OFFICE OF THE
MAYOR
CITY OF SAN LUIS

Resolution

NO. 1009

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, AMENDING WATER, WASTEWATER, AND SANITATION RATES AND CHARGES, PROVIDING AN EFFECTIVE DATE FOR SAID CHARGES, REPEALING ANY CONFLICTING PROVISIONS, AND PROVIDING FOR SEVERABILITY

WHEREAS, the City of San Luis, Arizona provides water, wastewater, and sanitation services as enterprise funds;

WHEREAS proper savings for capital expenditures have not occurred, creating a need for a utility bond issue to fund needed and necessary capital improvements so that proper service can continue to be provided;

WHEREAS the proposed changes in rates are in accordance with a rate study conducted in 2012 and 2013 and are needed and necessary to fund needed capital improvements; and

WHEREAS pursuant to the aforementioned rate study,

BE IT RESOLVED by the Mayor and Council of the City of San Luis, Arizona as follows:

Section 1: Water Rates beginning September 1, 2013 shall be as follows:

a. The volume rate is set at $1.84 per one thousand gallons for residential; $2.32 per thousand gallons for commercial (including sprinklers); $2.57 per thousand gallons for schools (including sprinklers).

b. The minimum monthly charge for residential use (meter size 5/8 inch x 3/4 inch) is set at $12.03 per month for the first 2000 gallons. The minimum monthly charge for

apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be $12.03 per unit/space in addition to the volume charge. If each unit/space is individually metered, then each unit/space shall be treated as a single family dwelling unit. If the park/complex/hotel/motel is master metered, then the minimum charge shall be a multiple of the number of units/spaces served by the meter times the minimum monthly charge per unit/space ($12.03 x number of units) plus a volume rate billed at the applicable commercial volume rate.

c. The minimum monthly charge for commercial uses with a meter size of 5/8 inch by 3/4 inch is set at $30.60 per month for the first 2000 gallons.

d. The minimum monthly charge for commercial uses with 1 inch meters is set at $51.11 for the first 2000 gallons.

e. The minimum monthly charge for commercial uses with 1 1/2 inch meters is set at $101.90 for the first 2000 gallons.

f. The minimum monthly charge for commercial uses with 2 inch meters is set at $163.11 for the first 2000 gallons.

g. The minimum monthly charge for commercial uses with 3 inch meters is set at $357.13 for the first 2000 gallons.

h. The minimum monthly charge for commercial uses with 4 inch meters is set at $1,224.08 for the first 2000 gallons.

i. The minimum monthly charge for commercial uses with 6 inch meters is set at $2,550.17 for the first 2000 gallons.

j. The minimum monthly charge for commercial uses with 8 inch meters and above is set at $3,672.25 for the first 2000 gallons.

Section 2: Wastewater Rates beginning September 1, 2013 shall be as follows:

a. Monthly charge for residential use is set at $31.84. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be $31.84 per unit/space in addition to the volume charge of $1.96 for every thousand gallons consumed.

b. Monthly charge for residential for Seniors is set at $16.11.

c. Monthly charge for commercial use and school use is set at $19.50 plus $1.96 for every thousand water gallons consumed.

d. Monthly charges for the Townsite of Gadsden area residential use is set at $43.99 per month. Monthly charges for non-residential use, except for schools, for the Townsite of Gadsden are set at $60.78. Monthly charges for schools for the Townsite of Gadsden are set at $163.83 per month. These charges for Townsite of Gadsden include the fees and surcharges referenced in the Intergovernmental Agreement with Yuma County Improvement District No. 96-7 dated May 23, 2001.

