

Proposed Resolution

A RESOLUTION OF THE MAYOR AND CITY 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.

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

B. WHEREAS, the purpose of an enterprise fund is that revenues from the enterprise fund support the costs incurred in providing the service, and the revenues from providing water, wastewater, and sanitation services no longer reflect the actual costs of providing those services, including capital improvement expenses;

C. WHEREAS, the proposed changes in rates are in accordance with a rate study conducted in 2022 and are needed and necessary to fund ongoing expenses in providing service as well as required maintenance and capital improvements; and

D. WHEREAS, a schedule of rates is provided with this resolution as an illustration for the convenience of the public; and

E. WHEREAS, pursuant to the rate study mentioned above,

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

Section 1: Water Rates beginning April 27, 2023, shall be as follows:

- a. The volume rate is set at \$2.30 per one thousand gallons for residential, \$2.90 per thousand gallons for commercial (including sprinklers), and \$3.22 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 \$15.04 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 \$15.04 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 (\$15.04 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 \$38.26 per month for the first 2000 gallons.
- d. The minimum monthly charge for commercial uses with 1-inch meters is set at \$63.90 for the first 2000 gallons.
- e. The minimum monthly charge for commercial uses with 1 1/2 inch meters is set at \$127.41 for the first 2000 gallons.
- f. The minimum monthly charge for commercial uses with 2-inch meters is set at \$203.93 for the first 2000 gallons.
- g. The minimum monthly charge for commercial uses with 3-inch meters is set at \$446.51 for the first 2000 gallons.
- h. The minimum monthly charge for commercial uses with 4-inch meters is set at \$1,530.44 for the first 2000 gallons.
- i. The minimum monthly charge for commercial uses with 6-inch meters is set at \$3,188.41 for the first 2000 gallons.
- j. The minimum monthly charge for commercial uses with 8-inch meters and above is set at \$4,591.32 for the first 2000 gallons.

Section 2: Wastewater Rates beginning April 27, 2023, shall be as follows:

- a. Monthly charge for residential use is set at \$45.20. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be \$45.20 per unit/space in addition to the volume charge of \$2.79 for every thousand gallons consumed.
- b. Monthly charge for residential for Seniors is set at \$22.86.
- c. Monthly charge for commercial use and school use is set at \$27.69 plus \$2.79 for every thousand water gallons consumed.
- d. Monthly charges for the Townsite of Gadsden area residential use are set at \$62.46 per month. Monthly charges for non-residential use, except for

schools, for the Townsite of Gadsden, are set at \$86.28. Monthly charges for schools for the Townsite of Gadsden are set at \$232.57 per month. These charges for the 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: Sanitation Rates, beginning April 27, 2023, shall be as follows:

- a. Monthly charges for residential service (95-gallon containers) are set at \$20.72 per month.
- b. Monthly charges for senior residential service (95-gallon container) are set at \$9.10 per month.
- c. Monthly charges for commercial service using a 95-gallon container are set at \$34.06 per month.
- d. Monthly charges for service using a 3-yard container are set at \$157.32 per month.
- e. Monthly charges for service using a 4-yard container are set at \$227.10 per month.
- f. Monthly charges for service using a 6-yard container are set at \$314.00 per month.
- g. Monthly charges for service using an 8-yard container are set at \$419.52 per month.
- h. For new residential service, a fee of \$145.00 is set for establishing service and delivering 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 \$80.00.
- i. For special solid waste pick-up, the following fees are set:
 - i. 0 – 1 ton a fee of. \$80.00
 - ii. 1.5 tons a fee of. \$135.00
 - iii. 2.0 tons a fee of. \$200.00
 - iv. 2.5 tons a fee of. \$265.00
 - v. 3.0 tons a fee of. \$325.00
 - vi. 3.5 tons a fee of. \$385.00

- j. For a special pick up, the fee is set at the regular container fee per size.
- k. For extra residential pick-up that does not involve either an extra trip to the residence or additional city personnel, a fee of \$11.30 is set.
- l. An additional environmental fee shall be charged each month at the rate of \$1.80 per account.

