC 19.40.100.A.

Executive Manager



Marston Dr/Foraker Dr RID Upgrade

Map created Anchorage Water & Wastewater Utility by AJU

Road Project Boundary

Legend



SUBSTITUTE PETITION ROLL FOR AO 2004-2 MARSTON DRIVE/FORAKER DRIVE RID IPO3

| | | | | | | x ID 00119305 | cel Ta | in par | *Assessments consolidated in parcel Tax ID 00119305 | *Asse | |
|--|----------------------|-----------------------|---|-----------------|-------------------------|---------------------|--------|--------|---|-------------|----|
| \$153,752.85 Name removed | \$153,752.85 | \$7,687.64 | \$65,576.20 | 20 | \$88,176.65 | 2.85% | 1 | ဂ | Simonson Estates | 0 00119329 | 20 |
| \$154,158.34 Name removed | \$154,158.34 | \$7,707.92 | \$65,749.14 | 20 | \$88,409.20 | 2.86% | 2 | C | Simonson Estates | 19 00119328 | - |
| \$153,955.59 Name removed | \$153,955.59 | \$7,697.78 | \$65,662.67 | 20 | \$88,292.93 | 2.85% | 3 | ၁ | Simonson Estates | 00119327 | 18 |
| \$153,955.59 Name removed | \$153,955.59 | \$7,697.78 | \$65,662.67 | 20 | \$88,292.93 | 2.85% | 4 | 0 | Simonson Estates | 7 00119326 | 17 |
| \$154,158.34 Name removed | \$154,158.34 | \$7,707.92 | \$65,749.14 | 20 | \$88,409.20 | 2.86% | 5 | C | Simonson Estates | 6 00119325 | 16 |
| \$154,563.83 Name removed | \$154,563.83 | \$7,728.19 | \$65,922.08 | 20 | \$88,641.75 | 2.87% | တ | C | Simonson Estates | 00119324 | 15 |
| \$154,969.32 Name removed | \$154,969.32 | \$7,748.47 | \$66,095.02 | 20 | \$88,874.29 | 2.87% | 7 | റ | Simonson Estates | 4 00119323 | 14 |
| \$160,844.34 Name removed | \$160,844.34 | \$8,042.22 | \$68,600.75 | 20 | \$92,243.60 | 2.98% | 8 | 0 | Simonson Estates | 3 00119322 | 13 |
| \$164,956.31 Name removed | \$164,956.31 | \$8,247.82 | \$70,354.52 | 20 | \$94,601.79 | 3.06% | 6A | ~ | Turnagain Heights | 2 00119321 | 12 |
| \$154,786.52 Name removed | \$154,786.52 | \$7,739.33 | \$66,017.06 | 20 | \$88,769.46 | 2.87% | 5A | ~ | Turnagain Heights | 1 00119320 | 1 |
| \$154,786.52 Name removed | \$154,786.52 | \$7,739.33 | \$66,017.06 | 20 | \$88,769.46 | 2.87% | 4 | ~ | Turnagain Heights | 0 00119319 | 10 |
| \$154,786.52 Name removed | \$154,786.52 | \$7,739.33 | \$66,017.06 | 20 | \$88,769.46 | 2.87% | 3A | ~ | Turnagain Heights | 9 00119318 | |
| \$154,786.52 Name removed | \$154,786.52 | \$7,739.33 | \$66,017.06 | 20 | \$88,769.46 | 2.87% | 2A | ~ | Turnagain Heights | 8 00119317 | |
| \$138,191.60 Name removed | \$138,191.60 | \$6,909.58 | \$58,939.26 | 20 | \$79,252.34 | 2.56% | ⇉ | ~ | Turnagain Heights | 7 00119315 | |
| \$160,935.96 Name removed | \$160,935.96 | \$8,046.80 | \$68,639.82 | 20 | \$92,296.14 | 2.98% | 13A | ~ | Turnagain Heights | 6 00119313 | |
| \$117,212.61 Name removed | \$117,212.61 | \$5,860.63 | \$49,991.64 | 20 | \$67,220.97 | 2.17% | 10 | C | Simonson Estates | 5 00119312 | |
| \$110,944.48 Name removed | \$110,944.48 | \$5,547.22 | \$47,318.26 | 20 | \$63,626.22 | 2.06% | 9 | C | Simonson Estates | 4 00119311 | |
| \$0.00 Name removed | \$0.00 | \$0.00 | \$0.00 | 0 | \$0.00 | 0.00% | 14A | ~ | Park | 3 00119304 | |
| \$0.00 Name removed | \$0.00 | \$0.00 | \$0.00 | .0 | \$0.00 | 0.00% | 10 | ~ | Turnagain Heights | 2 00119303 | |
| \$147,537,79 Name removed | \$147,537.79 | \$7,376.89 | \$62,925.45 | 20 | \$84,612.34 | 2.74% | 9 | ~ | Turnagain Heights | 1 00119305 | |
| Owner of Record: Into to be Removed Prior to Recordation | TOTAL OF PAYMENTS | ANNUAL P&I ASSESSMENT | YEARS TO TOTAL INTEREST PAY ESTIMATED AT 6% | YEARS TO PAY | ESTIMATED ASSESSMENT | ASSESSMENT SHARE | LOT | BLK | SUBDIVISION | TAXID | 0 |
| | | | | | | | | | | | |