Section 3: Water Rates beginning July 1, 2014 shall be as follows:

a. The volume rate is set at $1.93 per one thousand gallons for residential; $2.44 per thousand gallons for commercial (including sprinklers); and $2.70 per thousand gallons for schools (including sprinklers).

b. The minimum monthly charge for residential use (meter size 5/8 inch x 3/4 inch) is set at $12.64 per month for the first 2000 gallons. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be $12.64 per unit/space in addition to the volume charge. If each unit/space is individually metered, then each unit/space shall be treated as a single family dwelling unit. If the park/complex/hotel/motel is master metered, then the minimum charge shall be a multiple of the number of units/spaces served by the meter times the minimum monthly charge per unit/space ($12.64 x number of units) plus a volume rate billed at the applicable commercial volume rate.

c. The minimum monthly charge for commercial uses with a meter size of 5/8 inch by 3/4 inch is set at $32.13 per month for the first 2000 gallons.

d. The minimum monthly charge for commercial uses with 1 inch meters is set at $53.66 for the first 2000 gallons.

e. The minimum monthly charge for commercial uses with 1 1/2 inch meters is set at $107.00 for the first 2000 gallons.

f. The minimum monthly charge for commercial uses with 2 inch meters is set at $171.26 for the first 2000 gallons.

g. The minimum monthly charge for commercial uses with 3 inch meters is set at $374.98 for the first 2000 gallons.

h. The minimum monthly charge for commercial uses with 4 inch meters is set at $1,285.28 for the first 2000 gallons.

i. The minimum monthly charge for commercial uses with 6 inch meters is set at $2,677.68 for the first 2000 gallons.

j. The minimum monthly charge for commercial uses with 8 inch meters and above is set at $3,855.86 for the first 2000 gallons.

Section 4: Wastewater Rates beginning July 1, 2014 shall be as follows:

a. Monthly charge for residential use is set at $36.61. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be $36.61 per unit/space in addition to the volume charge of $2.26 for every thousand gallons consumed.

b. Monthly charge for residential for Seniors is set at $18.52.

c. Monthly charge for commercial use and school use is set at $22.43 plus $2.26 for every thousand water gallons consumed.

d. Monthly charges for the Townsite of Gadsden area residential use is set at $50.59 per month. Monthly charges for non-residential use, except for schools, for the Townsite of Gadsden are set at $69.89. Monthly charges for schools for the Townsite of Gadsden are set at $188.40 per month. These charges for Townsite of Gadsden include the fees and surcharges referenced in the Intergovernmental Agreement with Yuma County Improvement District No. 96-7 dated May 23, 2001.

Section 5: Water Rates beginning July 1, 2015 shall be as follows:

a. The volume rate is set at $2.03 per one thousand gallons for residential; $2.56 per thousand gallons for commercial (including sprinklers); and $2.84 per thousand gallons for schools (including sprinklers).

b. The minimum monthly charge for residential use (meter size 5/8 inch x 3/4 inch) is set at $13.27 per month for the first 2000 gallons. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be $13.27 per unit/space in addition to the volume charge. If each unit/space is individually metered, then each unit/space shall be treated as a single family dwelling unit. If the park/complex/hotel/motel is master metered, then the minimum charge shall be a multiple of the number of units/spaces served by the meter times the minimum monthly charge per unit/space ($13.27 x number of units) plus a volume rate billed at the applicable commercial volume rate.

c. The minimum monthly charge for commercial uses with a meter size of 5/8 inch by 3/4 inch is set at $33.74 per month for the first 2000 gallons.

d. The minimum monthly charge for commercial uses with 1 inch meters is set at $56.34 for the first 2000 gallons.

e. The minimum monthly charge for commercial uses with 1 1/2 inch meters is set at $112.35 for the first 2000 gallons.

f. The minimum monthly charge for commercial uses with 2 inch meters is set at $179.83 for the first 2000 gallons.

g. The minimum monthly charge for commercial uses with 3 inch meters is set at $393.73 for the first 2000 gallons.

h. The minimum monthly charge for commercial uses with 4 inch meters is set at $1,349.55 for the first 2000 gallons.

i. The minimum monthly charge for commercial uses with 6 inch meters is set at $2,811.57 for the first 2000 gallons.

j. The minimum monthly charge for commercial uses with 8 inch meters and above is set at $4,048.66 for the first 2000 gallons.

