

Mt. Shasta City Council Special City Council Meeting Agenda

Mt. Shasta Recreation and Parks District Lodge

1315 Nixon Road

Tuesday, May 30, 2017; 5:30 p.m.

“Our mission is to maintain the character of our “small town” community while striking an appropriate balance between economic development and preservation of our quality of life. We help create a dynamic and vital City by providing quality, cost-effective municipal services and by forming partnerships with residents and organizations in the constant pursuit of excellence.”

Page	Item	STANDING AGENDA ITEMS
	1.	Call to Order and Flag Salute
	2.	Roll call
	3.	<p>Public Comment: Welcome to our City Council meeting. The Council invites the public to address the Council on matters on the Consent Agenda and matters not listed on the agenda that are within the Council’s subject matter jurisdiction. If the Public wishes to comment on matters that are on the agenda, the Council will request comment when the matter is heard. The Council reserves the right to limit public comment on matters that are outside its subject matter jurisdiction.</p> <p>The City Council may regulate the total amount of time on particular issues and for speakers (typically 3 minutes). The Council may place additional time limits on comments, to ensure members of the public have an opportunity to speak and the Council is able to complete its business. A group may be asked to choose a spokesperson to address the Council on a subject matter, or the Council may limit the number of persons addressing the Council whenever a group of persons wishes to address the council on the same subject matter. Speakers may not cede their time to another.</p> <p>The Mayor manages the City Council meeting with a commitment to effective engagement while maintaining a positive, respectful decorum. The Mayor will typically start the Public Comment period sharing the following reminders relating decorum and Brown Act compliance efforts:</p> <ul style="list-style-type: none"> ✓ This is the time for the public to address the Council on matters on the Consent Agenda or matters NOT on the Council Agenda. This will be a comment period only. If the public wishes a response they may provide their contact information to the Deputy City Clerk. ✓ The Mayor will recognize each speaker in an orderly fashion. Most often, the Mayor will call the speakers whom have signed in first and shall then call for those who would like to address the Council but whom did not sign in by inviting them to come to the front of the room and wait to be recognized to speak. Once the speaker is recognized, the speaker will address the Council only and shall provide comment from the public microphone. Public Comment will typically not be taken from any person shouting from the audience. ✓ No heckling or shouting from the audience at a speaker shall be permitted. ✓ The City Council may ask “clarifying” questions only. Due to equity and Brown Act concerns, the Council will avoid engaging in dialogue or debate. ✓ If there is an item of great community significance/interest and is within the Council’s subject matter jurisdiction, the Council may request the item be agendized for further consideration at a subsequent Council meeting.

CITY COUNCIL BUSINESS	
	<p>4. Public Hearing on Water and Wastewater Rates Pursuant to Proposition 218 <u>Background:</u> The City Council will hold a Public Hearing and consider increases to water and wastewater service charges. <u>Recommended Council Action:</u> Conduct public hearing, receive and file protest letters, hear public testimony, and close the public hearing.</p>
	<p>5. Recess to Count Protest Votes – Deputy City Clerk</p>
	<p>6. Approval of Resolution No. CCR-17-XX, Adopting Revised Water And Sewer Rates In Accordance With The 2017 Water And Wastewater Utility Rate Studies <u>Background:</u> Based upon the number of protest votes received, the City Council will determine whether or not to adopt revised water and wastewater service charges. <u>Report By:</u> Kathy Wilson, Deputy City Clerk <u>Recommended Council Action:</u> Approve Resolution if number of protest votes do not equal half plus one.</p>
	<p>7. Adjourn</p> <p>Availability of Public Records: All public records related to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at City Hall located at 305 North Mt. Shasta Blvd., Mt. Shasta, CA at the same time the public records are distributed or made available to the members of the legislative body. Agenda related writings or documents provided to a majority of the legislative body after distribution of the Agenda packet will be available for public review within a separate binder at City Hall at the same time as they are made available to the members of the legislative body.</p> <p>The City of Mt. Shasta does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or provision of services. In compliance with the Americans with Disabilities Act, persons requiring accommodations for a disability at a public meeting should notify the City Clerk or Deputy City Clerk at least 48 hours prior to the meeting at (530) 926-7510 in order to allow the City sufficient time to make reasonable arrangements to accommodate participation in this meeting.</p>

City Council Agenda Item # 6
Staff Report

Meeting Date: May 30, 2017
To: Mayor and City Council
From: Kathy Wilson, Deputy City Clerk
Subject: Final Count of Protest Votes

X	Regular
	Consent
	Closed
	Presentation

Recommendation:

Staff respectfully requests Council to approve Resolution CCR-17-XX pertaining to water and wastewater service charges if the protest votes do not equal half of the service users plus one.

Background & Summary:

The City of Mt. Shasta has advertised extensively about the Proposition 218 public hearing for changes in the water and wastewater service charges. The City Clerk's office has been collecting protest votes and the final count of water and sewer protests will be tallied tonight.

The total number of water service users in and around the City of Mt. Shasta is 2,238. There would need to be 1,120 protest votes to successfully protest the change in water service charges.

The total number of sewer service users in and around the City of Mt. Shasta is 2,283. There would need to be 1,142.5 (rounded up to 1,143) protest votes to successfully protest the change in sewer service charges.

Attachments:

Resolution CCR-17-XX

RESOLUTION NO. CCR-17-XX

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MT. SHASTA ADOPTING REVISED WATER AND SEWER
RATES IN ACCORDANCE WITH THE 2017 WATER AND WASTEWATER
UTILITY RATE STUDIES**

WHEREAS, the City of Mt. Shasta hired PACE Engineering (Consultant) to complete Water and Wastewater Utility Rate Studies; and

WHEREAS, the City Council has reviewed and commented on the Rate Studies and public comment was received; and

WHEREAS, City Council adopted Resolution No. CCR-2017-22 and Resolution No. CCR-2017-23 formally adopting the Water and Wastewater Utility Rate Studies respectively, and further authorized staff to begin the Proposition 218 process.

