



Meeting Date: November 9, 2016

From (Dept): Finance

Signature: *John Smith*
Department Director

Approved for: *[Signature]*
City Manager

Agenda: _____

Official Use Only

Reviewed by
City Attorney: _____

Council Action: _____

Date: _____

SUBJECT:

Request For Approval: Resolution #RES2016-30 Sewer Facility Capital Charge on Rio Vista Utility Facilities Customers or Property Owners

SUMMARY EXPLANATION & BACKGROUND: All City fees are established by ordinance and set by resolution. In order to place the \$40 monthly capital charge on the Rio Vista sewer customer's monthly statement the City must adopt resolution #RES2016-30. This resolution completes the process adopted in ordinance #ORD2016-11 to bill the Rio Vista utility customers the balance of the Rio Vista WWTP decommissioning project not funded by grant proceeds.

This resolution will be on the agenda for adoption December 12, 2016.

FISCAL INFORMATION: This fee will be collected over approximately 18.5 years

PROCUREMENT METHOD:

PURCHASE REQUISITION NUMBER:

RECOMMENDED ACTION: Adopt resolution #RES2016-30

Initiated by: JS

RESOLUTION #RES2016-30

A RESOLUTION OF THE CITY OF DUNNELLON, FLORIDA, AMENDING PREVIOUS UTILITY FEE RESOLUTIONS; ESTABLISHING A SEWER FACILITY CAPITAL CHARGE ON RIO VISTA UTILITY FACILITIES CUSTOMERS OR PROPERTY OWNERS PURSUANT TO THE UTILITY PURCHASE AGREEMENT AND ORDINANCE #ORD2016-11; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING RESOLUTIONS; AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City of Dunnellon, Florida provides water and/or sewer service to areas within and without the City limits; and

WHEREAS, in 2011, the City of Dunnellon acquired the Rio Vista Utility Facilities, a privately owned water and wastewater system located outside the City's boundaries and within the City's 180 Utility Service District. The Sewer Facility had previously operated under a Florida Department of Environmental Protection ("FDEP") permit which expired, and the then-owner could not obtain a subsequent permit due to deficiencies in the Facility. FDEP gave assurances to the then-owner that, if the City of Dunnellon acquired ownership of the Facility, FDEP would dismiss its pending case against the owner; and

WHEREAS, Paragraph 10 of the Utility Purchase Agreement contemplates that present and future owners of properties connected to the Rio Vista Sewer Facility would be billed a capital charge of approximately \$20 to \$40 per month, and such capital charge would be added to their monthly sewer bill until the sewer connection costs are paid in full (in approximately fifteen to twenty years). The capital charge reflects the costs which the City incurred to connect the Rio Vista Sewer Facility to the City's central sewer system after applying for grants. The capital service charge is in addition to any other utility charges which the City imposes upon its water and wastewater service customers per the City's Code; and

WHEREAS, under paragraph 6 of the Agreement, the City is not to charge present or future Rio Vista sewer customers more than 31.1% of the connection costs, even if the City is unable to obtain grants.; and

WHEREAS, pursuant to the Utility Purchase Agreement, the City Council adopted Ordinance #ORD2016-11 authorizing the imposition of a sewer facility capital charge on customers and property owners of the Rio Vista Utility System purchased by the City in 2011; and

WHEREAS, the City has determined that the City of Dunnellon utility fees adopted by Resolution #RES2014-37 and readopted by Resolution #RES2015-30 and Resolution #RES2016-25 should be amended to include a Sewer Facility Capital Charge to be billed to and imposed upon Rio Vista customers or owners of Rio Vista property served by the City of Dunnellon Utility System.

NOW THEREFORE, BE IT RESOLVED THAT:

Section 1. Legislative Findings. The Whereas clauses above are the legislative findings of the City Council.

Section 2.

A. Schedule 'A' of Resolution #RES2016-25 attached hereto and incorporated herein by reference, is hereby amended to add "Section V. Rio Vista Sewer Facility Capital Charge." Underlined words of Schedule 'A' of this Resolution constitute new text of Resolution #RES2016-25.

