

RESOLUTION NO. 2004-77

A RESOLUTION OF THE LODI CITY
COUNCIL ESTABLISHING WATER SUPPLY,
WASTEWATER DISPOSAL, AND REFUSE
COLLECTION SERVICES RATES

WHEREAS, the Council of the City of Lodi finds as follows:

1. The City of Lodi provides water supply, wastewater disposal, and refuse collection services to its citizens;
2. The City charges customers of these utilities a charge to fund the on-going operation and maintenance of the water supply, wastewater disposal, and refuse collection services;
3. The City Public Works Director and staff have prepared a plan outlining the costs of operating these utilities, and the City Public Works Director has recommended increases to the current water, wastewater disposal, and refuse collection rates;
4. The Council directed that notice of a hearing thereon be given to the property owners in the City, with such notice to include, among other matters, the information required to be included pursuant to California law;
5. Such notice has been mailed to those property owners, at least 45 days before the hearing, as evidenced by a Certificate of Mailing on file with the City Clerk;
6. The Council also directed that notice of a hearing thereon be given with such notice to include the information required to be included pursuant to Government Code section 54354.5;
7. Such notice has been published once each week for two weeks, in accordance with Government Code section 54354.5, in the Lodi News-Sentinel as evidenced by Proofs of Publication on file with the City Clerk;
8. On April 27, 2004, the City Council conducted said public hearing, at which time the City Council heard all objections and protests to the proposed increased rates;
9. Written protests against the proposed increased rates were not presented by a majority of the property owners; and
10. The proposed water, wastewater disposal, and refuse collection service rates are not discriminatory or excessive, are sufficient under Government Code section 54515, comply with the provisions or covenants of any outstanding revenue bonds of the City payable from the revenues of the respective enterprise, comply with the provisions of Title 5, Division 2, Chapter 6 of the Government Code, and are in compliance with all other applicable law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lodi as follows:

Section 1. Recitals. The foregoing recitals are true and correct.

Section 2. Levy of Charges. Pursuant to Sections 13.08.010, 13.12.240, and 13.16.110 of the Lodi Municipal Code, the increased water, wastewater disposal, and refuse collection service rates as attached hereto as Exhibits "A, B & C" are hereby approved.

Section 3. Subsequent Adjustments. The rates shown in Exhibits A, B, & C may be adjusted periodically by resolution, with Council approval following a public hearing, in an amount not to exceed the percentage change in the Consumer Price Index since the previous adjustment. The index used shall be the unadjusted San Francisco – All Urban Consumers Index as published by the United States Bureau of Labor Statistics or other index as approved by the City Council by resolution.

Section 4. Termination/Sunset Rate. The portion of attached rates representing an increase from immediately proceeding rates related to the 1) water purchase contract shall sunset in 2044, 2) rates related to the White Slough Water Pollution Control Facility improvements shall sunset in 2044, and 3) the rates associated with the Environmental Abatement (PCE/TCE) Program shall sunset in 2014.

Section 5. Effective Date. This resolution shall take effect from and after the date of its passage.

Dated: April 27, 2004

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I hereby certify that Resolution No. 2004-77 was passed and adopted by the City Council of the City of Lodi in a special meeting held April 27, 2004, by the following vote:

- AYES: COUNCIL MEMBERS – Hitchcock, Howard, Land, and Mayor Hansen
- NOES: COUNCIL MEMBERS – Beckman
- ABSENT: COUNCIL MEMBERS – None
- ABSTAIN: COUNCIL MEMBERS – None