Section 6: Wastewater Rates beginning July 1, 2015 shall be as follows:

a. Monthly charge for residential use is set at $38.44. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be $38.44 per unit/space in addition to the volume charge of $2.37 for every thousand gallons consumed.

b. Monthly charge for residential for Seniors is set at $19.45.

c. Monthly charge for commercial use and school use is set at $23.55 plus $2.37 for every thousand water gallons consumed.

d. Monthly charges for the Townsite of Gadsden area residential use is set at $53.12 per month. Monthly charges for non-residential use, except for schools, for the Townsite of Gadsden are set at $73.39. Monthly charges for schools for the Townsite of Gadsden are set at $197.82 per month. These charges for Townsite of Gadsden include

the fees and surcharges referenced in the Intergovernmental Agreement with Yuma County Improvement District No. 96-7 dated May 23, 2001.

Section 7: Sanitation Rates, beginning July 1, 2015, shall be as follows:

a. Monthly charges for residential service (95 gallon containers) is set at $16.79 per month.

b. Monthly charges for senior residential service (95 gallon container) is set at $7.37 per month.

C. Monthly charges for commercial service using a 95 gallon container is set at $27.60 per month.

d. Monthly charges for service using a 300 gallon container is set at $70.24 per month.

e. Monthly charges for service using a 3 yard container is set at $127.49 per month.

f. Monthly charges for service using a 4 yard container is set at $184.04 per month.

g. Monthly charges for service using a 6 yard container is set at $254.28 per month.

h. Monthly charges for service using an 8 yard container is set at $339.98 per month.

i. A fee of $135.00 is set for container cleanup or maintenance, regardless of size.

j. A fee of $100.00 is set for bar and lock installation on any container.

k. A fee of $45.00 is set for the replacement of any lock.

l. For new residential service, a fee of $120.00 is set for the establishment of service and delivery of a 95 gallon container. The container shall remain city property. Replacements due to normal wear and tear shall be made at no additional cost. Replacements due to damage due to improper use or cause other than normal wear and tear shall be at a charge of $65.00.

m. For special solid waste pick-up the following fees are set:

i. For 0 - 1 tons a fee of $65.00.
ii. For 1.5 tons a fee of $115.00.
iii. For 2.0 tons a fee of $165.00.
iv. For 2.5 tons a fee of $215.00.
v. For 3.0 tons a fee of $265.00.
vi. For 3.5 tons a fee of $315.00.

n. For special pick up the fee is set at the regular container fee per size.

o. For extra residential pickup that does not involve either an extra trip to the residence or extra city personnel a fee of $10.00 is set.

Section 8: Water Rates beginning July 1, 2016 shall be as follows:

a. The volume rate is set at $2.07 per one thousand gallons for residential; $2.61 per thousand gallons for commercial (including sprinklers); and $2.89 per thousand gallons for schools (including sprinklers).

b. The minimum monthly charge for residential use (meter size 5/8 inch x 3/4 inch) is set at $13.53 per month for the first 2000 gallons. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be $13.53 per unit/space in addition to the volume charge. If each unit/space is individually metered, then each unit/space shall be treated as a single family dwelling unit. If the park/complex/hotel/motel is master metered, then the minimum charge shall be a multiple of the number of units/spaces served by the meter times the minimum monthly charge per unit/space ($13.53 x number of units) plus a volume rate billed at the applicable commercial volume rate.

c. The minimum monthly charge for commercial uses with a meter size of 5/8 inch by 3/4 inch is set at $34.41 per month for the first 2000 gallons.

d. The minimum monthly charge for commercial uses with 1 inch meters is set at $57.47 for the first 2000 gallons.

e. The minimum monthly charge for commercial uses with 1 1/2 inch meters is set at $114.60 for the first 2000 gallons.

f. The minimum monthly charge for commercial uses with 2 inch meters is set at $183.42 for the first 2000 gallons.

g. The minimum monthly charge for commercial uses with 3 inch meters is set at $401.61 for the first 2000 gallons.

h. The minimum monthly charge for commercial uses with 4 inch meters is set at $1,376.54 for the first 2000 gallons.

i. The minimum monthly charge for commercial uses with 6 inch meters is set at $2,867.80 for the first 2000 gallons.

j. The minimum monthly charge for commercial uses with 8 inch meters and above is set at $4,129.63 for the first 2000 gallons.

