

One-rdg. _____
P. Hrngs. _____
Pgs. 6
Filed: 12-05-17

Sponsored by: Fisk

First Reading: _____

Second Reading: _____

COUNCIL BILL 2017-297

SPECIAL ORDINANCE _____

AN ORDINANCE

1 ESTABLISHING rates for future assessments of special tax bills to pay for the cost of
2 the construction of Joint Sanitary Sewer District No. 171 of Section
3 11, located in the general vicinity of the 3100 Block of West Sunshine
4 Street in Springfield, Missouri; and declaring that special tax bills will
5 be levied and assessed in the future against all lots, blocks, and
6 parcels of ground which are served by the sanitary sewers
7 constructed in said Joint Sanitary Sewer District No. 171 of Section
8 No. 11 when such properties are included in a sewer district.
9 _____

10
11 WHEREAS, Special Ordinance 26672, passed by City Council on December 14,
12 2015, established and defined the boundaries for Joint Sanitary Sewer District No. 171
13 of Section No. 11; and

14
15 WHEREAS, Resolution 10295, passed by City Council on November 14, 2016,
16 declared it necessary to construct Joint Sanitary Sewer District No. 171 of Section No.
17 11; and

18
19 WHEREAS, Special Ordinance 26837, passed by City Council on January 9,
20 2017, accepted the bid of Rosetta Construction, LLC, for the construction of sanitary
21 sewers in said district; and

22
23 WHEREAS, construction of sanitary sewers in said district have now been
24 completed; and

25
26 WHEREAS, the rates for future assessments of special tax bills to pay for the
27 construction of sanitary sewers in said district must now be established.

28
29 NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
30 SPRINGFIELD, MISSOURI, AS FOLLOWS, that:

31
32 Section 1 – Construction of Joint Sanitary Sewer District No. 171 of Section No.
33 11 has been completed according to the contract approved in Special Ordinance 26837

34 on January 9, 2017, and is hereby accepted from the contractor, Rosetta Construction,
35 LLC.

36
37 Section 2 – The Environmental Services Department, at the direction of the City
38 Manager, has computed the entire cost and expense of the aforesaid improvement,
39 including the cost and expense incurred by the City, to be in the amount of
40 \$369,616.13.

41
42 Section 3 – Pursuant to the provisions of Section 98-286(4)(B)3 of the
43 Springfield City Code, special assessments for the cost of construction of the joint
44 district sewer shall be deferred and no special tax bill issued for the proportionate share
45 of the costs of constructing the sewer until the time set forth in Section 5 hereof.

46
47 Section 4 – The proportionate share of costs for the construction of the joint
48 district sewer on the properties with Joint Sanitary Sewer District No. 171 of Section No.
49 11 served by the improvements is established at 16.602092 cents per square foot. This
50 amount includes the existing 3.5 cents per square foot assessment established by
51 Resolution 8787 which was approved by City Council on September 5, 2000.

52
53 Section 5 – Future tax bills for Joint Sanitary Sewer District No. 171 of Section
54 No. 11 will be levied and assessed against all lots, blocks, and parcels of ground which
55 are served by said Joint District Sewer at the time they are assessed for construction of
56 district sanitary sewer, or if additional sanitary sewers are not needed to provide
57 sanitary sewer service to the properties, assessments will be made when the properties
58 are placed in the sanitary sewer district. In those areas in the joint sewer district where
59 a special sewer district will not be established, as determined by City Council, those
60 properties shall pay a trunk sewer fee equal to the proportionate share of the cost of
61 constructing the joint district sewer before being allowed to connect to the sewer
62 system.

63
64 Section 6 – This Ordinance shall be in full force and effect from and after its
65 passage.

66
67 Passed at meeting: _____

68
69 _____
70 Mayor

71
72 Attest: _____, City Clerk

73
74 Filed as Ordinance: _____

75
76 Approved as to form: John Millingola, Assistant City Attorney

77
78 Approved for Council action: Greg Burt, City Manager

EXPLANATION TO COUNCIL BILL 2017- 297

FILED: 12-05-17

ORIGINATING DEPARTMENT: Environmental Services

PURPOSE: To establish rates for future assessments of special tax bills to pay for the cost of the construction of sanitary sewers in Joint Sanitary Sewer District No. 171 of Section 11, located in the general vicinity of the 3100 Block of West Sunshine Street in Springfield, Missouri; and declaring that special tax bills will be levied and assessed in the future against all lots, blocks, and parcels of ground which are served by the sanitary sewers constructed in said Joint Sanitary Sewer District No. 171 of Section No. 11 when such properties are included in a sewer district.

