

RESOLUTION NO. 2019-26

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WHITTIER, CALIFORNIA, FIXING RATES AND FEES FOR WATER SERVICE FURNISHED BY THE WHITTIER UTILITY AUTHORITY FOR FISCAL YEARS 2019-20 THROUGH 2023-24

RECITALS

- A. Proposition 218 requires the City Council to conduct a public hearing not less than forty-five (45) days after mailing a notice of proposed property-related rate increases to record property owners of each identified parcel upon which the fees will be imposed.
- B. A duly noticed public hearing regarding the proposed increases to rates for water service was conducted on May 14, 2019, at 6:00 p.m. in the City Council Chamber.
- C. Proposition 218 requires that the City Council shall not impose the proposed rates if written protests against the proposed fee are presented by a majority of record owners (51%) of the identified parcels.
- D. One hundred and thirty-nine (139) written protests to the proposed rate increase were presented by the conclusion of said public hearing by affected property owners.
- E. The Whittier Municipal Code authorizes the City Council, by means of written resolution, to fix and determine rates and charges for water service provided by the City to all of its users.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WHITTIER, CALIFORNIA, DOES RESOLVE AS FOLLOWS:

SECTION 1. The above recitals are true and correct and are a substantial part of this resolution.

SECTION 2. The City Council hereby approves and fixes the rates and fees for any and all water service, which the Whittier Utility Authority has agreed to provide all its users thereof, shall be set forth in Exhibit A, attached hereto and by this reference is made a part hereof.

SECTION 3. Approve the annual water rates adjustment.

SECTION 4. That this resolution supersedes all others, or portions thereof, inconsistent with the revisions set forth herein, including Resolution 8858.

SECTION 5. That the fees set forth in Exhibit A under Schedule 1 shall take effect August 1, 2019 and that the rate charged for water supplied through and

registered by meters will apply to all bi-monthly water bills rendered by the City after July 31, 2019.

SECTION 6. That the fees set forth in Exhibit A under Schedule 2 shall take effect July 1, 2020 and that the rate charged for water supplied through and registered by meters will apply to all bi-monthly water bills rendered by the City after June 30, 2020.

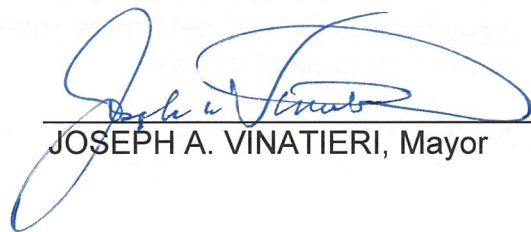
SECTION 7. That the fees set forth in Exhibit A under Schedule 3 shall take effect July 1, 2021 and that the rate charged for water supplied through and registered by meters will apply to all bi-monthly water bills rendered by the City after June 30, 2021.

SECTION 8. That the fees set forth in Exhibit A under Schedule 4 shall take effect July 1, 2022 and that the rate charged for water supplied through and registered by meters will apply to all bi-monthly water bills rendered by the City after June 30, 2022.

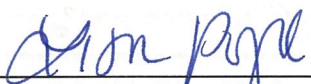
SECTION 9. That the fees set forth in Exhibit A under Schedule 5 shall take effect July 1, 2023 and that the rate charged for water supplied through and registered by meters will apply to all bi-monthly water bills rendered by the City after June 30, 2023.

SECTION 10. The City Clerk shall certify to the passage and adoption hereof.

APPROVED AND ADOPTED this 14<sup>th</sup> day of May 2019.

  
\_\_\_\_\_  
JOSEPH A. VINATIERI, Mayor

ATTEST:

  
\_\_\_\_\_  
LISA POPE, City Clerk  
(seal)

I CERTIFY THAT THE FOREGOING RESOLUTION NO. 2019-26 was passed and adopted by the City Council of the City of Whittier at the regular meeting held on the 14<sup>th</sup> day of May 2019, by the following vote:

AYES: 5 Council Members: Alvarado, Bouchot, Warner, Dutra, Vinatieri  
NOES: 0  
ABSTAIN: 0  
ABSENT: 0



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LISA POPE, City Clerk  
(seal)

EXHIBIT A

**FEEES FOR WATER SERVICE  
FISCAL YEAR 2019-2020 THROUGH FISCAL YEAR 2023-2024**

SECTION (a). In accordance with Whittier Municipal Code Section 13.08.010, the commodity rates to be charged by the City’s Water Division for potable water supplied through its meters shall be, hereby, collected bi-monthly and fixed as follows:

**Potable Water Commodity Charge**

Per Billing Unit (BU) 1 BU = 100 cubic feet = 748 gallons	Schedule 1	Schedule 2	Schedule 3	Schedule 4	Schedule 5
	Effective Date 8/1/2019	Effective Date 7/1/2020	Effective Date 7/1/2021	Effective Date 7/1/2022	Effective Date 7/1/2023
<b>Single Family Residential</b>					
Tier 1: First 22 BU	\$2.08	\$2.19	\$2.30	\$2.41	\$2.54
Tier 2: Over 22 BU	\$3.41	\$3.58	\$3.76	\$3.95	\$4.15
<b>Multi-Family Residential</b>	\$2.12	\$2.23	\$2.34	\$2.46	\$2.58
<b>Non-Residential</b>	\$2.16	\$2.27	\$2.38	\$2.50	\$2.62
<b>Landscape</b>	\$2.50	\$2.62	\$2.75	\$2.89	\$3.03

\*Non-residential includes commercial, institutional and industrial customers.

SECTION (b). The usage rate to be charged by the City’s Water Division for reclaimed water supplied through its meters shall be, hereby, collected bi-monthly and fixed as follows:

**Reclaimed Water Commodity Charge**

Per Billing Unit (BU) 1 BU = 100 cubic feet = 748 gallons	Schedule 1	Schedule 2	Schedule 3	Schedule 4	Schedule 5
	Effective Date 8/1/2019	Effective Date 7/1/2020	Effective Date 7/1/2021	Effective Date 7/1/2022	Effective Date 7/1/2023
	\$1.76	\$1.84	\$1.93	\$2.03	\$2.13

SECTION (c). In addition to the commodity charge a meter service charge shall be collected bi-monthly and fixed as follows:

**Single Family Residential Meter Service Charge**

Meter Size	Schedule 1	Schedule 2	Schedule 3	Schedule 4	Schedule 5
	Effective Date 8/1/2019	Effective Date 7/1/2020	Effective Date 7/1/2021	Effective Date 7/1/2022	Effective Date 7/1/2023
3/4"	\$65.84	\$69.13	\$72.59	\$76.22	\$80.03
1"	\$108.48	\$113.90	\$119.61	\$125.59	\$131.87
1 1/2"	\$215.09	\$225.84	\$237.14	\$249.00	\$261.45
2"	\$343.02	\$360.17	\$378.18	\$397.09	\$416.94
3"	\$684.16	\$718.37	\$754.29	\$792.00	\$831.60

4"	\$1,067.95	\$1,121.34	\$1,177.41	\$1,236.28	\$1,298.10
6"	\$2,134.01	\$2,240.72	\$2,352.75	\$2,470.39	\$2,593.91
8"	\$3,413.30	\$3,583.96	\$3,763.16	\$3,951.32	\$4,148.88

### **Multi-Family Residential Meter Service Charge**

Meter Size	Schedule 1	Schedule 2	Schedule 3	Schedule 4	Schedule 5
	Effective Date 8/1/2019	Effective Date 7/1/2020	Effective Date 7/1/2021	Effective Date 7/1/2022	Effective Date 7/1/2023
3/4"	\$88.83	\$93.27	\$97.94	\$102.83	\$107.97
1"	\$146.80	\$154.14	\$161.84	\$169.94	\$178.43
1 1/2"	\$291.72	\$306.30	\$321.62	\$337.70	\$354.58
2"	\$465.62	\$488.90	\$513.35	\$539.01	\$565.96
3"	\$929.36	\$975.83	\$1,024.62	\$1,075.85	\$1,129.64
4"	\$1,451.07	\$1,523.62	\$1,599.80	\$1,679.80	\$1,763.78
6"	\$2,900.26	\$3,045.27	\$3,197.54	\$3,357.42	\$3,525.29
8"	\$4,639.29	\$4,871.26	\$5,114.82	\$5,370.56	\$5,639.09

### **Non-Residential Meter Service Charge**

Meter Size	Schedule 1	Schedule 2	Schedule 3	Schedule 4	Schedule 5
	Effective Date 8/1/2019	Effective Date 7/1/2020	Effective Date 7/1/2021	Effective Date 7/1/2022	Effective Date 7/1/2023
3/4"	\$74.72	\$78.45	\$82.37	\$86.49	\$90.82
1"	\$123.27	\$129.44	\$135.91	\$142.71	\$149.84
1 1/2"	\$244.67	\$256.90	\$269.75	\$283.24	\$297.40
2"	\$390.34	\$409.86	\$430.35	\$451.87	\$474.47
3"	\$778.81	\$817.75	\$858.64	\$901.57	\$946.65
4"	\$1,215.83	\$1,276.62	\$1,340.46	\$1,407.48	\$1,477.85
6"	\$2,429.79	\$2,551.28	\$2,678.84	\$2,812.78	\$2,953.42
8"	\$3,886.53	\$4,080.86	\$4,284.90	\$4,499.14	\$4,724.10

\*Non-residential includes commercial, institutional and industrial customers.