 SUSAN J. BLACKSTON
 City Clerk

Table A: Water Utility

	<u>Present Rate</u>	<u>May-04</u>
Residential Flat Rate (per month):		
Single Family Unit (one bedroom)	\$13.51	\$18.24
(two bedrooms)	\$16.22	\$21.90
(three bedrooms)	\$19.45	\$26.26
(four bedrooms)	\$23.36	\$31.54
(five bedrooms)	\$28.04	\$37.85
(six bedrooms)	\$33.64	\$45.41
(seven bedrooms)	\$40.35	\$54.47
Multiple Family Unit (one bedroom)	\$11.60	\$15.66
(two bedrooms)	\$13.91	\$18.78
(three bedrooms)	\$16.69	\$22.53
		+ 20% for ea. add'l. bedroom
Commercial/Industrial Flat Rate	varies	add: 35%
(Existing accounts only. New accounts are metered.)		
Metered Rate	\$0.524 per 100 cu. ft. approx. \$0.70 per 1,000 gallons	\$0.707 approx. \$0.91 per 1,000 gallons
plus monthly base charge:	\$11.43 ¾" meter	\$15.43
	\$17.14 1" meter	\$23.14
	\$22.85 1½" meter	\$30.85
	\$28.58 2" meter	\$38.58
	\$40.00 3" meter	\$54.00
	\$51.43 4" meter	\$69.43
	\$74.29 6" meter	\$100.29
	\$97.16 8" meter	\$131.17
	n/a 10" meter	\$162.04
Construction Water Charges:	\$0.524 per 100 cu. ft.	\$0.707

Note: Charges are total, including infrastructure replacement charge, which will remain the same and increase will be shown in the service charge.

Table B: Wastewater Utility

	<u>Present Rate</u>	<u>May-04</u>	<u>Jul-05</u>
Disposal to Domestic System:			
Residential (per month)			
1 Bedroom	\$ 9.73	\$ 12.16	\$ 15.20
2 Bedrooms (basis for 1 Sewage Service Unit) (SSU)	\$ 12.97	\$ 16.21	\$ 20.26
3 Bedrooms	\$ 16.21	\$ 20.27	\$ 25.34
4 Bedrooms	\$ 19.46	\$ 24.33	\$ 30.41
5 Bedrooms	\$ 22.70	\$ 28.38	\$ 35.48
6 Bedrooms	\$ 25.94	\$ 32.43	\$ 40.54
7 Bedrooms	\$ 29.18	\$ 36.48	\$ 45.60
Moderate Strength (annual per SSU)	\$ 155.68	\$ 194.60	\$ 243.25
(Most commercial & industrial unless "high strength")			
High strength user:			
Flow (per MG, annual basis)	\$ 749.09	\$ 936.36	\$ 1,170.45
BOD (per 1,000 lbs., annual basis)	\$ 366.58	\$ 458.23	\$ 572.79
SS (per 1,000 lbs., annual basis)	\$ 299.66	\$ 374.58	\$ 468.23
Grease Interceptor and Septic Holding Tank Waste within City Limits (per 1,000 gal.)	\$ 114.75	\$ 143.44	\$ 179.30
Septic (only) Holding Tank Waste Outside City Limits (per 1,000 gal.)	\$ 243.61	\$ 304.51	\$ 380.64
Disposal to Storm Drain System (per MG)	\$ 120.53	\$ 150.66	\$ 188.33

Disposal to Industrial System)

Rates adjusted annually per LMC §13,12,20

Note: Charges are total, including infrastructure replacement charge, which will remain the same and increase will be shown in the service charge.

Table C-1 - Solid Waste (Refuse)

	Present Rate	
	<u>Per Month</u>	<u>May-04</u>
<u>1. 38 GALLON REFUSE CART 1X PER WEEK**</u>		
1 Refuse Cart	\$19.12	\$ 19.64
2 Refuse Carts	\$47.79	\$ 49.08
3 Refuse Carts	\$76.46	\$ 78.52
4 Refuse Carts	\$105.13	\$ 107.96
<u>2. 64 GALLON REFUSE CART 1X PER WEEK**</u>		
1 Refuse Cart	\$28.75	\$ 29.52
2 Refuse Carts	\$71.88	\$ 73.82
3 Refuse Carts	\$114.99	\$ 118.09
<u>3. 96 GALLON WASTE CART 1X PER WEEK**</u>		
1 Refuse Cart	\$62.71	\$ 64.40
2 Refuse Carts	\$125.43	\$ 128.81
3 Refuse Carts	\$188.14	\$ 193.21
<u>4. DUPLEX AND MULTI-FAMILY, AND MOBILE HOMES</u>		
Monthly rate is reduced from above base rates	(\$1.00)	(\$1.00)
<u>5. LOW VOLUME USER 1X PER WEEK</u>		
One (1) - 20 Gallon Low Volume Refuse Cart	\$13.01	\$ 13.36
<u>6. LOW INCOME USER 1X PER WEEK</u>		
		Delete Rate Category
20 Gallon Refuse Cart	\$8.24	n/a
38 Gallon Refuse Cart	\$10.30	n/a
<u>7. ADDITIONAL 64 GALLON RECYCLING CARTS</u>		
Second and Third Recycling Cart	No Additional Charge	
Fourth and Each Additional Cart	\$10.30	\$ 10.58
<u>8. ADDITIONAL 96 GALLON YARD AND GARDEN CARTS</u>		
Second and Third Yard and Garden Cart	No Additional Charge	
Fourth and Each Additional Yard and Garden Car	\$10.30	\$ 10.58
<u>9. BACK YARD SERVICE****</u>		
Monthly service charge	\$10.77	\$ 11.06
Qualified Disabled	No Additional Charge	