Section 9: Wastewater Rates beginning July 1, 2016 shall be as follows:

a. Monthly charge for residential use is set at $39.21. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be $39.21 per unit/space in addition to the volume charge of $2.42 for every thousand gallons consumed.

b. Monthly charge for residential for Seniors is set at $19.84.

c. Monthly charge for commercial use and school use is set at $24.02 plus $2.42 for every thousand water gallons consumed.

d. Monthly charges for the Townsite of Gadsden area residential use is set at $54.18 per month. Monthly

charges for non-residential use, except for schools, for the Townsite of Gadsden are set at $74.85. Monthly charges for schools for the Townsite of Gadsden are set at $201.78 per month. These charges for Townsite of Gadsden include the fees and surcharges referenced in the Intergovernmental Agreement with Yuma County Improvement District No. 96-7 dated May 23, 2001.

Section 10: Sanitation Rates, beginning July 1, 2016, shall be as follows:

a. Monthly charges for residential service (95 gallon containers) is set at $17.46 per month.

b. Monthly charges for senior residential service (95 gallon container) is set at $7.67 per month.

C. Monthly charges for commercial service using a 95 gallon container is set at $28.71 per month.

d. Monthly charges for service using a 300 gallon container is set at $73.05 per month.

e. Monthly charges for service using a 3 yard container is set at $132.59 per month.

f. Monthly charges for service using a 4 yard container is set at $191.40 per month.

g. Monthly charges for service using a 6 yard container is set at $264.45 per month.

h. Monthly charges for service using an 8 yard container is set at $353.58 per month.

i. A fee of $135.00 is set for container cleanup or maintenance, regardless of size.

j. A fee of $100.00 is set for bar and lock installation on any container.

k. A fee of $45.00 is set for the replacement of any lock.

l. For new residential service, a fee of $120.00 is set for the establishment of service and delivery of a 95 gallon container. The container shall remain city

property. Replacements due to normal wear and tear shall be made at no additional cost. Replacements due to damage due to improper use or cause other than normal wear and tear shall be at a charge of $65.00.

m. For special solid waste pick-up the following fees are set:

i. For 0 - 1 tons a fee of $65.00.
ii. For 1.5 tons a fee of $115.00.
iii. For 2.0 tons a fee of $165.00.
iv. For 2.5 tons a fee of $215.00.
v. For 3.0 tons a fee of $265.00.
vi. For 3.5 tons a fee of $315.00.

n. For special pick up the fee is set at the regular container fee per size.

o. For extra residential pickup that does not involve either an extra trip to the residence or extra city personnel a fee of $10.00 is set.

Section 11: Water Rates beginning July 1, 2017 shall be as follows:

a. The volume rate is set at $2.11 per one thousand gallons for residential; $2.66 per thousand gallons for commercial (including sprinklers); and $2.95 per thousand gallons for schools (including sprinklers).

b. The minimum monthly charge for residential use (meter size 5/8 inch x 3/4 inch) is set at $13.80 per month for the first 2000 gallons. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be $13.80 per unit/space in addition to the volume charge. If each unit/space is individually metered, then each unit/space shall be treated as a single family dwelling unit. If the park/complex/hotel/motel is master metered, then the minimum charge shall be a multiple of the number of units/spaces served by the meter times the minimum monthly charge per unit/space ($13.80 x number of units) plus a volume rate billed at the applicable commercial volume rate.

c. The minimum monthly charge for commercial uses with a meter size of 5/8 inch by 3/4 inch is set at $35.10 per month for the first 2000 gallons.

d. The minimum monthly charge for commercial uses with 1 inch meters is set at $58.62 for the first 2000 gallons.

e. The minimum monthly charge for commercial uses with 1 1/2 inch meters is set at $116.89 for the first 2000 gallons.

f. The minimum monthly charge for commercial uses with 2 inch meters is set at $187.09 for the first 2000 gallons.

g. The minimum monthly charge for commercial uses with 3 inch meters is set at $409.64 for the first 2000 gallons.

h. The minimum monthly charge for commercial uses with 4 inch meters is set at $1,404.07 for the first 2000 gallons.

i. The minimum monthly charge for commercial uses with 6 inch meters is set at $2,925.15 for the first 2000 gallons.

j. The minimum monthly charge for commercial uses with 8 inch meters and above is set at $4,212.22 for the first 2000 gallons.

