

Notice is Hereby Given that there will be a public hearing on possible rate restructuring of the Greenville sanitation rates. The Hearing will be held on June 9th 2004 at 5:30 P.M. in the Greenville Town Hall. 121 Ann St. Greenville CA. 95947

RESOLUTION NO. 2004-10

RESOLUTION OF THE INDIAN VALLEY COMMUNITY SERVICES DISTRICT TO
RESTRUCTURE SEWER SERVICE RATES FOR CUSTOMERS OF INDIAN VALLEY
COMMUNITY SERVICES DISTRICT **GREENVILLE SANITATION SYSTEM,**
EFFECTIVE JULY 1, 2004

WHEREAS, it has been recommended that the Indian Valley Community Services District (District) adopt new, sewer service use rates as set forth in Exhibits "A - D" attached hereto; and,

WHEREAS, the District's Board (Board) has carefully considered this recommendation, and reviewed the existing sewer service rate structure and has conducted a public hearing on said matter; and,

WHEREAS, the Board deems it to be in the best interest of the District's sewer service customers and users to establish new, sewer service rates as proposed; and,

WHEREAS, the Board therefore finds as follows:

The purpose of the increase is as follows: (1) meeting operating expenses including wage rates and benefits; (2) to cover the cost of issuing bills, processing charges, collecting revenues; (3) meeting expenses to cover the cost of repairing and maintaining the systems; (4) meeting financial reserve needs; (5) obtaining funds for capital projects necessary to maintain service reliability; (6) and implementation of a 3% rate stabilization reserve.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Board hereby approves the rate schedule attached to this Resolution as exhibit *C - amended as shown*, effective July 1, 2004.

The provisions contained in California Civil Code Sections 860-870 shall be applicable to this resolution and to any action taken by the District by ordinance or resolution to determine the amount of the service charges. It is the express intent of the District in adopting this resolution that any legal action contesting the validity of the resolution and/or the service charges established hereunder shall be filed within 60 days from the date of the adoption of this resolution.

In the event that a court should decide that the validation provisions are not applicable to the adoption of this resolution or to the determination fixing and certifying the service charges, the District hereby separately declares its intent to and does hereby establish a statute of limitation in which any legal action, suit or proceeding may be initiated in court in which to attack, set aside, void or otherwise annul this resolution or any portion or provision hereof and the determination fixing and certifying the service charges. Any such action shall be initiated and filed in the appropriate court within 60 days of the date of the adoption of this resolution. Otherwise, any such suit shall be barred.

The proposal will change the rate structure from a flat rate of \$7.00 or \$10.00 monthly, to a rate based on average winter water consumption. The average consumption unit is based on water use from October through March. Additionally the proposed rate structures detailed in Exhibits A-C will be charged to the resident of the dwelling.

The proposed rate structures for consideration are as follows;

Exhibit A #

Collection Charge Base Rate ————— \$3.12 Month

Sewer Treatment Charge (STC) ————— \$1.97 per HCF* of water used.

*HCF Hundred Cubic Feet = 748 Gallons

Exhibit B #

Collection Charge Base Rate ————— \$6.21 Month per account

Sewer Treatment Charge (STC) ————— \$1.30 per HCF* of water used.

*HCF Hundred Cubic Feet = 748 Gallons

Exhibit C #

Collection Charge Base Rate \$3.12 Month

Sewer Treatment Charge (STC) ~~\$1.97~~ \$1.75 per HCF* of water used up to 12 units.

Maximum usage bill (12 units or higher) is \$26.76

*HCF Hundred Cubic Feet = 748 Gallons

For customers who do not have an average of the previous winter water use to base the STC on, an average of all residential units for that period will be used as the unit value.

For customers who do not have water service with Greenville water but are served by the sewer system their bill will be based on the **average residential unit** value. This is readjusted on April 1st of every year.

Exhibit D

Flat Monthly Rate Per Equivalent Dwelling Unit (EDU) ~~\$17.45~~

NOW THEREFORE IT IS HEREBY RESOLVED DETERMINED AND ORDERED BY THE BOARD OF DIRECTORS OF THE INDIAN VALLEY COMMUNITY SERVICES DISTRICT AS FOLLOWS:
The Board hereby approves the rate schedule attached to this Resolution as exhibit C amended as shown, effective July 1, 2004.

The Indian Valley Community Services District Resolution 2004-10 has been executed on this the 9th day of June 2004 by the following vote of the governing body.

AYES: 3
NOES: 0
ABSTAIN: 0
ABSENT: 2

I hereby certify that the foregoing is a true and correct copy of the IVCSD Resolution 2004-10, adopted by the board of directors at the Board Meeting held on June 9th 2004.



Dorothy Gray,
Secretary to the IVCSD Board of Directors