



AGENDA
RIO DELL CITY COUNCIL
SPECIAL MEETING
TUESDAY, JULY 22, 2014 – 6:30 P.M.
CITY COUNCIL CHAMBERS
675 WILDWOOD AVENUE

WELCOME . . . By your presence in the City Council Chambers, you are participating in the process of representative government. Copies of this agenda, staff reports and other material available to the City Council are available at the City Clerk's office in City Hall, 675 Wildwood Avenue. Your City Government welcomes your interest and hopes you will attend and participate in Rio Dell City Council meetings often.

- A. CALL TO ORDER
- B. ROLL CALL
- C. PLEDGE OF ALLEGIANCE
- D. CEREMONIAL

2014/0722.01 – Introduction of new City Manager, Kyle Knopp

- E. PUBLIC PRESENTATIONS

This time is for persons who wish to address the Council on any matter not on this agenda and over which the Council has jurisdiction. As such, a dialogue with the Council or staff is not intended. Items requiring Council action not listed on this agenda may be placed on the next regular agenda for consideration if the Council directs, unless a finding is made by at least 2/3rds of the Council that the item came up after the agenda was posted and is of an urgency nature requiring immediate action. Please limit comments to a maximum of 3 minutes.

Members of the Public are encouraged to attend and shall have an opportunity to directly address the City Council concerning any item described in this special meeting agenda before or during consideration of that item.

- F. SPECIAL MEETING MATTERS

2014/0722.02 – Adopt Resolution No. 1233-2014 establishing penalty for excess water use during declared water shortage emergency
(ACTION)

2014/0722.03 - Adopt Resolution No. 1235-2014 amending Resolution No. 1222-2014 and suspending the implementation of wastewater rates from August 1, 2014 to January 1, 2015 after the Water Shortage Contingency Stage 3 Emergency has passed **(ACTION)**

2014/0722.04 - Suspending disposition of (4) real properties declared surplus and explore feasibility of using well/springs for potable or non-potable uses during water shortage emergency **(ACTION)**

G. ADJOURNMENT



In compliance with the American with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Office of the City Clerk at (707) 764-3532. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting.

*The next regular meeting will be held on August 5, 2014
at 6:30 p.m. in City Hall Council Chambers*



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**CITY OF RIO DELL
STAFF REPORT
CITY COUNCIL AGENDA
Tuesday July 22, 2014**

TO: Mayor and Members of the City Council

THROUGH: Jim Stretch, City Manager

FROM: Brooke Woodcox, Finance Director

DATE: July 22, 2014

SUBJECT: Excess Water Usage Penalty Schedule

RECOMMENDATION

Adopt by Resolution 1236-2014 that establishes an excess water usage penalty schedule for water usage during a declared water shortage.

BACKGROUND AND DISCUSSION

On July 15, 2014 Council adopted Resolution 1233-2014, which declared a water emergency. At that time staff was developing an emergency water usage schedule with the help of Bartles Wells Associates and Freshwater Environmental Services. Preliminary information was brought to Council and Council determined that more information was needed prior to adopting an emergency water usage schedule.

Staff has developed an excess water usage schedule that charges an additional penalty to users that have exceeded 2 units per person per month. The penalty schedule is as follows:

EXCESS WATER USAGE STRUCTURE	PENALTY
Water usage allowed	-- NO penalty
Water usage 1-2 ccf above allowed	200% Penalty on total amount due
Water usage 2-3 ccf above allowed	300% Penalty on total amount due
Water usage 3-4 ccf above allowed	400% Penalty on total amount due

ATTACHMENTS

Excess Water Usage Schedule Worksheet

EXCESS WATER RATE SCHEDULE WORKSHEET

CURRENT WATER RATES

Base Rate (includes 1 Unit)	27.03
2-10 Unit Rate	2.44
> 10 Unit Rate	3.76

EXCESS WATER USAGE STRUCTURE PENALTY

EXCESS WATER USAGE STRUCTURE	PENALTY
Water usage allowed	-- NO penalty
Water usage 1-2 ccf above allowed	200% Penalty on amount due
Water usage 2-3 ccf above allowed	300% Penalty on amount due
Water usage 3-4 ccf above allowed	400% Penalty on amount due

EXAMPLES - 4 MEMBER HOUSEHOLD - 8 ccf per month allowed

PENALTY INCREASES FOR EXCESS USE

UNITS USED	BASE RATE (Inc. 1 ccf)	CHARGE (MAX 9 ccf \$2.44@)	CHARGE (>10 ccf \$3.76@)	REGULAR		ADJ. FOR OVERUSE	TOTAL		PENALTY AMOUNT
				BILLING CHARGE	BILLING CHARGE		BILLING CHARGE	BILLING CHARGE	
7	27.03	14.64	-	41.67	-	-	41.67	41.67	-
9	27.03	21.96	-	48.99	200%	200%	97.98	48.99	48.99
11	27.03	21.96	3.76	52.75	300%	300%	158.25	52.75	105.50
13	27.03	21.96	11.28	60.27	400%	400%	241.08	60.27	180.81


Mayor and City Council:

Resolution No. 1233-2014 was not available at the time the packets were copied and will be provided to you via email on Sunday or Monday.



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(707) 764-3532
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July 22, 2014

TO: Rio Dell City Council
FROM:  Jim Stretch, City Manager
SUBJECT: Suspending of Wastewater Equity Adjustment Implementation Date

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Adopt Resolution 1235-2014, suspending the implementation date for the Wastewater Rate Resolution 1222-2014 from August 1 to January 1, 2015 after the Water Shortage Contingency- Stage 3 emergency has passed and is rescinded by the City Council.

