

RESOLUTION #483

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMADOR CITY APPROVING THE FISCAL YEAR 2006/07 REGIONAL TRAFFIC MITIGATION FEE PROGRAM ANNUAL REPORT AND FISCAL YEAR 2007/08 RECOMMENDATIONS FOR PROGRAMMING AND EXPENDING FUNDS

WHEREAS, pursuant to their authority under Government Code 66000 *et. seq.*, the City Council has previously adopted and imposed regional traffic mitigation fees pursuant to Resolution Nos. 2006-463 and 2006-464; and

WHEREAS, the City updated said resolutions and increased said fee by 8% for purposes of cost escalation consistent with the Construction Cost Index on September 20, 2007, per Resolution No. 480; and

WHEREAS, the purpose of said fees are to mitigate the impact of new developments on the regional transportation system of Amador County including the City of Amador City; and

WHEREAS, The City of Amador City along with Amador County and the County's other four incorporated cities have deposited all regional traffic mitigation fees with the Amador County Transportation Commission ("ACTC") which has maintained the funds in a separate non comingled capital facilities fund ("capital facilities fund") established for the above stated purpose pursuant to Government Code Section 66006(a) and (b); and

WHEREAS, the ACTC and the City of Amador City has made available to the public an annual program implementation report for fiscal year 2006/07 ("Annual Report") which is attached hereto; and

WHEREAS, the Annual Report was prepared in accordance with Government Code Section 66001(d) and 66006(b)(1); and

WHEREAS, the City Council has reviewed the information provided in the Annual Report and determined the information contained therein is true and correct; and

WHEREAS, the Annual Report contains recommendations of the Regional Traffic Mitigation Fee Oversight Committee for programming and expending funds for projects consistent with the Memorandum of Understanding ("MOU") establishing the countywide Regional Traffic Mitigation Fee Program and the Regional Traffic Mitigation Fee Nexus Plan 2000-2025 ("Nexus Plan") copies of which are available for review at the City Hall and at the ACTC offices; and

WHEREAS, City of Amador City City Council has agendized and considered the Annual Report at a regularly scheduled City Council meeting and considered public comment concerning the Annual Report during said meeting; and

WHEREAS, the City of Amador City has mailed notice at least ten days prior to said City Council meeting during which the Annual Report and recommendations for programming/funding was considered to all interested parties who have requested notice of any meeting relative to the City's imposition of Regional Traffic Mitigation Fees.

NOW THEREFORE the City Council of the City of Amador City, County of Amador, State of California, finds and determines the following:

1. The above recitals are true and represent findings of the City Council.
2. The City Council hereby approves the Annual Report for fiscal year 2007/08 as presented.

3. The City Council hereby approves recommendations for programming and expending Regional Traffic Mitigation funds for fiscal year 2007/08 as recommended within the Annual Report.
4. That all recommendations for funding in fiscal year 2007/08 are consistent with the MOU and the Nexus Plan as required.
5. The approval of the Annual Report and programming and expenditure of funds consistent with the previously approved MOU and Nexus Plan is not a "project" or otherwise an act requiring environmental review pursuant to the California Environmental Quality Act.

PASSED AND ADOPTED by the City Council of the City of Amador City, County of Amador, State of California, on the 21ST day of February 2008, by the following vote:

AYES: Lynch, Knox, Brusatori, Junisch

NOES: 0

ABSTAIN: 0

ABSENT: 0

Joyce Davidson
CITY CLERK

R. Lynch
MAYOR