



REPORT TO CITY COUNCIL

Approved by:


Arnaldo Rodriguez, City Manager

Council Meeting of: July 20, 2022

Agenda Number: C-1

SUBJECT:

Public Hearing Relating to Potential Increases in Water, Sewer, Storm Drainage and Solid Waste Rates

RECOMMENDATION:

Staff recommends that the Council take the following actions:

1. Conduct Public Hearing to receive written protests and ballots as well as public testimony regarding proposed increases in proposed water, sewer, storm drainage and solid waste rates.
2. Close the Public Hearing.
3. Direct staff to conduct public tally of all valid written protests and report as to whether a majority protest of proposed water, sewer and solid waste exists. *(The Council may recess this item while the tally occurs and address other agenda items.)*
4. Water, Sewer and Solid Waste: If a majority protest does not exist relative to water, sewer, and/or solid waste rates, adopt the following resolution(s)
 - a. Resolution of the City Council of the City of Madera, California, Establishing Monthly Rates to be Charged for Water Furnished by the City for a five-year period and Repealing Resolution 15-156 and all Other Resolutions in Conflict Herewith
 - b. Resolution of the City Council of the City of Madera, California, Establishing Monthly Rates to be Charged for Sewer Furnished by the City and Repealing Resolution 15-157 and All Other Resolutions in Conflict Herewith
 - c. Resolution of the City Council of the City of Madera, California, Establishing Monthly Rates to be Charged for Solid Waste Services Furnished by the City and Repealing Resolution 13-76 and All Other Resolutions in Conflict herewith Direct staff to tally the storm drainage ballots and report the results.

5. Storm Drainage: If a majority of the votes approve the adjustment to storm drainage rates, adopt the Resolution Establishing Monthly Rates to be Charged for Storm Drainage Services furnished by the City and Repealing Resolution 92-120 and All Other Resolutions in Conflict Herewith

SUMMARY:

The City issued a Request for Proposal (RFP) in August 2020 for a study of the utility rates for water, sewer, storm drainage, and solid waste services.

The City completed its last rate study for water and sewer utility rates in 2015, with the resulting water and sewer rates taking effect in July 2015 with incremental increases through January 2020. In December 2018, the Council considered a revision to the water conservation portion of the water rates and reduced the planned increase from 10 percent to 6 percent for the fiscal year 2018/19. The storm drainage rates have not been adjusted since 1992. The solid waste services are contracted to a third party, and the fee schedule was updated for additional organic services in March 2017.

On April 6, 2022, Council adopted Resolution No. 22-38 accepting the Rate Study relating to water, sewer, storm drainage and solid waste, authorizing required actions under Proposition 218, and setting a Proposition 218 Public Hearing date to consider rate increases.

DISCUSSION:

At the April 6, 2022 Council meeting, the Council received the final report for the water, sewer, storm drainage and solid waste rate studies and adopted Resolution No. 22-38 authorizing staff to take required actions under Proposition 218 including preparation and mailing of 45-day notices to rate payers and setting public hearing for June 15, 2022. Due to timing the timing of printing and mailing of the notices, a subsequent resolution was considered and approved on May 4, 2022, changing the hearing date from June 15, 2022 to July 20, 2022 to provide the required 45-day notice.

Timing of the implementation of the new rates was originally anticipated to be FY 2021-2022 through 2025-2026; however the actual implementation date is FY 2022-2023 through 2026-2027. Technical corrections have been made to the charts and tables in the rate studies and the Public Hearing Notice did reflect the updated time frame of FY 2022-23 through 2026-27. Additionally, after consideration it was determined to have the start date of implementation be August 1, 2022.

The water rate study included drought rates, which the Council would have the option to implement those rates during a time of drought and loss of water revenue. However, these rates were not considered in the workshops. The Council's direction was to eliminate the tiered rate system and as such the drought rates are removed from the water rate study.

It is worth noting that utilities, including sewer, water, trash collection, and drainage are funded by user fees that provide for the daily operation and maintenance of the various systems. Said fees are viewed as property-related fees for a utility service and are subject to specific requirements of the California Constitution Article XIII D § 6(a), commonly referred to as Proposition (Prop) 218. The requirements include:

- The fees must only cover expenses to provide service to the customer assessed.

