

ORDINANCE NUMBER 2017-4

AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE HEBER PUBLIC UTILITY DISTRICT MODIFYING CERTAIN WASTEWATER RATES EFFECTIVE JULY 1, 2017

WHEREAS, the Heber Public Utility District (District) has adopted rules and regulations, including a District Policy Manual and Utility Service Policy, for the connection to the use of the wastewater service within the District; and

WHEREAS, Ordinance Number 2010-3 established rates, fees and charges by the District for the public facilities and services needed to provide sewer service to customers of the District; and

WHEREAS, the Board of Directors of the Heber Public Utility District have evaluated and finds it is necessary to adopt rate adjustments to the existing rates for sewer service for customers; and

WHEREAS, the Heber Public Utility District must establish wastewater rates and charges to pay for protecting the public health, safety, and general welfare by providing a reliable and adequate means of conveying and treating wastewater for the customers of the Heber Public Utility District and to pay for the cost of providing such service; and

WHEREAS, Section 16467 of the California Public Utility Code states that the Board of Directors shall fix such charges for service as will pay all of the expenses of the government of the District, which include: (a) Salaries, office expenses, and other necessary disbursements; (b) The Operating expenses of the Utility. (c) The interest on any indebtedness incurred for the acquisition, construction, and completion of the utility. (d) Provisions for a sinking or other appropriate fund for the payment of the principal of such debt as it becomes due. (e) Provisions for an appropriate fund for repairs, replacements, and betterments.

WHEREAS, the Heber Public Utility District hired independent financial advisors, Bartle Wells Associates, to conduct a "Water and Sewer Rate Study", which was completed January 2017; and

WHEREAS, the basis for the Board of Directors' findings is contained in the following documents, which can be accessed at www.heber.ca.gov and are incorporated herein by reference:

- Water and Sewer Rate Study – January 2017
- Capital Improvement Plan – Adopted Via Resolution 2016-09
- 2016-17 Fiscal Year Budget – Adopted Via Resolution 2016-07
- Reserve Requirements – Adopted Via Resolution 2016-08

WHEREAS, the Heber Public Utility District Board of Directors conducted a noticed public hearing on the proposed rate adjustments to its wastewater service fees on March 16, 2017. After considering public comment and other information presented at the March 16, 2017 hearing, the Board of Directors determines that:

- 1) The Heber Public Utility District has not received a majority written protest against the proposed wastewater adjustments pursuant to California Government Code section 53753, 53753.5 and 53753(a).
- 2) The wastewater related rate adjustments implemented by this Ordinance have been fixed as to yield an amount sufficient to:
 - (a) Salaries, office expenses, and other necessary disbursements;
 - (b) The Operating expenses of the Utility.
 - (c) The interest on any indebtedness incurred for the acquisition, construction, and completion of the utility.
 - (d) Provisions for a sinking or other appropriate fund for the payment of the principal of such debt as it becomes due.
 - (e) Provisions for an appropriate fund for repairs, replacements, and betterments.
- 3) The revenues derived from the wastewater rates and charges do not exceed the funds required to provide wastewater related services, and are not used for any other purpose than the provision of water service.
- 4) The amount of the base rate for wastewater service imposed on each wastewater service customer does not exceed the proportional cost of the wastewater service actually delivered or made available to every identified parcel of real property and/or customer within the Heber Public Utility District's service boundary.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE HEBER PUBLIC UTILITY DISTRICT HEREBY DETERMINES AND ORDAINS AS FOLLOWS:

- Section 1. Recitals. The above recitals are true and correct and incorporated herein.
- Section 2. Repeal. Any provision of any Ordinance, Resolution, fee, charge and/or other policy of the Heber Public Utility District in conflict with this Ordinance 2017-4 is hereby superseded by the provisions herein. If any existing fees, charges and/or regulations in effect on the date of adoption of this Ordinance are not in conflict herewith, said existing fees, charges and/or regulations shall remain in effect.

HEBER PUBLIC UTILITY DISTRICT WASTEWATER RATE SCHEDULE

ADOPTED BY ORDINANCE 2017-4 WASTEWATER RATES ON APRIL 20, 2017
 MODIFIED 2017-18 WASTEWATER RATES MODIFIED VIA BUDGET RESOLUTION 2017-7
 Effective July 1, 2017

WASTEWATER	Modified Adopted FY2017-2018	Adopted FY2018-2019	Adopted FY2019-2020	Adopted FY2020-2021	Adopted FY2021 2022
Fixed Meter Charge					
Residential	(\$/month)	(\$/month)	(\$/month)	(\$/month)	(\$/month)
4" Connection	\$52.66	\$56.66	\$58.62	\$60.66	\$62.76
6" Connection	\$117.00	\$120.48	\$124.65	\$128.97	\$133.44
Multifamily					
Per Dwelling Unit	\$52.66	\$56.66	\$58.62	\$60.66	\$62.76
Commercial, Industrial, and Public					
4" Connection	\$49.66	\$51.21	\$52.82	\$54.49	\$56.22
6" Connection	\$109.25	\$112.66	\$116.20	\$119.88	\$123.69
8" Connection	\$198.64	\$204.84	\$211.28	\$217.96	\$224.88
Volumetric Charge (\$/1000 gal)*	(\$/1000 gal)	(\$/1000 gal)	(\$/1000 gal)	(\$/1000 gal)	(\$/1000 gal)
Commercial, Industrial, Public	\$0.57	\$0.59	\$0.61	\$0.63	\$0.65

* -Volumetric Charge is based on monthly water use of the commercial, industrial or public agency customers.

Section 3. Rate Schedule. The Rates for wastewater service, as set forth in Exhibit 1, attached hereto and incorporated herein by this reference, are hereby adopted and established effective July 1, 2017.

APPROVED AND ADOPTED by the Board of Directors of the Heber Public Utility District on this 20th day of April, 2017.

AYES: M. Nolasco, Jr., T. Sandoval, D. Garcia-Ruiz

NOES: S. Escobedo, P. Tabarez, Jr.

ABSTAIN:

ABSENT:



Diahna Garcia-Ruiz

Diahna Garcia-Ruiz, President
Board of Directors

Attest:

Raquel Carrillo

Raquel Carrillo, Board Secretary