4/26/2007 1 of 2



SUBSTITUTE PETITION ROLL FOR AO 2004-2 MARSTON DRIVE/FORAKER DRIVE RID IPO3

| | | | | | \$3,021,581.94 | e collected | nts to I | amou | Subtotal of estimated amounts to be collected | | |
|--|----------------------|--------------------------|---|-----------------|-------------------------|-------------------------|----------|------------------|---|----------|----|
| \$122,068.44 Name removed | \$122,068.44 | \$6,103.42 | \$52,062.67 | 20 | \$70,005.77 | 2.26% | 1 | | Petes | 00119503 | 36 |
| \$108,933.55 Name removed | \$108,933.55 | \$5,446.68 | \$46,480.59 | 20 | \$62,472.96 | 2.02% | 2 | | Petes | 00119502 | 35 |
| \$127,227.22 Name removed | \$127,227.22 | \$6,361.36 | \$54,262.91 | 20 | \$72,964.31 | 2.36% | 9 | | C L Plumb | 00119504 | 34 |
| \$2,155.33 Name removed | \$2,155.33 | \$431.07 | \$339.52 | ζħ | \$1,815.81 | 0.06% | 1 | 83 | Simonson Estates | 00119426 | 盎 |
| \$129,760.49 Name removed | \$129,760.49 | \$6,488.02 | \$55,343.36 | 20 | \$74,417.13 | 2.41% | 10 | œ | Simonson Estates | 00119425 | 32 |
| \$129,760.49 Name removed | \$129,760.49 | \$6,488.02 | \$55,343.36 | 20 | \$74,417.13 | 2.41% | 9 | В | Simonson Estates | 00119424 | 31 |
| \$129,760.49 Name removed | \$129,760.49 | \$6,488.02 | \$55,343.36 | 20 | \$74,417.13 | 2.41% | 8 | œ | Simonson Estates | 00119423 | 30 |
| \$129,760.49 Name removed | \$129,760.49 | \$6,488.02 | \$55,343.36 | 20 | \$74,417.13 | 2.41% | 7 | œ | Simonson Estates | 00119422 | 29 |
| \$129,760.49 Name removed | \$129,760.49 | \$6,488.02 | \$55,343.36 | 20 | \$74,417.13 | 2.41% | თ | В | Simonson Estates | 00119421 | 28 |
| \$129,760.49 Name removed | \$129,760.49 | \$6,488.02 | \$55,343.36 | 20 | \$74,417.13 | 2.41% | 5 | В | Simonson Estates | 00119420 | 27 |
| \$129,760.49 Name removed | \$129,760.49 | \$6,488.02 | \$55,343.36 | 20 | \$74,417.13 | 2.41% | 4 | σ, | Simonson Estates | 00119419 | 26 |
| \$124,357.15 Name removed | \$124,357.15 | \$6,217.86 | \$53,038.81 | 20 | \$71,318.33 | 2.31% | ω | œ | Simonson Estates | 00119418 | 25 |
| \$263,933.85 Name removed | \$263,933.85 | \$13,196.69 | \$112,568.83 | 20 | \$151,365.03 | 4.89% | 8A | ~ | Turnagain Heights | 00119340 | 24 |
| \$167,833.55 Name removed | \$167,833.55 | 89.168,8\$ | \$71,581.67 | 20 | \$96,251.88 | 3.11% | Αĵ | \boldsymbol{x} | Turnagain Heights | 00119336 | 23 |
| \$571,850.73 Name removed | \$571,850.73 | \$28,592,54 | \$243,896.59 | 20 | \$327,954.14 | 10.60% | | | Lyn Ary Park Site | 00119331 | 22 |
| \$171,728.46 Name removed | \$171,728.46 | \$8,586.42 | \$73,242.87 | 20 | \$98,485.60 | 3.18% | | င | Marston Park | 00119330 | 21 |
| Owner of Record: Info to be Removed Prior to Recordation | TOTAL OF PAYMENTS | ANNUAL P&I ASSESSMENT | YEARS TO TOTAL INTEREST PAY ESTIMATED AT 6% | YEARS TO PAY | ESTIMATED ASSESSMENT | LOT ASSESSMENT SHARE | LOT | BLK | SUBDIVISION | TAXID | Ð |