- An increase in the fee(s) must be approved by the customers under a protest-ballot procedure, where all affected property owners are notified and given the opportunity to protest the increase in writing or at a public hearing, and a majority protest prohibits the increase.
- A multi-year schedule of fee increases is allowed for up to five years.
- The Prop 218 process occurs after the Council approves the rate studies. This process involves mailing a 45-day Notice of the Proposed Rate Increases and Public Hearing to all affected customers.
 - Any customer opposed to the rate increase would need to send a letter back to the City protesting the rate increases.
 - For water, sewer, and solid waste, a majority protest exists if written protests are timely submitted by the customers with respect to a majority (50% plus 1) of the parcels subject to the proposed rate increase. If not, the City may proceed to adopt the recommended rate increases.
 - For storm drainage, a majority protest exists if the ballots submitted in opposition exceed the number of ballots submitted in favor of the proposed rate. If not, the City may proceed to adopt the recommended rate increases.

The rate study is comprised of several distinct analyses.

- Water
- Wastewater (i.e., sewer)
- Storm Drain
- Solid Waste (i.e., trash), including Street Sweeping

The studies may be found at:

<https://www.madera.gov/home/departments/public-works/utility-billing/#tr-sewer-water-and-solid-waste-rate-information-4088012>

A summary of each is as follows:

WATER RATE STUDY:

The Water Rate Study assumes that \$6 Million of the American Rescue Plan Act (ARPA) funds would be used to fund capital projects along with the use of available Water Enterprise Capital Reserve Funds. Based on current and projected costs, including capital projects, the rates are projected to increase 1 percent in fiscal years 2021/2022, and 2022/2023 and 2023/2024 with no increase in rates in the following two years covered by the rate study.

WASTEWATER RATE STUDY:

The Wastewater Rate Study assumes that \$16 Million of the ARPA funds would be used to fund capital projects. Based on current and projected costs, including capital projects, the rates are projected to increase 0.5 percent in the first year and 5% in each of the next five years.

STORM DRAIN RATE STUDY:

The Storm Drain Rate Study recommends an increase of 40% in the first year and 15 percent in each of the next five years. These rate increases are necessary to cover ongoing costs, as well as fund prudent reserves. Prior deficits have depleted reserve balances, as rates have not increased since 1992.

SOLID WASTE AND STREET SWEEPING RATE STUDY:

The NBS study recommended an increase of 50% percent in total rate revenue in the first year, 10 percent in each of the next three years and 4 percent in the fifth year. Because of the cost-of-service adjustments in the first year, the rates for each customer class are affected differently by these increases; in years 2 through 5 the rate increases are applied “across-the-board” to all solid waste rates.

These rate increases are necessary to cover ongoing costs, fund prudent reserves, and new costs associated with State Bill (SB) 1383. SB 1383, effective January 1, 2022, imposes additional recycle and organic recovery mandates, resulting in an estimated 35 percent increase in costs and is calculated as a surcharge that is incorporated into the rates. Additionally, the administrative fees paid to the franchise hauler, which have not historically been recovered from residential customers, are also added to the proposed rates.

Additionally, the Solid Waste Rate Study reviewed street sweeping fees which have historically been billed separately based on linear feet of lot frontage. The rates for street sweeping have been incorporated into proposed solid waste rates and are now recovered from all solid waste customers as a fixed rate, designed to cover ongoing street sweeping costs.

The proposed rates by NBS projected a 35 percent increase in costs related to SB 1383. Since the completion of the study and discussions with the City’s trash hauler, the costs associated with the implementation of and ongoing compliance with SB 1383 is determined to be less. Accordingly, staff is recommending that the City adopt the NBS recommended rates as a maximum and implement a lesser rate for Year 1. Internal analysis indicates that the while the NBS rate provides a ceiling to solid waste rates, cost recovery can be accomplished with a lesser rate. The resolution adopting Solid Waste and Street Sweeping rates expressly provides t for a lesser rate for Year 1 than what NBS recommended.

FINANCIAL IMPACT:

The proposed rates increases are necessary to keep pace with increasing operational costs, to make essential repairs and improvements to property, plant and equipment and to comply with new solid waste disposal regulations.