**** Eligible for City Utility Discount Program**
 (Current 10% discount may be changed)

EXHIBIT C-2

CITY OF LODI

CONTAINER RATES

EFFECTIVE APRIL 1, 2004 THROUGH MARCH 31, 2005

Revised to reflect Landfill increase 1.176%

WEEKLY SERVICE - ONE (1) CUBIC YARD CONTAINER

# OF CONTAINERS	1 X WK	2 X WK	3 X WK	4 X WK	5 X WK	6 X WK
1	\$ 102.64	\$ 190.97	\$ 437.58	\$ 789.70	\$ 1,247.34	\$ 1,810.50
2	\$ 163.08	\$ 297.53	\$ 621.91	\$ 1,072.93	\$ 1,650.56	\$ 2,354.79
3	\$ 223.51	\$ 404.09	\$ 806.26	\$ 1,356.16	\$ 2,053.77	\$ 2,899.09
4	\$ 283.94	\$ 510.65	\$ 990.59	\$ 1,639.36	\$ 2,456.96	\$ 3,443.40
5	\$ 344.39	\$ 617.21	\$ 1,174.94	\$ 1,922.59	\$ 2,860.19	\$ 3,987.70
6	\$ 404.82	\$ 723.77	\$ 1,359.26	\$ 2,205.82	\$ 3,263.38	\$ 4,531.99
7	\$ 465.26	\$ 830.34	\$ 1,543.62	\$ 2,489.04	\$ 3,666.59	\$ 5,076.29
8	\$ 525.69	\$ 936.89	\$ 1,727.96	\$ 2,772.25	\$ 4,069.80	\$ 5,620.59
9	\$ 586.13	\$ 1,043.46	\$ 1,912.30	\$ 3,055.49	\$ 4,473.02	\$ 6,164.90
10	\$ 646.56	\$ 1,150.00	\$ 2,096.63	\$ 3,338.70	\$ 4,876.21	\$ 6,709.18

WEEKLY SERVICE - TWO (2) CUBIC YARD CONTAINER

# OF CONTAINERS	1 X WK	2 X WK	3 X WK	4 X WK	5 X WK	6 X WK
1	\$ 149.56	\$ 281.90	\$ 583.35	\$ 997.52	\$ 1,524.41	\$ 2,164.03
2	\$ 254.00	\$ 473.63	\$ 896.16	\$ 1,453.99	\$ 2,147.03	\$ 2,975.39
3	\$ 358.45	\$ 665.35	\$ 1,209.00	\$ 1,910.44	\$ 2,769.68	\$ 3,786.75
4	\$ 462.89	\$ 857.10	\$ 1,521.81	\$ 2,366.87	\$ 3,392.31	\$ 4,598.11
5	\$ 567.35	\$ 1,048.80	\$ 1,834.63	\$ 2,823.34	\$ 4,014.95	\$ 5,409.48
6	\$ 671.80	\$ 1,240.54	\$ 2,147.42	\$ 3,279.80	\$ 4,637.59	\$ 6,220.83
7	\$ 776.26	\$ 1,432.27	\$ 2,460.27	\$ 3,736.25	\$ 5,260.21	\$ 7,032.19
8	\$ 880.70	\$ 1,624.01	\$ 2,773.08	\$ 4,192.70	\$ 5,882.85	\$ 7,843.55
9	\$ 985.17	\$ 1,815.73	\$ 3,085.91	\$ 4,649.15	\$ 6,504.78	\$ 8,654.90
10	\$ 1,089.61	\$ 2,007.44	\$ 3,398.72	\$ 5,105.60	\$ 7,129.19	\$ 9,466.26