Section 4: Water Rates beginning January 1, 2024, shall be as follows:

- a. The volume rate is set at \$2.51 per one thousand gallons for residential, \$3.16 per thousand gallons for commercial (including sprinklers), and \$3.50 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 \$16.40 per month for the first 2000 gallons. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and hotels/motels shall be \$16.40 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 (\$16.40 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 \$41.70 per month for the first 2000 gallons.
- d. The minimum monthly charge for commercial uses with 1-inch meters is set at \$69.65 for the first 2000 gallons.
- e. The minimum monthly charge for commercial uses with 1 1/2 inch meters is set at \$138.88 for the first 2000 gallons.
- f. The minimum monthly charge for commercial uses with 2-inch meters is set at \$222.28 for the first 2000 gallons.
- g. The minimum monthly charge for commercial uses with 3-inch meters is set at \$486.69 for the first 2000 gallons.
- h. The minimum monthly charge for commercial uses with 4-inch meters is set at \$1,668.18 for the first 2000 gallons.

- i. The minimum monthly charge for commercial uses with 6-inch meters is set at \$3,475.37 for the first 2000 gallons.
- j. The minimum monthly charge for commercial uses with 8-inch meters and above is set at \$5,004.54 for the first 2000 gallons.

Section 5: Wastewater Rates beginning July 1, 2024, shall be as follows:

- a. Monthly charge for residential use is set at \$50.62. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and hotels/motels shall be \$50.62 per unit/space in addition to the volume charge of \$3.13 for every thousand gallons consumed.
- b. Monthly charge for residential for Seniors is set at \$25.60.
- c. The monthly charge for commercial and school use is \$31.01 plus \$3.13 for every thousand water gallons consumed.
- d. Monthly charges for the Townsite of Gadsden area residential use are set at \$69.95 per month. Monthly charges for non-residential use, except for schools, for the Townsite of Gadsden, are set at \$96.63. Monthly charges for schools for the Townsite of Gadsden are set at \$260.47 per month. These charges for the 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 6: Sanitation Rates, beginning January 1, 2024, shall be as follows:

- a. Monthly charges for residential service (95-gallon containers) are set at \$23.42 per month.
- b. Monthly charges for senior residential service (95-gallon container) are set at \$10.28 per month.
- c. Monthly charges for commercial service using a 95-gallon container are set at \$38.49 per month.
- d. Monthly charges for service using a 3-yard container are set at \$177.77 per month.
- e. Monthly charges for service using a 4-yard container are set at \$256.62 per month.
- f. Monthly charges for service using a 6-yard container are set at \$354.52 per month.

- g. Monthly charges for service using an 8-yard container are set at \$474.06 per
- h. month.
- i. For new residential service, a fee of \$150.00 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 \$85.00.
- j. For special solid waste pick-up, the following fees are set:
 - i. 0 – 1 ton a fee of \$85.00
 - ii. 1.5 tons, a fee of \$140.00
 - iii. 2.0 tons a fee of \$205.00
 - iv. 2.5 tons, a fee of \$270.00
 - v. 3.0 tons, a fee of \$330.00
 - vi. 3.5 tons a fee o. \$390.00
- k. For special pick-up, the fee is set at the regular container fee per size.
- l. For extra residential pick-up that does not involve either an extra trip to the residence or extra city personnel, a fee of \$12.77 is set.
- m. .An additional environmental fee shall be charged each month at the rate of \$1.81 per account.

Section 7: Water Rates beginning January 1, 2025, shall be as follows:

- a. The volume rate is set at \$2.56 per one thousand gallons for residential, \$3.22 per thousand gallons for commercial (including sprinklers), and \$3.57 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 \$16.72 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 \$16.72 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 (\$16.72 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 \$42.54 per month for the first 2000 gallons.
- d. The minimum monthly charge for commercial uses with 1-inch meters is set at \$71.04 for the first 2000 gallons.
- e. The minimum monthly charge for commercial uses with 1 1/2 inch meters is set at \$141.65 for the first 2000 gallons.
- f. The minimum monthly charge for commercial uses with 2-inch meters is set at \$226.73 for the first 2000 gallons.
- g. The minimum monthly charge for commercial uses with 3-inch meters is set at \$496.43 for the first 2000 gallons.
- h. The minimum monthly charge for commercial uses with 4-inch meters is set at \$1,701.54 for the first 2000 gallons.
- i. The minimum monthly charge for commercial uses with 6-inch meters is set at \$3,544.88 for the first 2000 gallons.
- j. The minimum monthly charge for commercial uses with 8-inch meters and above is set at \$5,104.63 for the first 2000 gallons.