WHEREAS, in accordance with provisions of California Constitution Article XIII D and the Proposition 218 Omnibus Implementation Act (Government Code Sections 53750-53758) , a notice of public hearing was mailed to all property owners and account holders regarding the proposed rate increases; and

WHEREAS, a public hearing was conducted on Tuesday, May 30, 2017 at 5:30 pm to receive public comment on the proposed rates and tabulate protest votes; and

WHEREAS, insufficient protest votes were received to constitute a majority protest against the proposed rates.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mt. Shasta as follows:

Section 1. The water and Wastewater Utility Rate increases shown below are hereby adopted effective July 1 of each year beginning July 1, 2017.

Water Utility Rate Schedule:

Period:		Existing FY 16-17	Proposed FY 17-18	Proposed FY 18-19	Proposed FY 19-20	Proposed FY 20-21	Proposed FY 21-22
CONSUMPTION CHARGES (\$/1,000 Gal)							
\$/1,000 Gal		n/a	\$0.8000	\$0.8333	\$0.8667	\$0.9000	\$0.9333
METER SIZE	METER FACTOR	MONTHLY SERVICE CHARGES (\$/Mo)					
5/8" Meter	0.67	n/a	\$8.04	\$8.38	\$8.71	\$9.05	\$9.38
3/4" Meter	1	\$18.35	\$12.00	\$12.50	\$13.00	\$13.50	\$14.00
1" Meter	1.67	Varies	\$20.04	\$20.88	\$21.71	\$22.55	\$23.38
1-1/2" Meter	3.33		\$39.96	\$41.63	\$43.29	\$44.96	\$46.62
2" Meter	5.33		\$63.96	\$66.63	\$69.29	\$71.96	\$74.62
3" Meter	10		\$120.00	\$125.00	\$130.00	\$135.00	\$140.00
4" Meter	16.67		\$200.04	\$208.38	\$216.71	\$225.05	\$233.38
6" Meter	33.33		\$399.96	\$416.63	\$433.29	\$449.96	\$466.62
8" Meter	53.33		\$639.96	\$666.63	\$693.29	\$719.96	\$746.62

Wastewater Utility Rate Schedule:

User Class	Existing FY 16-17	Proposed FY 17-18	Proposed FY 18-19	Proposed FY 19-20	Proposed FY 20-21	Proposed FY 21-22
Single-Family Flat Rate per Unit	\$23.95	\$30.00	\$37.00	\$45.00	\$53.00	\$61.00
Non-Residential Flat Rate per EDU (see Notes)	varies	\$30.00	\$37.00	\$45.00	\$53.00	\$61.00

Notes:

1. One equivalent dwelling unit (EDU) equals 175 gallons per day of wastewater flow, which is the estimated flow from a typical single-family household.
2. Non-residential EDUs based on 90% of monthly water consumption.

Section 2. Any rates and fees of the City for water and wastewater service which have heretofore been fixed by resolution which is inconsistent with or in conflict with any of the rates and charges set forth herein are hereby repealed and rescinded to the extent of their inconsistency, effective July 1, 2017.

Section 3. A "Water Service Standby" fee equivalent to one-half of the meter base rate for a particular service is hereby established. This charge shall apply to those customers who request their water be turned off for periods throughout the year, such as vacation or second homes. The rationale for this fee is that operation and maintenance of the water system is an ongoing, day-to-day activity, benefiting all water services connected to the system, whether they are consuming water at a particular time or not.

Section 4. A "Wastewater Service Standby" fee equivalent to one-half of the meter base rate for a particular service is hereby established. This charge shall apply to those customers who request to discontinue their wastewater service for periods throughout the year, such as vacation or second homes. The rationale for this fee is that operation and maintenance of the wastewater system is an ongoing, day-to-day activity, benefiting all wastewater connections, whether they are discharging wastewater at a particular time or not.

Section 5. A "Water Service Modification" fee of \$50.00 per request is hereby established. The intent of this fee is to assess a reasonable charge to a customer requesting that a meter be shut off, turned on, or modified in some way.

Section 6. CEQA EXEMPTION. The approval of said water rates and fees by this City Council is exempt from the requirements of the California Environmental Quality Act under the provisions of the Public Resources Code, Section 21080 (b)(8), and this Council makes this claim of exemption pursuant to said section and authorized claim of exemption to be filed with the appropriate agencies.

Section 7. VALIDITY. That if any section, subsection, sentence, clause, or phrase in this Resolution or the application thereof to any person or circumstances is for any reason held invalid, the validity of the remainder of the Resolution or the application of such provision to other persons or circumstances shall not be affected thereby. The City Council hereby declares that it would have passed this Resolution and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses, or phrases or the application thereof to any person or circumstance be held invalid.

Section 8. INCONSISTENCIES. All resolutions or parts of resolutions inconsistent with this resolution are hereby repealed to the extent of such inconsistency.

Section 9. PUBLISHED. That the City Clerk shall certify to the passage of this resolution and cause the same to be posted at designated sites within the City and published in a newspaper distributed within the City of Mt. Shasta.

The foregoing resolution was passed and adopted this 30th day of May, 2017 by the following vote:

ROLL CALL VOTE

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED: May 30, 2017

CITY OF MT. SHASTA

Kathy Morter, Mayor

ATTEST:

Kathy Wilson, Deputy City Clerk