*Replatted two lots into one.







MUNICIPALITY OF ANCHORAGE ASSEMBLY MEMORANDUM

No. AM 221-2007

Meeting Date: March 27, 2007

FROM:

Mayor

SUBJECT: An Ordinance of the Municipality of Anchorage Amending Anchorage Ordinance 2004-2 that Created Special Assessment District 1P03 and Authorized the Proposed Road Improvements to

Marston Drive and Foraker Drive.

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This ordinance amends AO 2004-2, by substituting a new petition roll that reflects the latest property-owner-approved costs and assessments

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On April 20, 2004, the Anchorage Assembly approved AO 2004-2, creating Special Assessment District 1P03, with a property-owner-approved cost estimate of \$1,986,578. The cost estimate has increased to \$4,418,944. The majority of the cost increases are related to unique engineering requirements related to construction in an area commonly referred to as part of the Turnagain Slide Area, and substantial increases in construction costs.

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AMC 19.40.130 specifies that final assessments shall not exceed property-ownerapproved assessments by more than 10% unless the increased costs are approved by property owners representing over 50% of the new assessable amount. Property owners approved the new petition roll with 57.00% in favor, 18.56% opposed, and 24 44 % not responding.

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Four municipal park parcels are adjacent to the proposed improvements and are included in the district. Final assessments for these park parcels will be paid with road bonds, in accordance with AO 2004-2.

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Ordinance amendments are also being submitted for companion special assessment districts for public water and sanitary sewer improvements.

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THE ADMINISTRATION SUPPORTS AMENDING ORDINANCE AO 2004-2 AS PROPOSED AND RECOMMENDS THAT A PUBLIC HEARING BE SCHEDULED.

33 34 35

Prepared by: Howard C. Holtan, Director, Project Management & Engineering Department

36 37 38

Concur: James N. Reeves, Municipal Attorney Concur: Denis C. LeBlanc, Municipal Manager

Respectfully submitted: Mark Begich, Mayor



Content Information

Content ID: 004913

Type: Ordinance - AO

AN ORDINANCE AMENDING ANCHORAGE ORDINANCE 2004-2 THAT CREATED SPECIAL ASSESSMENT DISTRICT 1P03 AND AUTHORIZED THE PROPOSED ROAD IMPROVEMENTS TO

MARSTON DRIVE AND FORAKER DRIVE.

