

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, AMENDING THE CITY'S FEES AND CHARGES SCHEDULE IN RESOLUTION NO. 23317, AS AMENDED, PROVIDING FOR A 3D PRINTING FEE.

WHEREAS, the City of Riverside's Public Library owns and offers community access to 3D printers to inspire innovation, design, creativity, and collaboration, and to assist community members in making their ideas a reality; and

WHEREAS, the City desires to establish a fee schedule in connection to the use of its Library 3D printers; and

WHEREAS, the City has the authority to impose fees under its police power under Article XI, §7 of the California Constitution and under its complementary powers under Section 37112 of the California Government Code and Section 200 of the Riverside City Charter; and

WHEREAS, the adoption of a schedule of fees and charges to be paid by those requesting special services and the percentage of costs reasonably borne by those persons receiving such special services are necessary so that the City might effectuate its policies; and

WHEREAS, on June 12, 2018, the City adopted Resolution No. 23317, which, together with its amendments and with Resolution No. 21960 and its amendments, is referred to as the "Master Fees and Charges Schedule;" and

WHEREAS, it is desirable to revise the adopted Master Fees and Charges Schedule, to add the fees and charges associated with 3D Printing offered by the Riverside Public Library; and

WHEREAS, all of the proposed fee revisions fall within the stated exceptions to the definition of "tax" established by Proposition 26, and are therefore not subject to the requirements of Article XIII C of the California Constitution; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside, California, as follows:

Section 1: The above recitals are hereby found to be true and correct and are hereby incorporated herein as if stated in full.

1 Section 2: Resolution No. 23317 and all applicable amendments thereto are hereby
2 amended as shown in Exhibit “A,” attached hereto and incorporated herein.

3 Section 3: The schedule of fees and charges, as established in this resolution and set
4 forth in the attached Exhibit “A,” are hereby directed to be computed and applied by the various
5 departments, officers, employees, and agents of the City and collected by the City for the herein
6 listed special services when provided by the City or its designated contractors.

7 Section 4: All fees set by this resolution are for each identified service as set forth in
8 Exhibit “A”.

9 Section 5: The fees and charges revisions set forth in Exhibit “A” fall within the
10 stated exceptions to the definition of “tax” established by Proposition 26 and therefore are not
11 subject to the requirements of Article XIIC of the California Constitution.

12 Section 6: This resolution may be interpreted by the administering City department
13 head in consultation with the City Manager and, should there be a conflict between two fees,
14 then the lower in dollar amount of the two shall be applied.

15 Section 7: The Chief Financial Officer is hereby authorized and directed to maintain
16 a current Master Fees and Charges Schedule, along with all attachments, which will include all
17 amendments to the Fees and Charges Resolution.

18 Section 8: If any portion of this resolution is for any reason declared invalid or
19 unconstitutional by the decision of any court of competent jurisdiction, such decision shall not
20 affect the validity of the remaining portions of this resolution; the City Council hereby declaring
21 that it would have adopted this resolution and every other section, subsection, paragraph,
22 subparagraph, item, sub-item, clause, phrase, or portion thereof, irrespective of the fact that any
23 one or more section, subsection, paragraph, subparagraph, item, sub-item, sentence, clause,
24 phrase, or portion be declared invalid or unconstitutional.

25 Section 9: Resolution No. 23317 and all applicable amendments thereto are hereby
26 amended as of the date this resolution becomes operative and any previously established fee or
27 charge that is not amended herein shall remain in full force and effect.

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ADOPTED by the City Council this _____ day of _____, 2019.

WILLIAM R. BAILEY, III
Mayor of the City of Riverside

Attest:

COLLEEN J. NICOL
City Clerk of the City of Riverside

I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City at its meeting held on the _____ day of _____, 2019, by the following vote, to wit:

- Ayes:
- Noes:
- Absent:
- Abstain:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this _____ day of _____, 2019.

COLLEEN J. NICOL
City Clerk of the City of Riverside

Exhibit “A”

New Library 3D Printing Fee

CODE	FEE DESCRIPTION	FY 2018/19 RATE
	RIVERSIDE PUBLIC LIBRARY	
5114	3D Printing	\$0.10 per gram of plastic/filament (rounded up to a whole gram)