Section 8: Wastewater Rates beginning January 1, 2025, shall be as follows:

- a. Monthly charge for residential use is set at \$56.70. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be \$56.70 per unit/space in addition to the volume charge of \$3.50 for every thousand gallons consumed.
- b. Monthly charge for residential for Seniors is set at \$28.68.
- c. Monthly charge for commercial use and school use is set at \$34.73 plus \$3.50 for every thousand water gallons consumed.
- d. Monthly charges for the Townsite of Gadsden area residential use are set at \$78.34 per month. Monthly charges for non-residential use, except for schools, for the Townsite of Gadsden, are set at \$108.22. Monthly charges for schools for the Townsite of Gadsden are set at \$291.73 per month. These charges for the 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 9: Sanitation Rates, beginning January 1, 2025, shall be as follows:

- a. Monthly charges for residential service (95-gallon containers) are set at \$26.46 per month.
- b. Monthly charges for senior residential service (95-gallon container) are set at \$11.62 per month.
- c. Monthly charges for commercial service using a 95-gallon container are set at \$43.49 per month.
- d. Monthly charges for service using a 3-yard container are set at \$200.88 per month.
- e. Monthly charges for service using a 4-yard container are set at \$289.98 per month.
- f. Monthly charges for service using a 6-yard container are set at \$400.95 per month.
- g. Monthly charges for service using an 8-yard container are set at \$535.69 per month.
- h. For new residential service, a fee of \$155.00 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 or improper use or cause other than normal wear and tear shall be at a charge of \$85.00.
- i. For special solid waste pick-up, the following fees are set:
 - i. 0 – 1 ton a fee of \$85.00
 - ii. 1.5 tons, a fee of \$145.00
 - iii. 2.0 tons, a fee of \$210.00
 - iv. 2.5 tons, a fee of \$275.00
 - v. 3.0 tons, a fee of \$335.00
 - vi. 3.5 tons, a fee of \$395.00
- a. For a special pick-up, the fee is set at the regular container fee per size.
- b. For an extra residential pick-up that does not involve either an extra trip to the residence or additional city personnel, a fee of \$14.43 is set.
- c. An additional environmental fee shall be charged each month at the rate of \$1.82 per account.

Section 10: Water Rates beginning January 1, 2026, shall be unchanged from the previous year.

Section 11: Wastewater Rates beginning January 1, 2026, shall be as follows:

- a. Monthly charge for residential use is set at \$63.50. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be \$63.50 per unit/space in addition to the volume charge of \$3.92 for every thousand gallons consumed.
- b. Monthly charge for residential for Seniors is set at \$32.12.
- c. Monthly charge for commercial use and school use is set at \$38.90 plus \$3.92 for every thousand water gallons consumed.
- d. Monthly charges for the Townsite of Gadsden area residential use are set at \$87.74 per month. Monthly charges for non-residential use, except for schools, for the Townsite of Gadsden, are set at \$121.21. Monthly charges for schools for the Townsite of Gadsden are set at \$326.74 per month. These charges for the 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 12: Sanitation Rates, beginning January 1, 2026, shall be as follows:

- a. Monthly charges for residential service (95-gallon container) are set at \$29.90 per month.
- b. Monthly charges for senior residential service (95-gallon container) are set at \$13.13 per month.
- c. Monthly charges for commercial service using a (95-gallon container) are set at \$49.14 per month.
- d. Monthly charges for service using a (3-yard container) are set at \$226.99 per month.
- e. Monthly charges for service using a (4-yard container) are set at \$327.68 per month.
- f. Monthly charges for service using a (6-yard container) are set at \$453.08 per month.

- g. Monthly charges for service using an (8-yard container) are set at \$605.33 per month.
- h. For new residential service, a fee of \$160.00 is set for establishing service and delivering 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 \$90.00
- i. For special solid waste pick-up, the following fees are set:
 - i. 0 – 1 ton a fee of \$90.00
 - ii. 1.5 tons, a fee of \$150.00
 - iii. 2.0 tons, a fee of \$215.00
 - iv. 2.5 tons, a fee of \$280.00
 - v. 3.0 tons, a fee of \$340.00
 - vi. 3.5 tons, a fee of \$400.00
- j. For special pick-up, the fee is set at the regular container fee per size.
- k. For extra residential pick-up that does not involve either an extra trip to the residence or extra city personnel, a fee of \$16.30 is set.
- l. An additional environmental fee shall be charged each month at the rate of \$1.83 per account.