The Council has considered alternative rate study scenarios at the August 18, 2021, December 15, 2021 and January 19, 2022 Council meetings. The rate studies and proposed rates were the result of staff working with the Consultant in consideration of alternative funding sources such as ARPA and Developer Impact Fees, as well as Council discussions. The single-family residential (SFR) current and proposed rates are presented in Table 1. The % of rate revenue increases for the 1st and 5th years are for the total revenue generated by all customer classes. The proposed rates for Solid Waste now include the street sweeping program costs and the administrative fee, which had not previously been charged to customers. Note, that the Year 1 rate for Solid Waste is reduced from the NBS recommended amount per the discussion above.

Table 1: Current Rate, Proposed Rates 1st and 5th Year; % Change 1st Year and Cumulative 5th Year in Rate Revenue comparison for Single Family Home Customers

Rate Study	Current Rate for SFR	Proposed Rate per NBS Study	Proposed Rates SFR	Increase 1 st Year Rate	% Increase in Year 1
Water (Avg. Monthly)	\$54.81	\$55.26	\$55.26	\$0.45	0.8%
Sewer	\$42.75	\$42.96	\$42.96	\$0.21	0.5%
Storm Drain	\$2.00	\$2.81	\$2.81	\$0.81	40.5%
Street Sweeping	\$2.34	\$1.86	\$1.86	-\$0.48	-20.5%
Solid Waste	\$23.22	\$36.69	\$28.72	\$5.50	23.7%
Total	\$125.12	\$139.58	\$131.61	\$6.49	5.2%

CONSISTENCY WITH THE VISION MADERA 2025 PLAN:

The proposed action is consistent with Vision Plan Action Item 115.5.

Action Item #115.5: Insure the physical and financial sustainability of the City existing and expanding sewer and water infrastructure.

- A. Develop a comprehensive detailed inventory of the existing water and sewer collection systems that forecasts the probable life, and periodic major maintenance and/or replacement of all of the individual elements.
- B. Provide a long-term financial plan that forecasts the required capital repairs to the existing system and corresponding revenues.
- C. Where feasible, include appropriate funding in annual and CIP budgeting and determination of user rates.

ATTACHMENTS

- 1. A Resolution of the City Council of the City of Madera, California, establishing monthly rates to be charged for water furnished by the City for a five-year period and repealing Resolution 15-156 and all other Resolutions in conflict herewith
- 2. A Resolution of the City Council of the City of Madera, California, establishing monthly rates to be charged for sewer furnished by the City for a five-year and repealing Resolution 15-157 and all other Resolutions in conflict herewith
- 3. A Resolution of the City Council of the City of Madera, California, establishing monthly rates to be charged for solid waste and street sweeping furnished by the City for a five-year period and repealing Resolution 13-76 and all other Resolutions in conflict herewith
- 4. A Resolution of the City Council of the City of Madera, California establishing monthly rates to be charged for storm drainage services furnished by the City for a five-year period and repealing Resolution 92-120 and all other Resolutions in conflict herewith

1. A Resolution of the City Council of the City of Madera, California, establishing monthly rates to be charged for water furnished by the City for a five-year period and repealing Resolution 15-156 and all other Resolutions in conflict herewith

RESOLUTION NO: _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA,
CALIFORNIA, ESTABLISHING MONTHLY RATES TO BE CHARGED FOR
WATER FURNISHED BY THE CITY FOR A FIVE-YEAR PERIOD AND
REPEALING RESOLUTION 15-156 AND ALL OTHER RESOLUTIONS IN
CONFLICT HEREWITH**

WHEREAS, the City of Madera previously adopted Resolution 15-156 establishing rates for water furnished by the City for the period between July of 2015 and July of 2020; and

WHEREAS, the City of Madera desires to establish water rates which were based on the actual and projected costs of providing services between August of 2022 and August 2027; and

WHEREAS, the City Council considered a Rate Study analysis prepared by NBS, a firm with expertise in the analysis of municipal utility costs; and

WHEREAS, the Council has discussed the need for increased charges at various meetings and held study session meetings regarding the potential rate increase; and

WHEREAS, the City prepared and mailed a 45-day notice of public hearing to affected customers and property owners served by the City, as required by Proposition 218; and

WHEREAS, the notice of public hearing included information on how and where to protest the proposed increase in water service rates and the notice was developed in accordance with Proposition 218; and

WHEREAS, the adoption of the proposed sewer service charges is exempt from California Environmental Quality Act (CEQA) under California Public Resources Code Section 21080(b)(8); and

WHEREAS, the Council held a public hearing on July 20, 2022, and considered all written protests and public comments regarding the proposed water rates.