WEEKLY SERVICE - THREE (3) CUBIC YARD CONTAINER

# OF CONTAINERS	1 X WK	2 X WK	3 X WK	4 X WK	5 X WK	6 X WK
1	\$ 190.41	\$ 360.77	\$ 700.21	\$ 1,152.37	\$ 1,717.27	\$ 2,394.88
2	\$ 335.72	\$ 631.35	\$ 1,129.90	\$ 1,763.69	\$ 2,532.76	\$ 3,437.12
3	\$ 481.03	\$ 901.95	\$ 1,559.58	\$ 2,375.01	\$ 3,348.27	\$ 4,479.33
4	\$ 626.32	\$ 1,172.52	\$ 1,989.24	\$ 2,986.32	\$ 4,163.76	\$ 5,521.57
5	\$ 771.63	\$ 1,443.11	\$ 2,418.92	\$ 3,597.65	\$ 4,979.28	\$ 6,563.77
6	\$ 916.96	\$ 1,713.69	\$ 2,848.60	\$ 4,208.95	\$ 5,794.76	\$ 7,606.00
7	\$ 1,062.25	\$ 1,983.94	\$ 3,278.28	\$ 4,820.26	\$ 6,610.24	\$ 8,648.23
8	\$ 1,207.57	\$ 2,254.85	\$ 3,707.96	\$ 5,431.59	\$ 7,425.76	\$ 9,690.46
9	\$ 1,352.87	\$ 2,525.44	\$ 4,137.64	\$ 6,042.90	\$ 8,241.25	\$ 10,732.67
10	\$ 1,498.19	\$ 2,796.03	\$ 4,567.32	\$ 6,654.22	\$ 9,056.74	\$ 11,774.89

EXHIBIT C-3

CITY OF LODI

CONTAINER RATES

EFFECTIVE APRIL 1, 2004 THROUGH MARCH 31, 2005

Revised to reflect Landfill increase 1.176%

WEEKLY SERVICE - FOUR (4) CUBIC YARD CONTAINER

# OF CONTAINERS	1 X WK	2 X WK	3 X WK	4 X WK	5 X WK	6 X WK
1	\$ 231.27	\$ 439.63	\$ 817.08	\$ 1,307.26	\$ 1,910.15	\$ 2,625.77
2	\$ 417.45	\$ 789.08	\$ 1,363.62	\$ 2,073.43	\$ 2,918.51	\$ 3,898.86
3	\$ 603.62	\$ 1,138.55	\$ 1,910.17	\$ 2,839.63	\$ 3,926.88	\$ 5,171.95
4	\$ 789.80	\$ 1,488.00	\$ 2,456.72	\$ 3,605.81	\$ 4,935.25	\$ 6,445.05
5	\$ 975.96	\$ 1,837.45	\$ 3,003.27	\$ 4,372.00	\$ 5,943.63	\$ 7,718.15
6	\$ 1,162.15	\$ 2,186.91	\$ 3,549.83	\$ 5,138.19	\$ 6,951.99	\$ 8,991.24
7	\$ 1,348.33	\$ 2,536.37	\$ 4,096.38	\$ 5,904.38	\$ 7,960.36	\$ 10,264.35
8	\$ 1,534.52	\$ 2,885.82	\$ 4,642.93	\$ 6,670.56	\$ 8,968.73	\$ 11,537.44
9	\$ 1,720.69	\$ 3,235.28	\$ 5,189.47	\$ 7,436.77	\$ 9,977.11	\$ 12,810.53
10	\$ 1,906.87	\$ 3,584.72	\$ 5,736.02	\$ 8,202.92	\$ 10,985.48	\$ 14,083.64

