



Willows City Council Special Meeting-
Sewer Rate Adjustment Meeting
Continuance In Accordance With
Proposition 218

June 28, 2019
Willows City Hall
6:00 p.m.

City Council
Gary Hansen, Mayor
Kerri Warren, Vice Mayor
Lawrence Mello, Council Member
Joe Flesher, Council Member
Larry Domenighini, Council Member

Interim City Manager
Wayne Peabody

City Clerk
Tara Rustenhoven

201 North Lassen Street
Willows, CA 95988
(530) 934-7041

Agenda

1. **CALL TO ORDER- 6:00 p.m.**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **PUBLIC COMMENT/WRITTEN COMMUNICATIONS**

Public Comments:

This agenda has been prepared and posted at least 24 hours prior to the special meeting of the City Council. In accordance with the Ralph M. Brown Act public comment is limited to only those items appearing on the agenda. The public may be heard on an item before or during the consideration of any agenda item to be considered by the Council, subject to reasonable time limitations for each speaker. Agenda items are numbered for identification purposes only and will not necessarily be considered in the indicated order.

Please note that public comment regarding the topic of this evening's meeting will be accepted during Item No. 5 of the agenda.

5. **CONTINUATION OF CONSIDERATION OF PROPOSED SEWER USER FEE ADJUSTMENT RESOLUTION**
6. **ADJOURNMENT**

This agenda was posted on June 27, 2019

Tara Rustenhoven, City Clerk

A complete agenda packet, including staff reports and back-up information, is available for public inspection during normal work hours at City Hall or the Willows Public Library at 201 North Lassen Street in Willows or on the City's website at www.cityofwillows.org.

In compliance with the Americans with Disabilities Act, the City of Willows will make available to members of the public any special assistance necessary to participate in this meeting. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132). The public should contact the City Clerk's office at 934-7041 to make such a request. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

RESOLUTION NO. xx-2019

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILLOWS
ESTABLISHING SEWER USER FEES.**

Adopted by the City Council of the

CITY OF WILLOWS

on Date of June 12, 2019

WHEREAS, the City of Willows owns, operates and maintains a wastewater collection system serving the residents and commercial establishments within the City of Willows; and

WHEREAS, the City of Willows owns, operates and maintains a wastewater treatment facility in accordance with water quality standards set forth by the State of California (the "Plant"); and

WHEREAS, the Plant treats the sewage effluent created by the residential and commercial property owners in the City of Willows; and

WHEREAS, these wastewater collection and treatment facilities require funding for operation, maintenance and improvements; and

WHEREAS, funds are derived from sewer user fees established by the City of Willows in accordance with guidelines set forth by the State of California to ensure equitable cost sharing by all benefitted property owners; and

WHEREAS, the sewer user fees assessed and collected by the City of Willows are "property-related fees" as defined in the California constitution Article XIII D; and

WHEREAS, current sewer user fees are no longer sufficient to sustain the operation, maintenance and improvement of the wastewater collection and treatment system; and

WHEREAS, the City of Willows has not adjusted sewer user fees since 2007; and

WHEREAS, the City of Willows gave written notice by mail of the proposed fees or charge to the record owner of each identified parcel upon which the fee or charge is proposed for imposition, the amount of the fee or charge proposed to be imposed upon each, the reason for the fee or charge, together with the date, time, and location of a public hearing on the proposed fee or charge; and

WHEREAS, the City Council of the City of Willows conducted a noticed public hearing upon the proposed sewer fees more than 45 days after mailing the notice of the proposed fees to the record owners of each identified parcel upon which the fee or charge is proposed to be collected; and

WHEREAS, at the public hearing the City Council of the City of Willows heard and considered all protests objecting to the proposed fee or charge; and

**CITY OF WILLOWS
RESOLUTION XX-2019**

WHEREAS, a majority of owners of the identified parcels subject to the assessment of the proposed sewer fees did not file or submit written protests objecting to the imposition of the proposed fees,

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The above recitals are true and correct, and incorporated herein.
2. The sewer service fees established herein are necessary to assure continued effective operation, maintenance and improvement of the City of Willows' wastewater collection and treatment system.
3. The revenues derived from collection of the sewer service fees established herein do not exceed the funds required to provide the property-related service.
4. The revenues derived from collection of the sewer service fees established herein shall not be used for any purpose other than that for which the fee is imposed.
5. The sewer service fees established herein as an incident of property ownership do not exceed the proportional cost of the service attributable to the respective parcels of property.
6. The sewer service fees established herein shall be collected only from parcels at which sewer service is actually used by, or immediately available to, the owner of the property in question.
7. The sewer service fees set forth below are hereby established effective July 1, 2019 through June 30, 2024:

**City of Willows
Sewer Fees**

		9.50%	9.30%	9.30%	9.30%	9.30%
	Current	2019-2020	2020-2021	2021-2022	2022-2023	2023-2024
Residential & Minimum Commercial (Monthly)	\$40.19	\$44.01	\$48.10	\$52.57	\$57.46	\$62.81
Residential Annualized (per Dwelling Unit)	\$482.28	\$528.10	\$577.21	\$630.89	\$689.56	\$753.69
Motel/Hotel	\$3.22	\$3.53	\$3.85	\$4.21	\$4.60	\$5.03
Hospital/Rest Home	\$3.17	\$3.47	\$3.79	\$4.15	\$4.53	\$4.95
Restaurant/Bakery	\$4.18	\$4.58	\$5.00	\$5.47	\$5.98	\$6.53
Market/Morgue	\$3.94	\$4.31	\$4.72	\$5.15	\$5.63	\$6.16
Laundry	\$3.42	\$3.74	\$4.09	\$4.47	\$4.89	\$5.34
Car Wash	\$3.05	\$3.34	\$3.65	\$3.99	\$4.36	\$4.77
Jail	\$3.54	\$3.88	\$4.24	\$4.63	\$5.06	\$5.53
Other Commercial	\$3.01	\$3.30	\$3.60	\$3.94	\$4.30	\$4.70

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Notes & General Conditions:

- a. Residential rates apply to each housing unit, including apartment and trailer units.
- b. Commercial, Industrial and Governmental metered users are billed monthly based on CCF—100 cubic feet of water. The person or entity named on the water bill is responsible for payment of sewer usage fees.
- c. Industrial users are charged on the basis of individual flow and strength of wastewater characteristics in CCF per month.
- d. The rates set forth above do not include any additional charges for debt service or other charges imposed by the Northwest Willows Community Services District.

PASSED AND ADOPTED by the Willows City Council this 12th day of June, 2019 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

APPROVED:

ATTESTED:

Gary Hansen, Mayor

Tara Rustenhoven, City Clerk