Author: schuringmi

Initiating Dept: PME

AN ORDINANCE AMENDING ANCHORAGE ORDINANCE 2004-2

Description: ALTHODIZED THE PROPERTY OF THE PR

AUTHORIZED THE PROPOSED ROAD IMPROVEMENTS TO

MARSTON DRIVE AND FORAKER DRIVE.

Keywords: Marston, Foraker, special assessment

Date Prepared: 3/16/07 10:23 AM

Assembly

Meeting Date 3/27/07

MM/DD/YY:

Public Hearing 4/17/07 Date MM/DD/YY:

Workflow History

| Workflow Name | Action Date | Action | <u>User</u> | Security Group | Content ID |
|--------------------------|---------------------|---------|-------------|-------------------|---------------|
| AltOrdinanceWorkflow | 3/16/07 10:28 AM | Checkin | schuringmj | Public | 004913 |
| PME_SubWorkflow | 3/16/07 10:52 AM | Approve | holtanhc | Public | 004913 |
| OMB_SubWorkflow | 3/16/07 11:24 AM | Approve | mitsonjl | Public | 004913 |
| Legal_SubWorkflow | 3/19/07 11:45 AM | Approve | fehlenri | Public | 004913 |
| MuniManager_SubWorkflow | 3/19/07 11:49 AM | Approve | leblancdc | Public | 004913 |
| MuniMgrCoord_SubWorkflow | 3/19/07 11:50 AM | Approve | maglaquijp | Public | 004913 |

2007-025548-0

EXHIBIT 2 Payment Option Information per AR 93-179 MARSTON DRIVE/FORAKER DRIVE RID IPO3