B. Resolution #RES2012-19, which establishes utility deposit fees, cut-off and turn-on fees, special service fees, water and sewer hook-up fees, and connection fees shall remain in full force and effect.

Section 3. Conflicting Resolutions. All resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. Severability. If any section, sentence, clause or phrase of this Resolution or its attachment is held to be invalid or unconstitutional by any court of competent jurisdiction, that holding in no way affect the remaining portion of this resolution.

Section 5. Effective Date. This resolution shall become effective on January 1, 2017.

Upon motion duly made and carried, the foregoing Resolution was adopted by the City Council of the City of Dunnellon this 12th day of December, 2016.

ATTEST:

CITY OF DUNNELLON, FLORIDA

DAWN M. BOWNE, M.M.C.
INTERIM CITY MANAGER/CITY CLERK

WALTER GREEN, MAYOR

Approved as to form and legality:

Andrew Hand, City Attorney

ATTACHMENT “A”

I. Monthly sewer rates and charges shall be the aggregate of the following:

A. Individually Metered Residential Customers:

METER SIZE	MONTHLY AVAILABILITY CHARGE	MONTHLY GALLONS	USAGE RATE (PER THOUSAND GAL)
3/4 Inch	\$17.11	0-4,000	\$8.46
		Greater than 4,000	\$16.92
1 Inch	\$42.78	0-10,000	\$8.46
		Greater than 10,000	\$16.92
1 – ¼ Inch	\$51.33	0-12,000	\$8.46
		Greater than 12,000	\$16.92
1 – ½ Inch	\$85.55	0-20,000	\$8.46
		Greater than 20,000	\$16.92
2 Inch	\$136.88	0-32,000	\$8.46
		Greater than 32,000	\$16.92
2 – ½ Inch	\$205.32	0-48,000	\$8.46
		Greater than 48,000	\$16.92
3 Inch	\$273.76	0-64,000	\$8.46
		Greater than 64,000	\$16.92
4 Inch	\$427.75	0-100,000	\$8.46
		Greater than 100,000	\$16.92
6 Inch	\$855.50	0-200,000	\$8.46
		Greater than 200,000	\$16.92
8 Inch	\$1,368.80	0-320,000	\$8.46
		Greater than 320,000	\$16.92

B. Master-Metered Residential Customers:

1. The monthly availability charge shall be \$8.90 per dwelling unit
2. The following usage rates shall be per 1,000 gallons of monthly metered water use per dwelling unit, or portion thereof, for all use:

C. Non-Residential Customers:

MONTHLY GALLONS PER DWELLING UNIT	USAGE RATE (PER THOUSAND GAL)
0 – 3,000	\$8.46
Greater than 3,000	\$16.92

METER SIZE	MONTHLY AVAILABILITY CHARGE	MONTHLY GALLONS	USAGE RATE (PER THOUSAND GAL)
3/4 Inch	\$17.11	0-4,000 Greater than 4,000	\$8.46 \$16.92
1 Inch	\$42.78	0-10,000 Greater than 10,000	\$8.46 \$16.92
1 – ¼ Inch	\$51.33	0-12,000 Greater than 12,000	\$8.46 \$16.92
1 – ½ Inch	\$85.55	0-20,000 Greater than 20,000	\$8.46 \$16.92
2 Inch	\$136.88	0-32,000 Greater than 32,000	\$8.46 \$16.92
2 – ½ Inch	\$205.32	0-48,000 Greater than 48,000	\$8.46 \$16.92
3 Inch	\$273.76	0-64,000 Greater than 64,000	\$8.46 \$16.92
4 Inch	\$427.75	0-100,000 Greater than 100,000	\$8.46 \$16.92
6 Inch	\$855.50	0-200,000 Greater than 200,000	\$8.46 \$16.92
8 Inch	\$1,368.80	0-320,000 Greater than 320,000	\$8.46 \$16.92

II. Monthly water rates and charges shall be the aggregate of the following:

A. Individually Metered Residential Customers:

METER SIZE	MONTHLY AVAILABILITY CHARGE	MONTHLY GALLONS	USAGE RATE (PER THOUSAND GAL)
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Resolution #RES2016-30 Sewer Facility Capital Charge