Section 13: Water Rates beginning January 1, 2027, shall be as follows:

- a. The volume rate is set at \$2.61 per one thousand gallons for residential, \$3.29 per thousand gallons for commercial (including sprinklers), and \$3.65 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 \$17.06 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 \$17.06 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 (\$17.06 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 \$43.39 per month for the first 2000 gallons.
- d. The minimum monthly charge for commercial uses with 1-inch meters is set at \$72.46 for the first 2000 gallons.
- e. The minimum monthly charge for commercial uses with 1 1/2 inch meters is set at \$144.49 for the first 2000 gallons.
- f. The minimum monthly charge for commercial uses with 2-inch meters is set at \$231.26 for the first 2000 gallons.
- g. The minimum monthly charge for commercial uses with 3-inch meters is set at \$506.36 for the first 2000 gallons.
- h. The minimum monthly charge for commercial uses with 4-inch meters is set at \$1,735.57 for the first 2000 gallons.
- i. The minimum monthly charge for commercial uses with 6-inch meters is set at \$3,615.78 for the first 2000 gallons.
- j. The minimum monthly charge for commercial uses with 8-inch meters and above is set at \$5,206.72 for the first 2000 gallons.

Section 14: Wastewater Rates beginning January 1, 2027, shall be as follows:

- a. The monthly charge for residential use is set at \$67.95. The minimum monthly charge for apartments, manufactured home parks, trailer parks, recreational vehicle parks, and/or hotels/motels shall be \$67.95 per unit/space in addition to the volume charge of \$4.20 for every thousand gallons consumed.
- b. The monthly charge for residential for Seniors is set at \$34.36.
- c. The monthly charge for commercial and school use is set at \$41.62 plus \$4.20 for every thousand water gallons consumed.
- d. Monthly charges for the Townsite of Gadsden area residential use are set at \$93.89 per month. Monthly charges for non-residential use, except for schools, for the Townsite of Gadsden, are set at \$129.70. Monthly charges for schools for the Townsite of Gadsden are set at \$349.61 per month. These charges for the 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 15: Sanitation Rates, beginning January 1, 2027, shall be unchanged from the previous year.

Section 16: Beginning April 27, 2023, for water service accounts, the following fees shall be charged:

- a. Establishment of service - \$40.00
- b. Establishment of service after hours – \$50.00
- c. Service disconnection notice fee - \$10.00
If a service disconnection notice must be produced and delivered, this fee will be billed to defray the cost of producing and delivering the notice.
- d. Reconnection of service – \$40.00
When the city schedules a turn-off of service due to non-payment of a past due balance, this fee will be assessed whether or not the city physically turned off the service.
- e. Reconnection of service after hours – \$50.00
- f. Meter tampering fee - \$200.00
Any meter that is turned off for non-payment or related event, said meter shall be turned on by an authorized city employee only. Unauthorized reactivation of water services will result in a meter tampering fee charged to the account.
- g. Re-reading meter (no error only) – \$20.00
- h. Fire hydrant service fee – \$45.00
- i. Returned check - \$30.00 and 6 months Cash Only probation
- j. Stop check and re-issued check - \$40.00 per customer request

Section 17: Beginning April 27, 2023, customer deposits for utility accounts for accounts involving water and/or wastewater service:

- a. Residential customers - \$250.00
- b. Gadsden accounts - \$200.00
- c. 5/8" X3/4" commercial customers - \$600.00
- d. 3/4" X1" commercial customer s- \$850.00
- e. 1" commercial customers - \$1,800.00
- f. 2" commercial customers - \$2,400.00
- g. 3" commercial customers - \$3,000.00
- h. 4" commercial customers - \$3,650.00
- i. 6" commercial customers - \$4,250.00

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 18: Beginning January 1, 2028, and on January 1 of each year beyond 2028, through the calendar year 2033, all monthly charges for water, wastewater, and sanitation shall be adjusted upwards of two percent (2.0%).

Section 19: Any rate or charge not specifically amended by this resolution shall remain in full force and effect.

Section 20: 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, superseded, and replaced, and the provisions of this resolution shall govern.

Section 21: 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, ADOPTED, AND APPROVED by the Mayor and City Council of the City of San Luis, Arizona, this _____ day of March 2023.

Nieves Riedel, Mayor

ATTEST:

APPROVED AS TO FORM:

Sonia Cornelio, City Clerk

Kay Marion Macuil, City Attorney