### **Landscape Meter Service Charge**

Meter Size	Schedule 1	Schedule 2	Schedule 3	Schedule 4	Schedule 5
	Effective Date 8/1/2019	Effective Date 7/1/2020	Effective Date 7/1/2021	Effective Date 7/1/2022	Effective Date 7/1/2023
3/4"	\$93.48	\$98.15	\$103.06	\$108.21	\$113.62
1"	\$154.55	\$162.27	\$170.39	\$178.91	\$187.85
1 1/2"	\$307.22	\$322.58	\$338.71	\$355.64	\$373.42
2"	\$490.42	\$514.94	\$540.69	\$567.72	\$596.11
3"	\$978.96	\$1,027.91	\$1,079.30	\$1,133.27	\$1,189.93
4"	\$1,528.57	\$1,605.00	\$1,685.25	\$1,769.51	\$1,857.98

6"	\$3,055.26	\$3,208.02	\$3,368.42	\$3,536.84	\$3,713.68
8"	\$4,887.28	\$5,131.65	\$5,388.23	\$5,657.64	\$5,940.52

**Reclaimed Water Meter Service Charge**

Meter Size	Schedule 1	Schedule 2	Schedule 3	Schedule 4	Schedule 5
	Effective Date 8/1/2019	Effective Date 7/1/2020	Effective Date 7/1/2021	Effective Date 7/1/2022	Effective Date 7/1/2023
3/4"	\$74.72	\$78.45	\$82.37	\$86.49	\$90.82
1"	\$123.27	\$129.44	\$135.91	\$142.71	\$149.84
1 1/2"	\$244.67	\$256.90	\$269.75	\$283.24	\$297.40
2"	\$390.34	\$409.86	\$430.35	\$451.87	\$474.47
3"	\$778.81	\$817.75	\$858.64	\$901.57	\$946.65
4"	\$1,215.83	\$1,276.62	\$1,340.46	\$1,407.48	\$1,477.85
6"	\$2,429.79	\$2,551.28	\$2,678.84	\$2,812.78	\$2,953.42
8"	\$3,886.53	\$4,080.86	\$4,284.90	\$4,499.14	\$4,724.10

SECTION (d). Single-family residential customers who apply for and qualify for the utility users' tax exemption according to Whittier Municipal Code Section 3.24.110.A.2, shall be entitled to a \$6.00 per month discount applied to their water bill.

SECTION (e). The term "bi-monthly" referred to herein, means the period consisting of two months or approximately sixty (60) days. Regular water meter readings shall be performed on a bi-monthly basis.

SECTION (f). Rates for Construction Purposes. Whenever in the opinion of the Director of Public Works it is necessary to install a meter on a fire hydrant, there shall be a \$115.00 fee for the initial installation. If the meter should be moved to other locations from the original installation site, an additional fee of \$46.00 will be charged. Rates for water used will be charged as follows:

Service Fee per week	\$25.00
Quantity Charge per 100 ccf	\$2.16 effective 8/1/2019
	\$2.27 effective 7/1/2020
	\$2.38 effective 7/1/2021
	\$2.50 effective 7/1/2022
	\$2.62 effective 7/1/2023

Contractor shall prepay for all water and service fees based on estimates.

SECTION (g). Private Fire Protection. Pipes provided and installed by the Water Division for private fire protection shall be charged at the cost of material, labor, and equipment used, plus 45% overhead, which charge shall, wherever it shall be deemed necessary to install a proportional meter, include the cost in case of fire. If any person shall use such fire service for other than fire purposes, the Water Division is hereby authorized and it shall be the duty of the Director of Public Works to collect a fee of

\$150 for each such use, and to enforce this provision by cutting off all water service to the property whereon such use occurs. When water is cut off by virtue of this provision, no further water shall be served to such property until the \$150 fee is paid, provided that the Whittier Utility Authority may, on application of any person aggrieved by this action of the officers of the Water Division, hereunder remit the charge of such part thereof as may appear just.