Section 12: Wastewater Rates beginning July 1, 2017 shall be as follows:

a. Monthly charge for residential use is set at $40.00. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be $40.00 per unit/space in addition to the volume charge of $2.47 for every thousand gallons consumed.

b. Monthly charge for residential for Seniors is set at $20.23.

c. Monthly charge for commercial use and school use is set at $24.50 plus $2.47 for every thousand water gallons consumed.

d. Monthly charges for the Townsite of Gadsden area residential use is set at $55.27 per month. Monthly charges for non-residential use, except for schools, for the Townsite of Gadsden are set at $76.35. Monthly charges for schools for the Townsite of Gadsden are set at $205.81 per month. These charges for Townsite of Gadsden include the fees and surcharges referenced in the Intergovernmental Agreement with Yuma County Improvement District No. 96-7 dated May 23, 2001.

Section 13: Sanitation Rates, beginning July 1, 2017, shall be as follows:

a. Monthly charges for residential service (95 gallon containers) is set at $18.34 per month.

b. Monthly charges for senior residential service (95 gallon container) is set at $8.05 per month.

C. Monthly charges for commercial service using a 95 gallon container is set at $30.14 per month.

d. Monthly charges for service using a 300 gallon container is set at $76.71 per month.

e. Monthly charges for service using a 3 yard container is set at $139.22 per month.

f. Monthly charges for service using a 4 yard container is set at $200.97 per month.

g. Monthly charges for service using a 6 yard container is set at $277.88 per month.

h. Monthly charges for service using an 8 yard container is set at $371.26 per month.

i. A fee of $135.00 is set for container cleanup or maintenance, regardless of size.

j. A fee of $100.00 is set for bar and lock installation on any container.

k. A fee of $45.00 is set for the replacement of any lock.

l. For new residential service, a fee of $120.00 is set for the establishment of service and delivery of a 95 gallon container. The container shall remain city property. Replacements due to normal wear and tear shall be made at no additional cost. Replacements due to damage due to improper use or cause other than normal wear and tear shall be at a charge of $65.00.

m. For special solid waste pick-up the following fees are set:

i. For 0 - 1 tons a fee of $65.00.
ii. For 1.5 tons a fee of $115.00.
iii. For 2.0 tons a fee of $165.00.
iv. For 2.5 tons a fee of $215.00.
v. For 3.0 tons a fee of $265.00.
vi. For 3.5 tons a fee of $315.00.

n. For special pick up the fee is set at the regular container fee per size.

o. For extra residential pickup that does not involve either an extra trip to the residence or extra city personnel a fee of $10.00 is set.

Section 14: Beginning July 10, 2013 customer deposits for utility accounts for accounts involving water and/or wastewater service:

1. Residential customers- $200.00
2. Gadsden accounts- $150.00
3. 5/8"X3/4" commercial customers- $500.00
4. 3/4"X1" commercial customers- $700.00
5. 1" commercial customers- $1,500.00
6. 2" commercial customers- $2,000.00
7. 3" commercial customers - $2,500.00
8. 4" commercial customers - $3,000.00
9. 6" commercial customers - $3,500.00

Deposits shall be maintained with the city until the account is closed or terminated. In all cases where water service or wastewater service is used on any premises, and a previous occupant or customer failed to pay the charges

incurred in full, a deposit of at least triple the previous unpaid bill will be required for the re-establishment of service to the property.

Section 15: Any rate or charge not specifically amended by this resolution shall remain in full force and effect.

Section 16: In the event of a conflict between the provisions of this resolution and any other ordinance, resolution, regulation, or policy of the City of San Luis, the conflicting provisions are hereby repealed, superceded, and replaced, and the provisions of this resolution shall govern.

Section 17: If any section, subsection, sentence, clause, phrase, or portion of this resolution is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this resolution.

PASSED AND ADOPTED by the Mayor and Council of the City of San Luis, Arizona, this 24th day of July, 2013.

Gerardo Sanchez, Mayor

ATTEST:

Sonia Cuello, City Clerk

APPROVED AS TO FORM:

Glenn J. Gimbut
City Attorney