BACKGROUND AND DISCUSSION

On June 17, 2014 the Rio Dell City Council adopted Resolution 1222-2014 to establish new wastewater rates based 70% on fixed costs and 30% on volume. The effective date for the new rates was set for August 1, 2014. However, due to the recent curtailment of the City water rights by the State Water Resources Control Board for our diversion from the Eel River, water usage in the City is targeted to be reduced as much as 50%, and that reduction may cause some residents, probably a minority, to overpay based on volume.

Accordingly, it is recommended that the City Council adopt the attached Resolution 1235-2014, changing the effective date of Resolution 1222-2014 from August 1 to January 1, 2015.

RESOLUTION NO. 1235-2014

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIO DELL
AMENDING RESOLUTION NO. 1222-2014 SUSPENDING THE IMPLEMENTATION
DATE FOR THE WASTEWATER RATES FROM AUGUST 1, 2014 TO JANUARY 1, 2015
AFTER THE WATER SHORTAGE CONTINGENCY STAGE 3 EMERGENCY HAS
PASSED AND IS RESCINDED BY THE CITY COUNCIL**

WHEREAS, the City of Rio Dell is authorized by the California Constitution and the California Code to charge fees to cover expenses for the services it provides; and

WHEREAS, the City Council of the City of Rio Dell did adopt Ordinance No. 207 that allows for sewer rates and charges to be modified by resolution of the City Council to provide for future changes; and

WHEREAS, the City Council of the City of Rio Dell has held public meetings pursuant to Proposition 218 to discuss the need for an increase in wastewater rates and charges; and

WHEREAS, the City Council did on June 17, 2014 adopt Resolution No. 1222-2014 establishing fixed wastewater rates and charges for residential, commercial and institutional customers , replacing wastewater rates previously set by Ordinance or Resolution to include a fixed minimum charge in addition to volume rates based on winter water consumption; and

WHEREAS, on January 17, 2014 the Governor of the State of California proclaimed a State of Water Emergency and called upon all state officials to take all necessary actions to prepare for drought conditions; and

WHEREAS, on July 2, 2014 the City of Rio Dell received from the State Water Resources Control Board a notice withdrawing immediately the City's water right to divert water from the Eel River, Rio Dell's only source of water for the community until further notice; and

WHEREAS, on July 9, 2014 the City of Rio Dell did file with the State Water Resources Control Board the "Human Health and Safety Claims Form" implementing Serious Water Shortage Stage 3 of the City's Contingency Plan, prohibiting all outside water use and curtaining personal indoor water use to not more than 50 gallons of water per day per resident; and

WHEREAS, wastewater rates established under Resolution No. 1222-2014 are set at 70% fixed and 30% volume; and

WHEREAS, serious water reduction measures have been placed on the residents of the City of Rio Dell prohibiting normal water usage which will likely result in reductions of up to 50% of the normal 3 month winter average, causing some residents to overpay based on estimated volume.

NOW, THEREFORE BE IT RESOLVED that Resolution 1222-2014 is hereby amended to suspend implementation of the new wastewater rates and charges as established until January 1, 2015, or until such time the State Water Resources Control Board notifies the City that its right to divert water from the Eel River is restored and the Rio Dell City Council rescinds the emergency declaration.

PASSED AND ADOPTED this 22nd day of July, 2014 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Jack Thompson, Mayor

ATTEST:

I, Karen Dunham, City Clerk for the City of Rio Dell, State of California, hereby certify the above to be a full, true and correct copy of Resolution No. 1235-2015 adopted by the City Council of the City of Rio Dell on July 22, 2014.

Karen Dunham, City Clerk



*Rio Dell City hall
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July 22, 2014

TO: Rio Dell City Council
FROM: Jim Stetch, City Manager
SUBJECT: Suspending Surplus Property Disposition

IT IS RECOMMENDED THAT THE CITY COUNCIL:

1. Direct the City Manager to suspend all work on processing (4) Water Fund real property parcels (205-041-014, 052-061-057, 205-111-026 & 205-111-027) declared surplus by the Council on September 17, 2013 and February 18, 2014, until otherwise directed by the City Council, and
2. Direct the City Manager/Public Works Director to utilize the services of the City Engineer, water well specialist and others as may be required to review each of the water wells or springs on the 4 parcels and report to the Council on the feasibility of using the wells/springs for potable and/or non-potable uses, including a cost estimate to place each of them into service for the community; and
3. When the Council determines that any of the properties cannot be economically or feasibly reconstituted for a public water purpose, direct the City Manager to proceed with placing the property for sale so that the proceeds can be made available to the Water Fund for system improvements.

BACKGROUND AND DISCUSSION

On July 15, 2014 the Rio Dell City Council asked the City Manager to return to the City Council with information concerning the Council's prior action to surplus (4) Water Fund properties and offer them for sale publically to the highest bidder. The Council asked for a review of their prior actions to determine whether any of the (4) parcels, which in the past have had water producing capabilities, could be of service to the community today, given the June 30, 2014 notice from the State water Resources Control Board (SWRCB) to cease the diversion of water from the Eel River.

The directive from the Council to suspend any work on moving the properties to a public sale is all that is needed; however, you will need updated information as to whether each well/spring can be pressed back in to service at this time to ease the mandated water curtailment notice from SWRCB. The feasibility and cost to make any of the wells/springs serviceable again will of course be of importance to the City Council's decision, and that is included in the recommendation.