SECTION (h). Whenever private fire protection is provided, whether or not domestic water service is provided, a charge shall be collected bi-monthly and fixed as follows:

**Private Fire Bi-Monthly Charge**

Connection Size	Schedule 1	Schedule 2	Schedule 3	Schedule 4	Schedule 5
	Effective Date 8/1/2019	Effective Date 7/1/2020	Effective Date 7/1/2021	Effective Date 7/1/2022	Effective Date 7/1/2023
3/4"	\$0.80	\$0.82	\$0.85	\$0.87	\$0.90
1"	\$1.71	\$1.73	\$1.79	\$1.84	\$1.90
2"	\$10.61	\$10.73	\$11.11	\$11.44	\$11.79
3"	\$30.81	\$31.16	\$32.25	\$33.22	\$34.22
4"	\$65.66	\$66.41	\$68.73	\$70.79	\$72.92
6"	\$190.72	\$192.90	\$199.65	\$205.64	\$211.81
8"	\$406.42	\$411.08	\$425.47	\$438.23	\$451.38
10"	\$730.89	\$739.28	\$765.15	\$788.11	\$811.75
12"	\$1,180.00	\$1,194.13	\$1,235.93	\$1,273.00	\$1,311.19

SECTION (i). Installation of Services and Meters. Application for water for new houses or any premises not heretofore provided with water, may be made to the Water Division, and must be accompanied by a service fee in the amount prescribed herein for the particular size of service and meter required.

Service pipes will be laid from the main to a point inside the nearest curb line where a curb cock and meter will be installed. Installation and maintenance of all pipes on the property side of the meter shall be performed by the consumer.

Charges collected by the Water Division for installation of services and meters shall constitute service fees, and the service pipes and water meters installed shall remain at all times as property of the Water Division. They shall be maintained, repaired, and renewed by the Water Division when rendered unserviceable through ordinary wear and tear; provided that where replacements, repairs, or adjustments are rendered necessary by any act, negligence, or carelessness of the consumer or any member of his family or any representative or person in his employ, any expense caused to the Water Division thereby shall be charged against and collected from the consumer.

**INSTALLATION OF SERVICES AND METERS:** Charges for installation of water services and meters shall be as follows:

Meter Size	Service Pipe Unpaved Street	Service Pipe Asphalt Street	Service Pipe Concrete Street	Meter and Box
3/4"	\$ 675	\$1,350	\$1,780	\$ 270
1"	\$ 675	\$1,350	\$1,780	\$ 450
1 1/2"	\$1,063	\$1,462	\$1,895	\$ 900
2"	\$1,125	\$1,687	\$2,060	\$1,125

Services larger than 2" shall be charged at the cost of material, labor, and equipment used, plus 94% for supervision and overhead. A deposit for such installations shall be made with the Water Division before any work is commenced. The amount of such deposit shall be determined by the Director of Public Works.

SECTION (j). Turn-on Charges

- (1) When a customer's water is turned off for non-payment, the delinquent customer shall pay the amount due plus a turn-on fee of \$30 if the turn-on is made between 8:00 a.m. and 5:00 p.m., Monday-Friday. Off-delinquent turn-ons will not be made outside of regular business hours. Field staff will not accept any payments.
- (2) If a customer has his service shut off for a period of more than fifteen (15) days, then a turn on fee of \$30 shall be paid.
- (3) If a customer turns on/off his water at the curb cock (at the meter), then a penalty of \$150 shall be charged to the customer, except in case of emergency (WMC 13.12.060).
- (4) When a customer requests turn-on/turn-off between the normal working hours of 8:00 a.m. and 5:00 p.m., Monday through Friday (excluding holidays), there is no charge. If a turn-off service request is made outside of normal working hours, a call out is required. There shall be no fee for the first call out. If the customer's turn-on request is made within the three-hour call out window, the customer will not be charged. If the turn-on request is made outside of the three-hour call out window, the customer will be charged \$125 for the additional callout. Subsequent callouts for turn-on/turn offs will carry additional fees of \$125 per request. These fees will be added to the customer's water bill.

SECTION (k). Meter Testing: A fee of \$60 shall be made for testing all meters. If the meter is found to be over 2% fast, then the \$60 fee shall be refunded.

SECTION (l). Illegal Use of Fire Hydrants: If a person uses a fire hydrant without permission, an inspection fee of \$150 shall be paid in addition to any water used.

SECTION (m). Damage to City Lock: If a person damages a City lock placed on the meter due to non-payment, a replacement fee of \$75 will be paid in addition to the \$150 illegal turn-on penalty.