WHEREAS, the Council desires to proceed with the adoption of new water rates.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MADERA HEREBY finds, orders and resolves as follows:

1. The above recitals are true and correct.
2. The Council finds the water rates are supported by an appropriate Water Rate Study which is incorporated herein by reference.
3. The Council finds that no majority protest was presented against the proposed rates for water services.
4. Finds the adoption of the proposed water rates is exempt from CEQA under California Public Resources Code § 21080(b)(8).

5. Adopts the monthly rates for a five-year period to be charged for the use of water furnished by the City as enumerated in Attachment A to this Resolution which is incorporated herein by reference.
6. The newly adopted rates shall be made effective August 1, 2022.
7. Resolution 15-156 and all other resolutions in conflict herewith are hereby repealed.
8. This resolution is effective immediately upon adoption.

ATTACHMENT A

Water Rate Schedule	Current Rates	Proposed Rates				
		FY 2022/23	FY 2023/24	FY 2024/25	FY 2025/26	FY 2026/27
Fixed Meter Charges						
<u>Monthly Fixed Service Charges:</u>						
5/8 inch	\$16.88	\$14.38	\$14.52	\$14.67	\$14.67	\$14.67
3/4 inch	\$19.09	\$17.26	\$17.43	\$17.60	\$17.60	\$17.60
1 inch	\$23.51	\$23.01	\$23.24	\$23.47	\$23.47	\$23.47
1.5 inch	\$34.56	\$37.38	\$37.75	\$38.13	\$38.13	\$38.13
2 inch	\$47.82	\$54.63	\$55.18	\$55.73	\$55.73	\$55.73
3 inch	\$89.81	\$100.64	\$101.65	\$102.67	\$102.67	\$102.67
4 inch	\$151.69	\$152.39	\$153.91	\$155.45	\$155.45	\$155.45
6 inch	\$299.76	\$296.15	\$299.11	\$302.10	\$302.10	\$302.10
8 inch	\$542.86	\$468.66	\$473.35	\$478.08	\$478.08	\$478.08
Commodity Charges						
<u>Rate per hcf of Water Consumed:</u>						
Non-Residential	\$2.41	\$2.15	\$2.17	\$2.19	\$2.19	\$2.19
Residential Uniform Rates	N/A	\$2.15	\$2.17	\$2.19	\$2.19	\$2.19

2. A Resolution of the City Council of the City of Madera, California, establishing monthly rates to be charged for sewer furnished by the City for a five-year and repealing Resolution 15-157 and all other Resolutions in conflict herewith

RESOLUTION NO: _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA,
CALIFORNIA, ESTABLISHING MONTHLY RATES TO BE CHARGED FOR
SEWER FURNISHED BY THE CITY FOR A FIVE-YEAR AND REPEALING
RESOLUTION 15-157 AND ALL OTHER RESOLUTIONS IN CONFLICT
HEREWITH**

WHEREAS, the City of Madera previously adopted Resolution 15-157 establishing rates for sewer furnished by the City for the period between July of 2015 and July of 2020; and

WHEREAS, the City of Madera desires to establish sewer rates which were based on the actual and projected costs of providing services between August of 2022 and August 2027; and

WHEREAS, the City Council considered a Rate Study analysis prepared by NBS, a firm with expertise in the analysis of municipal utility costs; and

WHEREAS, the Council has discussed the need for increased charges at various meetings and held study session meetings regarding the potential rate increase; and

WHEREAS, the City prepared and mailed a 45-day notice of public hearing to affected customers and property owners served by the City, as required by Proposition 218; and

WHEREAS, the notice of public hearing included information on how and where to protest the proposed increase in sewer service rates and the notice was developed in accordance with Proposition 218; and

