

RESOLUTION NO. 15-952

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE JOSHUA BASIN WATER DISTRICT
ADOPTING A BASIC MONTHLY FEE
ON INACTIVE ACCOUNTS**

WHEREAS, in 2013, the Board of Directors of the Joshua Basin Water District (JBWD) authorized a rate study ("Rate Study") that was performed by Bartle Wells Associates, an independent rate consultant ("Rate Consultant") with input from the JBWD's Citizens Advisory Committee; and

WHEREAS, the Rate Study provided by the Rate Consultant included the recommendation that the Basic Monthly Fee be charged to customer accounts with inactive meters and/or connected to the JBWD Water System and not taking water service but having immediate access to water service when desired (hereafter referred to as "Inactive Accounts"); and

WHEREAS, on January 15, 2014, the JBWD Board of Directors adopted all of the rates, fees and charges recommended by the Rate Consultant except for the Basic Monthly Fee on Inactive Accounts; stating the Board's desire to further evaluate the matter; and

WHEREAS, on June 17, 2015, the JBWD Board of Directors conceptually approved moving forward with the procedural process of adopting and charging a Basic Monthly Fee on Inactive Accounts; and

WHEREAS, on September 16, 2015, the JBWD Board of Directors (1) approved a Memorandum ("Supplemental Memorandum") from the Rate Consultant dated August 18, 2015 regarding Inactive Accounts which updated and supplemented the 2013 Rate Study; (2) set November 18, 2015 for the Public Hearing to consider the adoption of a Basic Monthly Fee on Inactive Accounts; and (3) approved the form, content and mailing of the Proposition 218 Notice of said Public Hearing to Parcel Owners in JBWD and Customers of JBWD; and

WHEREAS, the JBWD Board of Directors has tonight held a Public Hearing pursuant to the procedural requirements of Proposition 218; and

WHEREAS, the purpose of tonight's hearing is to determine whether there is sufficient written protest so as to preclude the adoption of the proposed Basic Monthly Fee on Inactive Accounts as defined herein; and

WHEREAS, during tonight's Public Hearing, public comments were received and written protests were tabulated; and

WHEREAS, the JBWD Board of Directors has carefully considered all public comments and written protests submitted;
NOW, THEREFORE BE IT RESOLVED, as follows:

1. RESOLVED, that the above recitals are fully incorporated herein;
2. RESOLVED, that the findings and determinations set forth in the 2013 Rate Study and the Supplemental Memorandum thereto dated August 18, 2015 prepared by Bartle Wells Associates are hereby approved, ratified and confirmed. Said Rate Study and Supplemental Memorandum are incorporated herein by this reference as though set forth in full and made a part of this Resolution;
3. RESOLVED FURTHER, that there were not sufficient written protests so as to preclude the adoption of the proposed Basic Monthly Fee on Inactive Accounts;
4. RESOLVED FURTHER, that the Basic Monthly Fee Schedule set forth on Exhibit "A" to this Resolution on Inactive Accounts is hereby adopted with an implementation date starting with the billing cycle that starts in February, 2016;
5. RESOLVED FURTHER, that Inactive Accounts as defined in the recitals to this Resolution may terminate their connection to JBWD's Water System by relinquishing any related service rights, in which case they would not be subject to the Basic Monthly Fee. Exhibit "B" to this Resolution sets forth the process and the general terms and conditions by which Inactive Accounts can avail themselves of this option;
6. RESOLVED FURTHER, that the General Manager of JBWD and/or his designee is hereby authorized and directed to update the Rules and Regulations of JBWD to conform with the provisions of this Resolution for Board consideration and that in the interim, the provisions of this Resolution, as pertaining to the subject matter herein, shall prevail;
7. RESOLVED FURTHER, that the action taken herein is exempt from the requirements of the California Environmental Quality Act (CEQA). Reference: Section 21080 of the Public Resources Code.

ADOPTED, SIGNED AND APPROVED BY THE FOLLOWING VOTE THIS 18th DAY OF NOVEMBER, 2015.

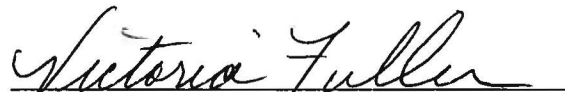
Roll Call Vote:

AYES:

NOES:

ABSTAIN:

ABSENT:


Victoria Fuller, President
Joshua Basin Water District

(SEAL)



Curt Sauer, Secretary
Joshua Basin Water District

EXHIBIT "A"
TO RESOLUTION NO. 15-952

The table below provides the current and future Basic Monthly Fees.

CURRENT AND FUTURE BASIC MONTHLY FEE				
	Current Rates	Jan-1 2016	Jan-1 2017	Jan-1 2018
BASIC MONTHLY FEE				
<u>Meter Size</u>				
3/4 & 1 inch	24.80	25.29	25.78	27.58
1-1/2 inches	82.67	84.30	85.93	91.95
2 inches	132.27	134.88	137.49	147.11
3 inches	248.01	252.90	257.79	275.84

EXHIBIT "B"
TO RESOLUTION NO. 15-952

OPTION FOR INACTIVE ACCOUNTS WISHING TO TERMINATE THEIR CONNECTION STATUS

Some of JBWD's Inactive Accounts as defined in this Resolution may not actually need water service and have not anticipated paying any service charges despite their initial voluntary connection to JBWD's Water System. JBWD will allow these accounts to fully terminate their customer/connection status and relinquish any related service rights, in which case they would not have to pay the Basic Monthly Fee. However, in order to initiate water service in the future, the property owner would be required to pay the capacity charges, meter installation fees, if required, and other fees and charges then in effect and meet any other requirements in effect at the time of their connection to JBWD's Water System, similar to all other new connections. Any property owner that wishes to pursue this option will be required to enter into an agreement with JBWD which will provide that the property owner: (a) is fully terminating their customer/connection status and will no longer be considered a JBWD customer; (b) will not be charged the Basic Monthly Fee by JBWD; and (c) agrees to pay all future charges and meet all other District requirements in effect at the time the property owner applies for service.