3/4 Inch	\$17.40	0-4,000 4,001-10,000 10,001-20,000 20,001-30,000 Greater than 30,000	\$2.27 \$4.54 \$6.59 \$9.22 \$12.91
1 Inch	\$43.50	0-10,000 10,001-25,000 25,001-50,000 50,001-75,000 Greater than 75,000	\$2.27 \$4.54 \$6.59 \$9.22 \$12.91
1 – ¼ Inch	\$52.20	0-12,000 12,001-30,000 30,001-60,000 60,001-90,000 Greater than 90,000	\$2.27 \$4.54 \$6.59 \$9.22 \$12.91
1 – ½ Inch	\$87.00	0-20,000 20,001-50,000 50,001-100,000 100,001-150,000 Greater than 150,000	\$2.27 \$4.54 \$6.59 \$9.22 \$12.91
2 Inch	\$139.20	0-32,000 32,001-80,000 80,001-160,000 160,001-240,000 Greater than 240,000	\$2.27 \$4.54 \$6.59 \$9.22 \$12.91
2 – ½ Inch	\$208.80	0-48,000 48,001-120,000 120,001-240,000 240,001-360,000 Greater than 360,000	\$2.27 \$4.54 \$6.59 \$9.22 \$12.91
3 Inch	\$278.40	0-64,000 64,001-160,000 160,001-320,000 320,001-480,000 Greater than 480,000	\$2.27 \$4.54 \$6.59 \$9.22 \$12.91
4 Inch	\$435.00	0-100,000 100,001-250,000 250,001-500,000 500,001-750,000 Greater than 750,000	\$2.27 \$4.54 \$6.59 \$9.22 \$12.91
6 Inch	\$870.00	0-200,000 200,001-500,000 500,001-1,000,000 1,000,001-1,500,000 Greater than 1,500,000	\$2.27 \$4.54 \$6.59 \$9.22 \$12.91

8 Inch	\$1,392.00	0-320,000	\$2.27
		320,001-800,000	\$4.54
		800,001-1,600,000	\$6.59
		1,600,001-2,400,000	\$9.22
		Greater than 2,400,000	\$12.91

B. Master-Metered Residential Customers:

1. The monthly availability charge shall be \$9.05 per dwelling unit
2. The following usage rates shall be per 1,000 gallons of monthly metered water use per dwelling unit, or portion thereof, for all use:

MONTHLY GALLONS PER DWELLING UNIT	USAGE RATE (PER THOUSAND GAL)
0 – 3,000	\$2.27
3,001 – 6,000	\$4.54
6,001 – 11,000	\$6.59
11,001 – 16,000	\$9.22
Greater than 16,000	\$12.91

C. Non-Residential Customers:

METER SIZE	MONTHLY AVAILABILITY CHARGE	MONTHLY GALLONS	USAGE RATE (PER THOUSAND GAL)
3/4 Inch	\$17.40	0-4,000	\$2.27
		4,001-10,000	\$4.54
		10,001-20,000	\$6.59
		20,001-30,000	\$9.22
		Greater than 30,000	\$12.91
1 Inch	\$43.50	0-10,000	\$2.27
		10,001-25,000	\$4.54
		25,001-50,000	\$6.59
		50,001-75,000	\$9.22
		Greater than 75,000	\$12.91
1 – ¼ Inch	\$52.20	0-12,000	\$2.27
		12,001-30,000	\$4.54
		30,001-60,000	\$6.59
		60,001-90,000	\$9.22
		Greater than 90,000	\$12.91