WHEREAS, the adoption of the proposed sewer service charges is exempt from California Environmental Quality Act (CEQA) under California Public Resources Code Section 21080(b)(8); and

WHEREAS, the Council held a public hearing on July 20, 2022, and considered all written protests and public comment regarding the proposed sewer rates.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MADERA HEREBY finds, orders and resolves as follows:

1. The above recitals are true and correct.
2. The Council finds the sewer rates are supported by an appropriate Sewer Rate Study which is incorporated herein by reference.
3. The Council finds that no majority protest was presented against the proposed rates for sewer services.
4. Finds the adoption of the proposed sewer rates is exempt from CEQA under California Public Resources Code Section 21080(b)(8).

5. Adopts the monthly rates for a five-year period to be charged for the use of sewer furnished by the City, as enumerated in Attachment A to this Resolution which is incorporated herein by reference.
6. The newly adopted rates shall be made effective August 1, 2022.
7. Resolution 15-157, and all other resolutions in conflict herewith, are hereby repealed.
8. This resolution is effective immediately upon adoption.

ATTACHMENT A

Residential

Sewer Rate Schedule	Current Rates	Proposed Sewer Rates				
		FY 2022/23	FY 2023/24	FY 2024/25	FY 2025/26	FY 2026/27
FIXED MONTHLY CHARGES						
Single-Family	\$42.75	\$42.96	\$45.11	\$47.37	\$49.74	\$52.23
Multi-Family (per unit)	\$27.77	\$35.47	\$37.24	\$39.10	\$41.06	\$43.11

Commercial

Sewer Rate Schedule	Current Rates	Proposed Sewer Rates				
		FY 2022/23	FY 2023/24	FY 2024/25	FY 2025/26	FY 2026/27
FIXED MONTHLY CHARGES						
Commercial (All)	\$19.02	\$22.81	\$23.95	\$25.15	\$26.41	\$27.73
NON-RESIDENTIAL VOLUMETRIC CHARGES PER HCF¹						
Commercial						
Car Dealer & Dept/Retail	\$2.30	\$3.05	\$3.20	\$3.36	\$3.53	\$3.71
Game	\$3.46	\$3.02	\$3.17	\$3.33	\$3.50	\$3.68
Grocery & Mortuary	\$5.04	\$6.22	\$6.53	\$6.86	\$7.20	\$7.56
Hospital	\$2.28	\$2.73	\$2.87	\$3.01	\$3.16	\$3.32
Hotel without dining	\$2.28	\$2.71	\$2.85	\$2.99	\$3.14	\$3.30
Library & Church	\$2.25	\$3.17	\$3.33	\$3.50	\$3.68	\$3.86
Professional Building	\$2.28	\$3.05	\$3.20	\$3.36	\$3.53	\$3.71
Restaurant	\$5.22	\$6.73	\$7.07	\$7.42	\$7.79	\$8.18
School	\$2.38	\$2.74	\$2.88	\$3.02	\$3.17	\$3.33
Strip Mall	\$3.52	\$3.05	\$3.20	\$3.36	\$3.53	\$3.71
Warehouse	\$3.51	\$1.97	\$2.07	\$2.17	\$2.28	\$2.39
Industrial						
Light Industrial	\$3.51	\$1.97	\$2.07	\$2.17	\$2.28	\$2.39
Medium Industrial	N/A	\$2.74	\$2.88	\$3.02	\$3.17	\$3.33
High Industrial	N/A	\$3.81	\$4.00	\$4.20	\$4.41	\$4.63

1. HCF = hundred cubic feet, equal to 748 gallons of water.

3. A Resolution of the City Council of the City of Madera, California, establishing monthly rates to be charged for solid waste and street sweeping furnished by the City for a five-year period and repealing Resolution 13-76 and all other Resolutions in conflict herewith

RESOLUTION NO: _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA,
CALIFORNIA, ESTABLISHING MONTHLY RATES TO BE CHARGED FOR SOLID
WASTE AND STREET SWEEPING FURNISHED BY THE CITY FOR A FIVE-YEAR
PERIOD AND REPEALING RESOLUTION 13-76 AND ALL OTHER
RESOLUTIONS IN CONFLICT HEREWITH**

