

ATTACHMENT A

CITY OF REDMOND

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, AMENDING THE USER FEE SCHEDULE FOR PUBLIC WORKS TO MODIFY AND ADD A FEE ASSOCIATED WITH USAGE OF THE RIGHTS OF WAY AND CITY PROPERTY BY TELECOMMUNICATIONS SERVICE PROVIDERS

WHEREAS, the City Council adopted Ordinance No. 1480, providing that all administrative fees will be set by Council resolution; and

WHEREAS, the City Council adopted Resolution No. 1509 which established a Public Works Department schedule of fees, charges and penalties for various applications submitted to the City for various services and materials provided by the City; and

WHEREAS, the City Council has also determined that such fees, charges and penalties should reflect the City's costs of providing services, and that department directors should be allowed to raise the fees administratively on an annual basis in an amount not exceeding the CPI in order to recapture the City's costs; and

WHEREAS, the City Council desires to amend the Public Works Department schedule of fees to reflect changes made to Chapter 12.14 RMC regarding telecommunications services within the City's rights of way and to comply with the recent Federal Communications Commission (FCC) adoption of a Declaratory Ruling, Order

and Regulation (FCC Order), which imposes limitations on municipal charges for permits and rental of City-owned infrastructure in the rights-of-way with regard to small cell facilities; and

WHEREAS, the Public Works Director shall annually review the user fees, charges and penalties in order to determine whether the same are adequate to cover the City's costs of providing the services for which the fee, charge or penalty is collected; and

WHEREAS, after review, the Department Director determines that the City's costs are not adequately covered, the Department Director may either:

A. Administratively increase the amount of the user fee, charge or penalty in order to cover the City's cost of providing the service, provided, that the increase shall not exceed the most recently published Consumer Price Index - Wage Earners and Clerical workers for the Seattle-Tacoma area, as published by the U.S. Department of Labor - Bureau of Labor Statistics; or

B. If an increase greater than the CPI is necessary to cover the City's costs, the Department Director shall submit the increase to the City Council for approval.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Section 1. Adoption of fee Schedule. The annual small cell conduit and power lease fee attached to this resolution as

Exhibit A and incorporated herein by this reference as if set forth in full, is hereby adopted and incorporated into the Public Works Department Administrative Policy Fees.

Section 2. Effective Date. This resolution shall become effective immediately upon passage by the Redmond City Council.

ADOPTED by the Redmond City Council this ____ day of _____, 2023.

CITY OF REDMOND

ANGELA BIRNEY, MAYOR

ATTEST:

CHERYL XANTHOS, MMC, CITY CLERK

(SEAL)

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
RESOLUTION NO.

EXHIBIT A

SMALL CELL FEE ON CITY FACILITIES

<u>SL</u> <u>#</u>	<u>DESCRIPTION</u>	<u>FEE/CHARGE</u>
1	ANNUAL SMALL CELL CONDUIT AND POWER LEASE FEE	\$1.77 PER LINEAR FEET