| ₽ | TAXID | ΥЪЬ | SUBDIVISION | ВГК | LOT | OWNER OF RECORD: NAMES TO BE REMOVED PRIOR TO RECORDING | ASSESSMENT SHARE | FINAL ASSESSMENT | YEARS TO PAY | TOTAL INTEREST | ANNUAL P&! ASSESSMENT | TOTAL OF PAYMENTS | ANNUAL | ANNUAL PAYMENT |
|----------|----------------|----------|--------------------------------|-----|------|---|---------------------|------------------|-----------------|----------------|--------------------------|----------------------|---------|-------------------|
| _ | 00119303 | 3 000 | Tumagain Heights | × | 6 | Quist, Robert & Maxine | 2.21% | \$74,201.76 | 20 | \$27,919.86 | \$5,106.08 | \$102,121.62 | \$90.00 | \$5,196.08 |
| 2 | 00119304 | | 000 Tumagain Heights | ¥ | 10 (| Quist, Robert C & Maxine | 2.21% | \$74,201.76 | 20 | \$27,919.86 | \$5,106.08 | \$102,121.62 | \$90.00 | \$5,196.08 |
| က | 00119305 | 2 000 | 0 Park | × | 14A | Zasada, Jon | 0.50% | \$16,828.47 | 20 | \$6,332.04 | \$1,158.03 | \$23,160.52 | \$90.00 | \$1,248.03 |
| 4 | | 90 | 00119311 000 Simonson Estates | o | 6 | Morgan, Elizabeth N | 2.01% | \$67,325.58 | 8 | \$25,332.56 | \$4,632.91 | \$92,658.15 | \$90.00 | \$4,722.91 |
| 3 | ľ | 2 | 00119312 001 Simonson Estates | ၁ | 10 | Morgan, Elizabeth N | 2.12% | \$71,255.10 | 20 | \$26,811.12 | \$4,903.31 | \$98,066.22 | \$90.00 | \$4,993.31 |
| 9 | | 3 000 | 0 Tumagain Heights | × | 13A | Hendrickson, Gwendolyn F | 2.91% | \$97,599.36 | | \$36,723.66 | \$6,716.15 | \$134,323.02 | \$30.00 | \$6,806.15 |
| <u> </u> | 7 00119315 000 | 28 | O Turnagain Heights | ¥ | 11 | Hendrickson, F Gwendolyn | 2.50% | \$83,759.02 | 20 | \$31,515.96 | \$5,763.75 | \$115,274.98 | \$30.00 | \$5,853.75 |
| 80 | 3 00119317 000 | 8 | O Tumagain Heights | × | | Fink, Matthew L. | 2.79% | \$93,557.19 | | \$35,202.72 | \$6,438.00 | \$128,759.91 | \$90.00 | \$6,528.00 |
| 6 | | 8 000 | 00119318 000 Tumagain Heights | ¥ | æ | Fink, Matthew L. | 2.79% | \$93,557.19 | 20 | \$35,202.72 | \$6,438.00 | \$128,759.91 | \$90.00 | \$6,528.00 |
| 10 | | 6 | 000 Tumagain Heights | ¥ | 44 | Gillam, Robert B Restated Revocable Trust Robert B Gillam Trustee | 2.79% | \$93,557.19 | 8 | \$35,202.72 | \$6,438.00 | \$128,759.91. | \$90.00 | \$6,528.00 |
| 7 | 00119320 000 | 8 | O Tumagain Heights | ¥ | ð | Wilke, Diane | 2.79% | \$93,557.19 | 20 | \$35,202,72 | \$6,438.00 | \$128,759.91 | \$90.00 | \$6,528.00 |
| 12 | | 4 8 | 00119321 000 Tumagain Heights | Ж | P.A | Gillam, Robert B Restated Revocable Trust | 2.97% | \$99,779.20 | 8 | \$37,543.87 | \$6,866.15 | \$137,323.06 | \$90.00 | \$6,956.15 |
| 13 | | 2 | 00119322 000 Simonson Estates | ပ | 80 | Spinelli, Charles L | 2.81% | \$94,375.38 | ଷ | \$35,510.57 | \$6,494.30 | \$129,885.95 | \$90.00 | \$6,584.30 |