WHEREAS, the City of Madera previously adopted Resolution 13-76 establishing rates for solid waste furnished by the City for the period beginning 2013; and

WHEREAS, the City of Madera desires to establish solid waste rates which are based on the actual and projected costs of providing services between August of 2022 and August 2027; and

WHEREAS, the City Council considered a Rate Study analysis prepared by NBS, a firm with expertise in the analysis of municipal utility costs; and

WHEREAS, the Council has discussed the need for increased charges at various meetings and held study session meetings regarding the potential rate increase; and

WHEREAS, the City prepared and mailed a 45-day notice of public hearing to affected customers and property owners served by the City, as required by Proposition 218; and

WHEREAS, the notice of public hearing included information on how and where to protest the proposed increase in solid waste service rates and the notice was developed in accordance with Proposition 218; and

WHEREAS, the adoption of the proposed solid waste service charges is exempt from California Environmental Quality Act (CEQA) under California Public Resources Code Section 21080(b)(8); and

WHEREAS, the Council held a public hearing on July 20, 2022, and considered all written protests and public comments regarding the proposed solid waste rates; and

WHEREAS, the Council desires to proceed with the adoption of new solid waste and street sweeping rates for a five-year period consistent with the NBS Study except that rates in Year 1 shall be reduced; and

WHEREAS, the rates for the five-year period including a reduced rate for Year 1 are set forth in Attachment A to this resolution.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MADERA HEREBY finds, orders and resolves as follows:

1. The above recitals are true and correct.

2. The Council finds the solid waste are supported by an appropriate Solid Waste Rate Study which is incorporated herein by reference.
3. The Council finds that no majority protest was presented against the proposed rates for solid waste services.
4. Finds the adoption of the proposed solid waste rates is exempt from CEQA under California Public Resources Code Section 21080(b)(8).
5. Adopts the monthly rates for a five-year period to be charged for the use of solid waste services furnished by the City, enumerated in Attachment A to this Resolution which is incorporated herein by reference.
6. The newly adopted rates shall be made effective August 1, 2022.
7. Resolution 13-76, and all other resolutions in conflict herewith, are hereby repealed.
8. This resolution is effective immediately upon adoption.

Attachment A (solid waste & street sweeping)

Customer Classes/Service Type	Current Rates	FY 2022/23(a)	FY 2023/24 (b)	FY 2024/25 (b)	FY 2025/26 (b)	FY 2026/27 (b)
Fixed Monthly Charges						
Single Family Residential						
Three Standard Containers	25.56	30.58	41.82	45.77	47.51	49.31
Add'l Grey	4.73	11.81	31.08	34.19	35.56	36.98
Add'l Green	2.17	9.80	11.00	12.11	12.59	13.09
Add'l Blue	2.17	8.32	11.00	12.11	12.59	13.09
Contamination Fee - 1st occurrence	New Fee	12.00	13.20	14.52	15.25	16.01
Contamination Fee - 2nd occurrence	New Fee	24.00	26.40	29.04	30.49	32.02
		-	-			
Commercial						
<u>96 Gallon Grey</u>						
1x per week	29.46	25.61	55.41	60.72	63.05	65.48
2x per week		45.00	49.50	54.45	57.17	60.03
3x per week		85.00	93.50	102.85	107.99	113.39
<u>2 Cubic Yard</u>						
1x per week	52.11	90.00	195.28	214.81	223.40	232.33
2x per week	102.40	168.75	266.29	292.92	304.63	316.82
3x per week	151.25	243.75	353.28	388.60	404.15	420.31
4x per week	203.10	300.00	461.03	507.14	527.42	548.52
5x per week	253.47	387.50	595.79	655.37	681.59	708.85
<u>3 Cubic Yard</u>						
1x per week	65.84	127.50	204.15	224.57	233.55	242.89
2x per week	130.34	240.00	284.04	312.45	324.94	337.94
3x per week	194.44	337.50	379.90	417.90	434.61	452.00
4x per week	258.72	405.00	496.54	546.19	568.04	590.76
5x per week	323.14	468.75	640.18	704.19	732.36	761.65
<u>4 Cubic Yard</u>						
1x per week	79.73	157.50	213.03	234.33	243.71	253.46
2x per week	157.87	273.75	301.79	331.97	345.25	359.06
3x per week	272.25	368.75	406.53	447.19	465.07	483.68
4x per week	333.10	481.25	532.04	585.25	608.66	633.00
5x per week	392.17	600.00	684.56	753.01	783.13	814.46
<u>6 Cubic Yard</u>						
1x per week	107.22	195.00	230.78	253.86	264.02	274.58
2x per week	213.04	305.00	337.30	371.03	385.87	401.30
3x per week	318.78	417.50	459.79	505.77	526.00	547.04
4x per week	424.44	562.50	618.75	680.63	714.66	750.39
5x per week	529.93	700.00	773.32	850.65	884.68	920.06
Commercial Recyclables Rates						
<u>96 Gallon Blue</u>						
1x per week		11.25	12.38	13.61	14.29	15.01
2x per week		22.50	24.75	27.23	28.59	30.02