BACKGROUND

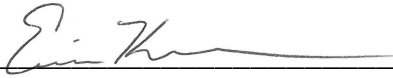
1. Construction of Joint Sanitary Sewer District No. 171 of Section 11 will provide a joint trunk line into the area where future sewer districts can be constructed to provide sewer service for each tract of land within the joint district boundary. Each property served by Joint Sanitary Sewer District No. 171 of Section 11 will pay and be assessed for its proportionate share of the joint trunk line, based on square footage of property being served.
2. To help relieve the burden of sewer tax bills in this district, the City Council has provided the City Sewer Financial Assistance Program. Under this program, the cost of constructing the joint district sewer will not be assessed until a district sewer has been completed. For areas outside of the City, properties shall pay a connection fee equal to their proportionate share of the joint sewer district before being allowed to connect.
3. Special Ordinance 26672, passed by City Council on December 14, 2015, established and defined the boundaries for Joint Sanitary Sewer District No. 171 of Section No. 11.
4. Plans, specifications, and a cost estimate were prepared by Environmental Services and are on file in the Director's office. The plans, specifications and cost estimate included costs for both Joint Sanitary Sewer District No. 171 of Section 11, as well as for Sanitary Sewer District No. 171A of Section No. 11 which was constructed as part of this project. Rates for Sanitary Sewer District No. 171A of Section No. 11 will be established in a separate, subsequent council bill.
5. Wastewater from this district will flow to the Southwest Wastewater Treatment Plant.
6. The project was advertised in *The Daily Events* on September 10, 2016, through September 12, 2016.
7. Bids were opened in the Busch Building on October 4, 2016, at 10:00 a.m. The following bids were received:

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
Rosetta Construction, LLC	\$ 458,256.50
RAB Trenchless Solutions, LLC	\$ 499,337.95
Hamilton and Dad, Inc.	\$ 532,838.60
Neal's Construction, LLC	\$ 577,896.75
Flat Creek Excavating, LLC	\$ 649,555.48
Gillespie Excavating Co., LLC	\$ 658,008.05
Engineer's Estimate	\$ 702,137.00

8. Resolution 10295 was passed by City Council on November 14, 2016, declaring it necessary to construct Joint Sanitary Sewer District No. 171 of Section No. 11 and Joint Sanitary Sewer District No. 171A of Section No. 11.
9. Resolution 10295 was published in *The Daily Events* on November 19, 2016, through November 26, 2016, and posted in three locations within the sewer district.
10. Construction of sanitary sewers in Joint Sanitary Sewer District No. 171 of Section No. 11 and Sanitary Sewer District No. 171A of Section No. 11 have now been completed. The total cost of the project amounted to \$477,238.61 which includes construction costs, right-of-way acquisition, engineering fees, and other related costs. The proportion of the cost assigned to construct Joint Sanitary Sewer District No. 171 of Section No. 11 is \$369,616.13, which shall be the basis of the square footage fee.
11. When properties are assessed the connection fee in Joint Sanitary Sewer District No. 171 of Section No. 11, the fee shall be 16.602092 cents per square foot of the property being served. The 16.602092 cent per square foot is calculated by adding 13.102092 cents per square foot cost of constructing Joint Sanitary Sewer District No. 171 of Section No. 11, with an additional 3.5 cents per square foot for construction of a prior, connecting trunk sewer established by Resolution 8787 passed by City Council on September 5, 2000.
12. This Ordinance supports the following Field Guide 2030 goal(s): Chapter 6, Growth Management and Land Use; Major Goal 5, Protect and preserve our natural resources for future generations; Objective 5b, Maintain high water quality and increase water quantity by securing and improving water resources for future generations; and Objective 5c, Protect our caves and karst ecosystems which contain plants, animals, and natural communities that depend on the surrounding land and water to thrive and survive. Chapter 10, Public Health; Major Goal 5, Develop and ensure safe and healthy environments both indoors and outdoors; Objective 5c, Ensure a clean and sustainable water supply.


REMARKS: The Environmental Services recommends passage of this Council bill.

Submitted by:



Errin Kemper,
Assistant Director of Environmental Services

Approved by:



Steve Meyer,
Director of Environmental Services

Approved by:



Greg Burris,
City Manager

SANITARY SEWERS JOINT DISTRICT 171 OF SECTION 11