| 14 | | 3 | 00119323 000 Simonson Estates | ပ | 7 | Schmid, David J & Blower, Victoria A | 2.78% | \$93,292.29 | 20 | \$35,103.04 | \$6,419.77 | \$128,395.33 | 00'06\$ | \$6,509.77 |
| 15 | 5 00119324 000 | 4 8 | O Simonson Estates | ပ | 9 | Lefevre, Patricia N. | 7.77% | \$93,014.83 | 20 | \$34,998.64 | \$6,400.67 | \$128,013.46 | \$90.00 | \$6,490.67 |
| 16 | 6 00119325 000 | 5 | O Simonson Estates | O | 20 | Fink, Matthew L | 2.77% | \$92,808.51 | 20 | \$34,921.01 | \$6,386.48 | \$127,729.52 | \$90.00 | \$6,476.48 |
| 17 | | <u>8</u> | 00119326 000 Simonson Estates | ပ | 4 | Rush, Clark C. & Marianne B. | 2.73% | \$91,466.86 | 20 | \$34,416.19 | \$6,294.15 | \$125,883.05 | \$90.00 | \$6,384.15 |
| 18 | 8 00119327 | 2 000 | O Simonson Estates | ပ | က | White, David W. | 2.73% | \$91,469.30 | 20 | \$34,417.10 | \$6,294.32 | \$125,886.40 | \$90.00 | \$6,384.32 |
| 19 | 9 00119328 | 8 | 000 Simonson Estates | O | 2 | Cupples, Lorane O. | 2.73% | \$91,476.60 | 92 | \$34,419.85 | \$6,294.82 | \$125,896.45 | \$90.00 | \$6,384.82 |
| 20 | 0 00119329 | | 000 Simonson Estates | ၁ | - | Mothe, Corbett R. | 2.67% | \$89,578.15 | 82 | \$33,705.52 | \$6,164.18 | \$123,283.68 | \$90.00 | \$6,254.18 |
| 21 | 1 00119330 | | 000 Marston Park | ပ | | Municipality of Anchorage MOA 5501 | 3.10% | \$104,088.77 | 20 | \$39,165.43 | \$7,162.71 | \$143,254.20 | \$90.00 | \$7,252.71 |
| 23 | 2 00119331 | 000 | XO Lyn Ary Park Site | | | Municipality of Anchorage MOA 5501 | 11.13% | \$373,473.76 | 82 | \$140,526.78 | \$25,700.03 | \$514,000.53 | \$90.00 | \$25,790.03 |
| Ň | 23 00119336 | <u>8</u> | 00119336 000 Turnagain Heights | × | ₹ | Municipality of Anchorage MOA 5501 | 3.02% | \$101,399.85 | 8 | \$38,153.67 | \$6,977.68 | \$139,553.52 | \$30.00 | \$7,067.68 |
| 2 | 24 00119340 | 00 | 00119340* 000 Tumagain Heights | × | 8 | Grumman, Alexander J. & Karla M. | 4.77% | \$160,115.31 | ଛ | \$60,246.50 | \$11,018.09 | \$220,361.82 | \$91.00 | \$11,109.09 |
| 2 | 25 00119418 | 8 300 | X Simonson Estates | В | 3 | The Berl Family Trust | 2.24% | \$75,133.44 | | \$28,270.42 | \$5,170.19 | \$103,403.86 | \$30.00 | \$5,260.19 |
| Ñ | 26 00119419 | | 000 Simonson Estates | В | 4 | Fink, Matthew L. dba Lincoln Investments | 2.34% | \$78,512.06 | 20 | \$29,541.69 | \$5,402.69 | \$108,053.76 | \$90.00 | \$5,492.69 |
| 2 | 27 0011942 | 8 | 00119420 000 Simonson Estates | 60 | သ | Nigh, James | 2.34% | \$78,512.06 | 82 | \$29,541.69 | \$5,402.69 | \$108,053.76 | \$90.00 | \$5,492.69 |
| Ñ | 28 0011942 | 8 | 00119421 000 Simonson Estates | В | 9 | Kreig, Raymond A. | 2.34% | \$78,512.06 | 8 | \$29,541.69 | \$5,402.69 | \$108,053.76 | \$90.00 | \$5,492.69 |
| 2 | 29 00119422 | _ | 000 Simonson Estates | В | 7 | Eberhardt, Peter & Maureen T | 2.34% | \$78,512.06 | 23 | \$29,541.69 | \$5,402.69 | \$108,053.76 | \$90.00 | \$5,492.69 |