3x per week		33.75	37.13	40.84	42.88	45.02
<u>2 Cubic Yard</u>		-	-	-	-	-
1x per week	31.22	52.50	86.62	95.28	99.09	103.05
2x per week	55.98	87.50	173.24	190.56	198.18	206.11
3x per week	80.79	127.50	259.85	285.84	297.27	309.16
<u>3 Cubic Yard</u>		-	-	-	-	-
1x per week	41.89	67.50	102.09	112.30	116.80	121.47
2x per week	72.72	121.25	195.52	215.08	223.68	232.63
3x per week	109.38	190.00	288.96	317.85	330.56	343.79
<u>4 Cubic Yard</u>		-	-	-	-	-
1x per week	47.92	83.75	111.79	122.97	127.89	133.01
2x per week	89.40	137.50	212.04	233.24	242.57	252.27
3x per week	130.89	211.25	312.28	343.51	357.25	371.54
<u>6 Cubic Yard</u>		-	-	-	-	-
1x per week	64.58	103.00	131.20	144.32	150.09	156.09
2x per week	118.12	193.75	245.07	269.57	280.35	291.57
3x per week	171.54	262.50	358.94	394.83	410.62	427.05
Commercial Organics Rates		-	-	-	-	-
<u>96 Gallon Container</u>		-	-	-	-	-
1x per week	10.28	16.75	18.47	20.32	21.13	21.98
2x per week	20.58	32.25	36.94	40.63	42.26	43.95
3x per week	30.85	51.50	56.65	62.32	65.43	68.70
4x per week	41.13	68.25	75.08	82.58	86.71	91.05
5x per week	51.41	83.75	92.13	101.34	106.40	111.72
<u>2 Cubic Yard</u>		-	-	-	-	-
1x per week	42.18	69.63	80.29	88.32	21.13	21.98
2x per week	77.36	127.50	160.58	176.64	183.71	191.05
3x per week	118.54	185.50	240.87	264.96	275.56	286.58
4x per week	157.07	243.38	267.71	294.48	309.21	324.67
5x per week	198.84	301.38	331.51	364.66	382.90	402.04
Commercial Contamination Fees*		-	-	-	-	-
1st Occurance - Per Container Cu Yard	New Fee	12.00	13.20	14.52	15.25	16.01
2nd Occurance - Per Container Cu Yard	New Fee	20.00	22.00	24.20	25.41	26.68
Overloaded Container - Per Container Cu Yard		12.00	13.20	14.52	15.25	16.01
*Contamination applies to all three material types						
Roll Off		-	-	-	-	-
Monthly Rent	181.13	219.17	241.09	265.20	278.46	292.38
Pull Charges Per Load	182.13	262.50	288.75	317.63	333.51	350.18
Miscellaneous		-	-	-	-	-
Lost Lock Fee	15.00	18.15	19.97	21.96	22.84	23.75
New or Replacement Can	53.30	64.49	70.94	78.04	81.16	84.40
New Residence 3 Cart Start-up Fee		241.84	266.02	292.62	307.25	322.62
Delivery Charge	10.00	12.10	13.31	14.64	15.23	15.84

(a) Rates beginning Aug. 1, 2022

(b) Identifies the maximum rate per the NBS Rate Study. Rates may be adjusted by future Council action.

