

ORIGINAL

ORDINANCE 2009-23

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF SUNNYSIDE, WASHINGTON, DETERMINING
AND FIXING THE AMOUNT OF MONEYS TO BE RAISED
BY AD VALOREM TAXES TO FINANCE THE MUNICIPAL
OPERATIONS OF THE CITY OF SUNNYSIDE, WASHINGTON
FOR THE FISCAL YEAR ENDING DECEMBER 31, 2010**

WHEREAS, the City Council of the City of Sunnyside has properly given notice of public hearing held November 9, 2009, to consider the city's property tax levies for the 2010 calendar year, pursuant to RCW 84.55.120; and

WHEREAS, the City Council of the City of Sunnyside, after hearing, and after duly considering all relevant evidence and testimony presented, has determined that it is necessary and appropriate to establish the property tax levies for the 2009 calendar year, in addition to the increase resulting from the addition of new construction and improvements to property and any increase in the value of state-assessed property, in order to discharge the expected expenses and obligations of the City of Sunnyside and its best interests; and

WHEREAS, the City Council finds and determines that there is a substantial need to increase the property tax, and that the limit factor for regular levy for the calendar year 2009 shall be the maximum amount authorized by statute (which amount shall be 101% of the highest amount of the regular property taxes that could have been lawfully levied in the City of Sunnyside in any year), new construction and annexations, all as shown on Exhibit "A" attached hereto and incorporated herein by this reference; and

WHEREAS, the City Council of the City of Sunnyside has determined that it is in the best interests of, and necessary to meet the expenses and obligations of the City of

Sunnyside, for the property tax revenue to be levied for the regular levy for 2010 in the amount of \$1,791,732 plus \$25,445 for new construction, plus -0- for annexation, rounded up for new growth in the amount of \$12,824 for a **total general levy of \$1,830,000**,

WHEREAS, the City Council of the City of Sunnyside has determined that it is in the best interest of, and necessary to meet the expenses and obligations for General Obligation Bond and interest redemption, that the tax levy for such special levy should be established at \$382,000 for the calendar year ending December 31, 2009; and

WHEREAS, the City Council finds and determines that the gross amount real and personal property taxes to be levied hereunder for the calendar year ending December 31, 2009, shall be in the amount of \$2,212,000.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, as follows:

Section 1. That an increase in the regular property tax levy, in addition to any amount resulting from the addition of new construction and improvements to property and any increase in the value of state-assessed property, is hereby authorized for the 2009 levy in the amount of \$1,791,732, which is an amount equal to 101% of the regular property tax levy for 2008, plus \$25,445 for new construction, plus -0- for annexations, rounded up for new growth in the amount of \$12,824 for a **total general levy of \$1,830,000**, (The regular levy request in the amount of \$1,791,732 is a \$17,740 increase from the 2009 levy amount and a 1.0% increase of that same 2009 amount); and

Section 2. That an additional amount of tax levy for the year ending December 31, 2010 is hereby established for General Obligation Bonds and interest redemption, in the amount of \$382,000; and that **the total gross amount of real and personal property taxes for the calendar year ending December 31, 2009, shall equal \$2,212,000**, all as shown on Exhibit "A" attached hereto.

Section 3. Said amounts described above shall be apportioned to and payable into the various funds for the purpose as established in the city's budget to be hereafter adopted.

Section 4. The City Clerk is hereby instructed to forthwith certify the amount of said ad valorem taxes herein determined, fixed and levied to the Board of County Commissioners as required by RCW 84.51.020.

Section 5. The estimate of cash balance at the beginning and end of the budget year 2009 is \$2,600,000 and \$1,527,000 respectively, all pursuant to RCW 84.52.025.

Section 6. That this Ordinance shall be in full force and effect five days after passage, approval and publication as required by law.

PASSED this 9th day of November, 2009.


PABLO GARCIA, MAYOR

ATTEST:


DEBORAH A. ESTRADA, CITY CLERK

APPROVED AS TO FORM:


MENKE JACKSON BEYER EHLIS & HARPER, LLP
ATTORNEYS AT LAW

Exhibit A

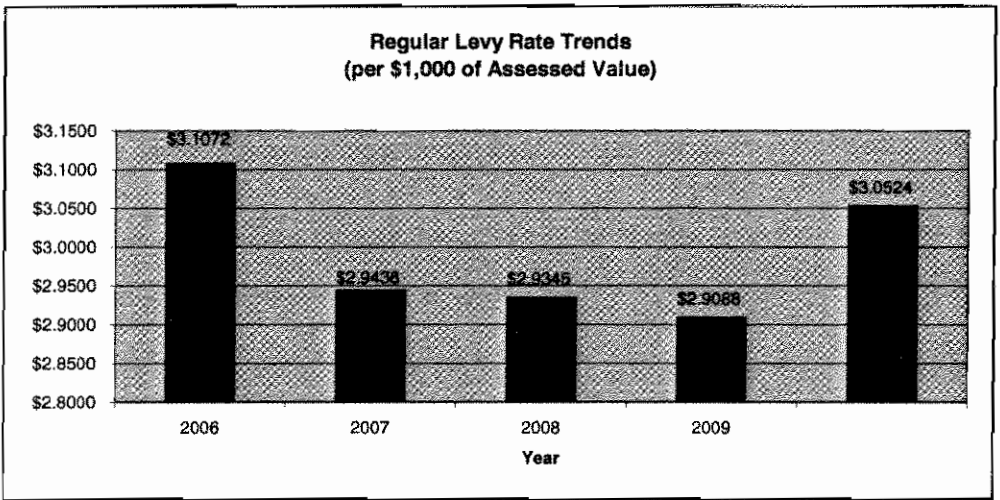
**City of Sunnyside
2010 Property Tax Calculation**

Description	2009 Proposal	Bond Levy Expenses	2010 Proposal
2009 Levy Amount	\$1,773,992	Principal	\$305,000
Add 1% of 2009 Levy	17,740	Interest	76,400
Subtotal	1,791,732	Fees	600
		Total Bond Levy	\$382,000
New Construction	25,445		
Annexations	0		
Rounding Up for New Growth	12,824		
Total 2010 Regular Levy	1,830,000		
2010 Regular Levy	1,830,000		
2010 Bond Levy	382,000		
Total 2010 Tax Levy	\$2,212,000		

2010 Estimated Tax Base 599,533,210

2010 Regular Levy Rate
per \$1,000 of Assessed Value \$3.0524

Cost to Property Owners			
Assessed Value	Assessment at 2009 Levy Rate	Assessment at 2010 Levy Rate	Increase/ (Decrease)
\$50,000	\$145.44	\$152.62	\$7.18
\$100,000	\$290.88	\$305.24	\$14.36
\$150,000	\$436.32	\$457.86	\$21.54
\$200,000	\$581.76	\$610.48	\$28.72
\$300,000	\$872.64	\$915.71	\$43.07



Year	Levy Rate per \$1,000 of Assessed Value	Tax Base
2006	\$3.1072	\$500,665,178
2007	\$2.9436	\$540,180,220
2008	\$2.9345	\$587,709,508
2009	\$2.9088	\$612,170,687
2010	\$3.0524	\$599,533,210

Affidavit of Publication

STATE OF WASHINGTON
COUNTY OF YAKIMA SS

Timothy J. Graff, being first duly sworn on oath deposes and says that he is the Publisher of the DAILY SUN NEWS, a daily newspaper.

That said newspaper is a legal newspaper and it is now and has been for more than six months prior to the date of publications hereinafter referred to, published in the English language continually as a daily newspaper in the city of Sunnyside, YAKIMA County, Washington, and it is now and during all of said time printed in an office maintained at the aforesaid place of publication of said newspaper, and that the said Daily Sun News was on the 4th Day of April, 1969 approved as a legal newspaper by the Superior Court of said Yakima County.

That the annexed is a true copy of a LEGAL PUBLICATION -

City of Sunnyside
Ordinance 2009-23

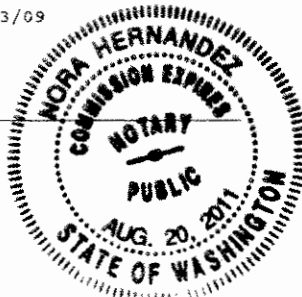
published in regular issues (and not in supplemental forms) of said newspaper once each week for a period of 1 consecutive issue(s) commencing 11/12/09 and ending on 11/12/09, both dates inclusive, and that such newspaper was regularly distributed to its subscribers during all of said period. That the full amount of the fee charged for the foregoing publication is the sum of \$ 24.50, amount has been paid in full, at the rate of \$7.00 per column inch per insertion.

Tim Graff

Subscribed and sworn to before me 11/13/09

Nora Hernandez

Notary Public in and for
the State of Washington
100202-00008



SUMMARY OF ORDINANCE
2009-23
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, DETERMINING AND FIXING THE AMOUNT OF MONEYS TO BE RAISED BY AD VALOREM TAXES TO FINANCE THE MUNICIPAL OPERATIONS OF THE CITY OF SUNNYSIDE, WASHINGTON FOR THE FISCAL YEAR ENDING DECEMBER 31, 2010.
Date Approved: November 9, 2009
Signatories: Pablo Garcia, Mayor
Deborah Estrada, City Clerk
A complete copy of the full text of the Ordinance is available upon request to the City Clerk, Sunnyside City Hall, 818 East Edison Avenue, Sunnyside, Washington 98944.
PUBLISH: DAILY SUN NEWS
November 12, 2009