WEEKLY SERVICE - FIVE (5) CUBIC YARD CONTAINER

# OF CONTAINERS	1 X WK	2 X WK	3 X WK	4 X WK	5 X WK	6 X WK
1	\$ 272.13	\$ 518.51	\$ 933.95	\$ 1,462.12	\$ 2,103.02	\$ 2,856.63
2	\$ 499.18	\$ 946.81	\$ 1,597.38	\$ 2,383.19	\$ 3,304.26	\$ 4,360.59
3	\$ 726.22	\$ 1,375.15	\$ 2,260.78	\$ 3,304.24	\$ 4,505.51	\$ 5,864.58
4	\$ 953.25	\$ 1,803.47	\$ 2,924.21	\$ 4,225.31	\$ 5,706.74	\$ 7,368.55
5	\$ 1,180.32	\$ 2,231.80	\$ 3,587.63	\$ 5,146.36	\$ 6,907.98	\$ 8,872.52
6	\$ 1,407.36	\$ 2,660.12	\$ 4,251.05	\$ 6,067.41	\$ 8,109.23	\$ 10,376.48
7	\$ 1,634.41	\$ 3,088.44	\$ 4,914.47	\$ 6,988.48	\$ 9,310.47	\$ 11,880.45
8	\$ 1,861.45	\$ 3,516.77	\$ 5,577.89	\$ 7,909.54	\$ 10,511.70	\$ 13,384.43
9	\$ 2,088.50	\$ 3,945.09	\$ 6,241.29	\$ 8,830.59	\$ 11,712.96	\$ 14,888.41
10	\$ 2,315.55	\$ 4,373.41	\$ 6,904.71	\$ 9,751.65	\$ 12,914.18	\$ 16,392.37

WEEKLY SERVICE - SIX (6) CUBIC YARD CONTAINER

# OF CONTAINERS	1 X WK	2 X WK	3 X WK	4 X WK	5 X WK	6 X WK
1	\$ 312.99	\$ 597.35	\$ 1,050.83	\$ 1,616.98	\$ 2,295.88	\$ 3,087.51
2	\$ 580.89	\$ 1,104.55	\$ 1,831.09	\$ 2,692.91	\$ 3,689.99	\$ 4,822.33
3	\$ 848.81	\$ 1,611.72	\$ 2,611.38	\$ 3,768.82	\$ 5,084.09	\$ 6,557.18
4	\$ 1,116.70	\$ 2,118.90	\$ 3,391.64	\$ 4,844.74	\$ 6,478.19	\$ 8,292.00
5	\$ 1,384.60	\$ 2,626.07	\$ 4,171.92	\$ 5,920.66	\$ 7,872.30	\$ 10,026.84
6	\$ 1,652.50	\$ 3,133.28	\$ 4,952.21	\$ 6,996.59	\$ 9,266.40	\$ 11,761.68
7	\$ 1,920.41	\$ 3,640.46	\$ 5,732.48	\$ 8,072.50	\$ 10,660.51	\$ 13,496.50
8	\$ 2,188.30	\$ 4,147.64	\$ 6,512.75	\$ 9,148.42	\$ 12,054.60	\$ 15,231.34
9	\$ 2,456.21	\$ 4,654.82	\$ 7,293.05	\$ 10,224.34	\$ 13,448.71	\$ 16,966.17
10	\$ 2,724.12	\$ 5,162.00	\$ 8,073.31	\$ 11,300.25	\$ 14,842.82	\$ 18,701.02

TABLE C-4

10 TO 50 CUBIC YARD CONTAINERS

RATE STRUCTURE

EFFECTIVE APRIL 1, 2004 THROUGH MARCH 31, 2005

	<u>RATES</u>	
<u>PERMANENT HIGH FREQUENCY ROLL-OFF RATES</u>		
1. Drop-off and Pick-up Charge Per Box	\$	136.17
2. Weighed Tons Disposed/Box X Processing Charge	\$	30.66
3. Franchise Fee (4.8% of 1+2)	\$	-
TOTAL BILL (1+2+3)	\$	-
<u>ONE-TIME TEMPORARY USER ROLL-OFF RATES</u>		
1. Drop/off/Pick-up Charge Per Box	\$	172.81
2. Tons Disposed/Box X Processing Charge (Average of five (5) tons charged per Box)	\$	30.66
3. Franchise Fee (4.8% of 1+2)	\$	-
TOTAL BILL (1+2+3)		