4. A Resolution of the City Council of the City of Madera, California establishing monthly rates to be charged for storm drainage services furnished by the City for a five-year period and repealing Resolution 92-120 and all other Resolutions in conflict herewith

RESOLUTION NO: _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA,
CALIFORNIA, ESTABLISHING MONTHLY RATES TO BE CHARGED FOR
STORM DRAINAGE SERVICES FURNISHED BY THE CITY FOR A FIVE-YEAR
PERIOD AND REPEALING RESOLUTION 92-120 AND ALL OTHER
RESOLUTIONS IN CONFLICT HEREWITH**

WHEREAS, the City of Madera previously adopted Resolution 92-120 establishing rates for storm drainage services furnished by the City beginning 1992; and

WHEREAS, the City of Madera desires to establish storm drainage rates which were based on the actual and projected costs of providing services between August of 2022 and August 2027; and

WHEREAS, the City Council considered a Rate Study analysis prepared by NBS, a firm with expertise in the analysis of municipal utility costs; and

WHEREAS, the Council has discussed the need for increased charges at various meetings and held study session meetings regarding the potential rate increase, and

WHEREAS, the City prepared and mailed a 45-day notice of public hearing to affected customers and property owners served by the City, as required by Proposition 218; and

WHEREAS, the notice of public hearing included information on how and where to vote and submit ballot on proposed storm drainage service rates and the notice was developed in accordance with Proposition 218; and

WHEREAS, the adoption of the proposed sewer service charges is exempt from California Environmental Quality Act (CEQA) under California Public Resources Code Section 21080(b)(8); and

WHEREAS, the Council held a public hearing on July 20, 2022, and considered all written protests and public comments regarding the proposed water rates.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MADERA HEREBY finds, orders and resolves as follows:

1. The above recitals are true and correct.
2. The Council finds the storm drainage rates are supported by an appropriate Storm Drainage Study which is incorporated herein by reference.
3. The Council finds that the majority votes presented supported the proposed rates for storm drainage services.
4. Finds the adoption of proposed storm drainage rates is exempt from CEQA under California Public Resources Code Section 21080(b)(8).

5. Adopts the monthly rates for a five-year period to be charged for storm drainage services furnished by the City, as enumerated in Attachment A to this Resolution which is incorporated herein by reference.
6. The newly adopted rates shall be made effective August 1, 2022.
7. Resolution 92-120, and all other resolutions in conflict herewith, are hereby repealed.
8. This resolution is effective immediately upon adoption.

ATTACHMENT A

Storm Drain Rate Schedule	Current Rates	Proposed Rates				
		FY 2022/23	FY 2023/24	FY 2024/25	FY 2025/26	FY 2026/27
Proposed Monthly Usage Charge						
Single Family Residential						
<i>per month</i>	\$2.00	\$2.92	\$3.36	\$3.87	\$4.44	\$5.11
Multi Family Residential						
<i>Equal or less than 40 units</i>						
<i>per square foot,</i>	\$0.002	\$0.002	\$0.003	\$0.004	\$0.005	\$0.006
<i>maximum per month</i>	\$80.00	\$80.00	\$92.00	\$106.00	\$122.00	\$140.00
<i>Greater than 40 & equal or less than 80 units</i>						
<i>per square foot,</i>	\$0.002	\$0.002	\$0.003	\$0.004	\$0.005	\$0.006
<i>maximum per month</i>	\$160.00	\$160.00	\$184.00	\$212.00	\$244.00	\$281.00
<i>Greater than 81 units</i>						
<i>per square foot,</i>	\$0.002	\$0.002	\$0.003	\$0.004	\$0.005	\$0.006
<i>maximum per month</i>	\$240.00	\$240.00	\$276.00	\$317.00	\$365.00	\$420.00
Non-Residential (Including Churches)						
<i>per square foot of ground floor,</i>	\$0.004	\$0.005	\$0.006	\$0.007	\$0.009	\$0.011
<i>maximum per month</i>	\$80.00	\$100.00	\$115.00	\$132.00	\$152.00	\$175.00