1 of 2

2/21/2012

Payment Option Information per AR 93-179 MARSTON DRIVE/FORAKER DRIVE RID IPO3 **EXHIBIT 2**

| ₽ | TAXID | АРР | SUBDIVISION | BLK | LOT | OWNER OF RECORD: NAMES TO BE REMOVED PRIOR TO RECORDING | ASSESSMENT SHARE | FINAL ASSESSMENT YEARS TO TOTAL INTEREST PAY | YEARS TO PAY | TOTAL INTEREST | ANNUAL P&I ASSESSMENT | TOTAL OF PAYMENTS | ANNUAL | ANNUAL |
|--------|----------------------|-----|----------------------------------|-----|-----|--|---------------------|---|-----------------|----------------|-----------------------|----------------------|---------|------------|
| æ | 00119423 | 000 | 00119423 000 Simonson Estates | æ | œ | Spinvest LLC | 2.34% | \$78,512.06 | 20 | \$29,541.69 | \$5,402.69 | \$108,053.76 | \$30.00 | \$5,492.69 |
| ñ | 00119424 | 000 | 00119424 000 Simonson Estates | В | 6 | Spinvest LLC | 2.34% | \$78,512.06 | 8 | \$29,541.69 | \$5,402.69 | \$108,053.76 | \$30.00 | \$5,492.69 |
| ૹ | 00119425 | 8 | 32 00119425 000 Simonson Estates | В | 10 | Dexter, David G & Paesani, Mary Lisa | 2.34% | \$78,512.06 | 8 | \$29,541.69 | \$5,402.69 | \$108,053.76 | \$90.00 | \$5,492.69 |
| ਲ ਲ | 9 00119426 | 000 | 33 00119426 000 Simonson Estates | 8 | 11 | MacLeod, Andrew S. & Aleo-MacLeod, Vanessa V. | 0.05% | \$1,815.81 | വ | \$132.50 | \$389.66 | \$1,948.31 | \$90.00 | \$479.66 |
| æ | 1 00119504 | | C L Plumb | | 6 | Municipality of Anchorage | 2.30% | \$77,115.93 | 8 | \$29,016.37 | \$5,306.61 | \$106,132.30 | \$30.00 | \$5,396.61 |
| 33 | 5 00119502 000 Petes | 000 | Petes | | 2 | Curley, James E. & Joan R. | 1.96% | \$65,799.05 | 2 | \$24,758.18 | \$4,527.86 | \$90,557.23 | \$90.00 | \$4,617.86 |
| ਲ | 36 00119503 000 | 000 | Petes | | - | Starlings, Cable | 2.21% | \$73,997.37 | 8 | \$27,842.95 | \$5,092.02 | \$101,840.32 | \$30.00 | \$5,182.02 |
| | | | | | | | | \$3,279,184.66 | | | \$225,916.80 | \$4,512,491.04 | | |

*\$45,264.39 of the assessment on parcel 00119340-000 is conditionally waived according to a Deed Restriction detailed in AM 37-2012.

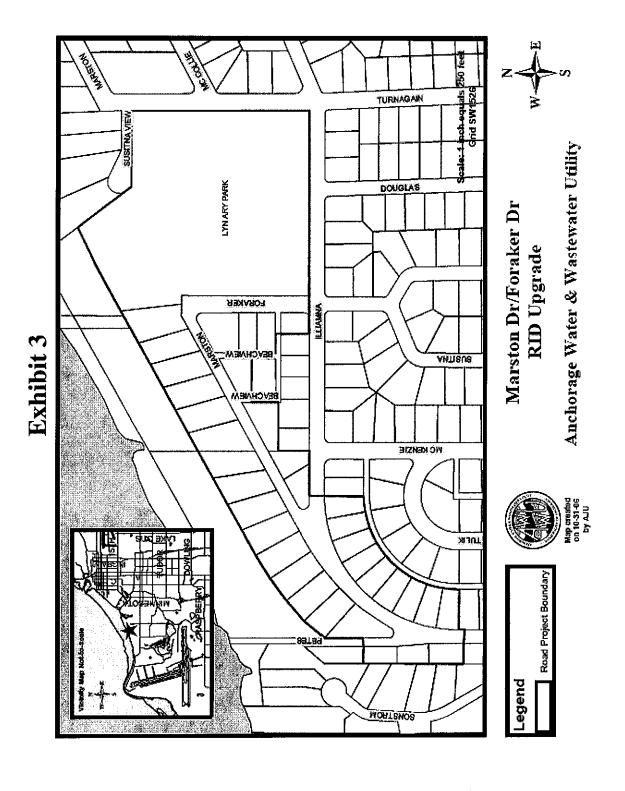


Exhibit 4

CLERK'S OFFICE
APPROVED
6-29-9-3

Submitted by: Chairman of the Assembly

at the Request of the Mayor

Prepared by: Finance 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.

AM 721-93