1 – ½ Inch	\$87.00	0-20,000	\$2.27
		20,001-50,000	\$4.54
		50,001-100,000	\$6.59
		100,001-150,000	\$9.22
		Greater than 150,000	\$12.91
2 Inch	\$139.20	0-32,000	\$2.27
		32,001-80,000	\$4.54
		80,001-160,000	\$6.59
		160,001-240,000	\$9.22
		Greater than 240,000	\$12.91
2 – ½ Inch	\$208.80	0-48,000	\$2.27
		48,001-120,000	\$4.54
		120,001-240,000	\$6.59
		240,001-360,000	\$9.22
		Greater than 360,000	\$12.91
3 Inch	\$278.40	0-64,000	\$2.27
		64,001-160,000	\$4.54
		160,001-320,000	\$6.59
		320,001-480,000	\$9.22
		Greater than 480,000	\$12.91
4 Inch	\$435.00	0-100,000	\$2.27
		100,001-250,000	\$4.54
		250,001-500,000	\$6.59
		500,001-750,000	\$9.22
		Greater than 750,000	\$12.91
6 Inch	\$870.00	0-200,000	\$2.27
		200,001-500,000	\$4.54
		500,001-1,000,000	\$6.59
		1,000,001-1,500,000	\$9.22
		Greater than 1,500,000	\$12.91
8 Inch	\$1,392.00	0-320,000	\$2.27
		320,001-800,000	\$4.54
		800,001-1,600,000	\$6.59
		1,600,001-2,400,000	\$9.22
		Greater than 2,400,000	\$12.91

D. Separate Irrigation Only Meters:

METER SIZE	MONTHLY AVAILABILITY CHARGE	MONTHLY GALLONS	USAGE RATE (PER THOUSAND GAL)
¾ Inch	\$17.40	0-10,000	\$4.54
		10,001-20,000	\$6.59
		20,001-30,000	\$9.22
		Greater than 30,000	\$12.91

1 Inch	\$43.50	0-25,000	\$4.54
		25,001-50,000	\$6.59
		50,001-75,000	\$9.22
		Greater than 75,000	\$12.91
1 – ¼ Inch	\$52.20	0-30,000	\$4.54
		30,001-60,000	\$6.59
		60,001-90,000	\$9.22
		Greater than 90,000	\$12.91
1 – ½ Inch	\$87.00	0-50,000	\$4.54
		50,001-100,000	\$6.59
		100,001-150,000	\$9.22
		Greater than 150,000	\$12.91
2 Inch	\$139.20	0-80,000	\$4.54
		80,001-160,000	\$6.59
		160,001-240,000	\$9.22
		Greater than 240,000	\$12.91
2 – ½ Inch	\$208.80	0-120,000	\$4.54
		120,001-240,000	\$6.59
		240,001-360,000	\$9.22
		Greater than 360,000	\$12.91
3 Inch	\$278.40	0-160,000	\$4.54
		160,001-320,000	\$6.59
		320,001-480,000	\$9.22
		Greater than 480,000	\$12.91
4 Inch	\$435.00	0-250,000	\$4.54
		250,001-500,000	\$6.59
		500,001-750,000	\$9.22
		Greater than 750,000	\$12.91
6 Inch	\$870.00	0-500,000	\$4.54
		500,001-1,000,000	\$6.59
		1,000,001-1,500,000	\$9.22
		Greater than 1,500,000	\$12.91
8 Inch	\$1,392.00	0-800,000	\$4.54
		800,001-1,600,000	\$6.59
		1,600,001-2,400,000	\$9.22
		Greater than 2,400,000	\$12.91

III. Monthly rates and charges for each unmetered fire line or fire hydrant on private property available to be utilized for private fire protection shall be as follows:

<u>WATER LINE SIZE</u>	<u>MONTHLY AVAILABILITY CHARGE</u>
2 Inch	\$18.11
3 Inch	\$36.19
4 Inch	\$56.56

6 Inch (or Hydrant)	\$113.13
8 Inch	\$180.99

IV. Purchases of bulk water utilizing a hydrant meter shall be subject to an initial set-up charge of \$100, a deposit consistent with the commercial deposit rate and terms in effect at that time, and a monthly base (availability) charge in addition to the water rates enumerated in Part II above. One-time bulk water purchases will be subject to a one-time set up charge of \$100 and the water rates enumerated in Part II.

If a bulk water purchase requires a tap into a main, then the water hookup fees for new service which are in effect at the time of the tap will apply in lieu of the initial set-up charge. All other charges (deposit, availability, and water rates) will apply as outlined in the preceding paragraph.

V. Rio Vista Sewer Facility Capital Charge.

A Sewer Facility Capital Charge in the amount of \$40 shall be billed monthly to and imposed upon Rio Vista customers or owners of Rio Vista property served by the City of Dunnellon Utility System.