

RESOLUTION NO. 170

RESOLUTION OF THE BOARD OF DIRECTORS OF  
HOME GARDENS COUNTY WATER DISTRICT INCREASING  
THE PER UNIT RATE FOR WATER SERVICE IMPOSED BY THE HOME GARDENS  
COUNTY WATER DISTRICT

**WHEREAS**, pursuant to Water Code §§ 31007 and 31025, the Home Gardens County Water District ("District") is authorized to fix the rate for water services provided by the District to its customers sufficient to pay the operating expenses of the District, produce the revenues necessary to satisfy the District's loan payment obligations to the State of California and to pay for the cost of water purchased from the District's wholesale water provider;

**WHEREAS**, on August 27, 2013 after evaluating District's operating expenses and revenues, based on the loss of Well No. 5 and CDPH's recommendation for the District to have a reserve funds for future capital improvement projects, the District found that there exists a shortfall of revenues to meet certain current and anticipated expenditures;

**WHEREAS**, Article XIID of the California Constitution sets forth the procedures for a City to follow with respect to adopting increases in "property related fees" such as water service fees;

**WHEREAS**, on August 27, 2013, after providing customers of the District with legally sufficient notice, the District Board considered a change to its water rates by (i) eliminating the \$4.00 charge for the first unit of water, and increasing the per unit water rate by \$.75. water, with no changes to the service fees; (ii) passing on any increases in the wholesale water cost charged by District's wholesale water provider to the Home Gardens County Water District between August 27, 2013 through and including August 27, 2018, which increases shall be included in the water services rates; once the District has met all of its financial obligations and has a reserve for emergencies that is deemed sufficient by the District's Board of Directors, the District shall decrease the water rates at that time accordingly;

**WHEREAS**, no change is proposed to the service charge based on meter size, as established under Resolution No. 142, or Water System Facilities Charge, as established under Resolution No. 146;

**WHEREAS**, the Board of Directors of the District found that this proposed increase to the per unit water service rate would yield revenues in an amount sufficient to pay the District's expenses, bonded debt to the State of California and cost of water produced from the District's wholesale water provider, and fund the District's capital improvement project and maintenance projects;

**WHEREAS**, the Board of Directors of the District finds that the increased rates should be applied to the existing tiered water rate system to continue to promote water conservation by the District's residents;

**WHEREAS**, Article XIID of the California Constitution requires that prior to the public hearing to increase water rates that the City mail a notice to each property owner or renter

subject to the fee at least 45 days prior to such public hearing describing (a) the amount of the fee or charge to be imposed upon each parcel, (b) the basis upon which the amount of the proposed fee or charge was calculated, (c) the reason for the fee or charge, and (d) the date, time, and location of a public hearing on the proposed fee or charge;

**WHEREAS**, on or about June 27, 2013, the General Manger of the District mailed and posted the notice of public hearing to be held on August 27, 2013 relating to the increased water charges in accordance with California Constitution Article XIID Section 6 and Government Code § 54992 and has also made available to the public data justifying the change in existing water service rates at least ten (10) days prior to the meeting; and

**WHEREAS**, the District held such public hearing on August 27, 2013 and received and considered all oral (no written protests received) protests related to the proposed increases in the water charges.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of Home Gardens County Water District as follows:

1. The Board of Directors of the District finds that the above recitals are true and correct.

2. The Board of Directors of the District finds that a change to its water rates by (i) eliminating the \$4.00 charge on the first unit of water, and increasing the per unit water rate by \$ .75, with no changes to the service fees; and (ii) passing on any increases in the wholesale water cost charged by the District's wholesale water provider to the Home Gardens County Water District between August 27, 2013 through and including August 27, 2018, which increases shall be included in the water services rates, as shown on the chart below, is necessary to yield sufficient revenues to the District to pay the District's expenses, bonded debt to the State of California and cost of water produced by the District's wholesale water provider, and fund the District's capital improvement and maintenance projects.

3. The new rates per unit of water used by customers of the District shall be as follows:

**CHARGE PER UNIT USED:**

	<b><u>RATE</u></b>	<b><u>PROPOSED</u></b>
1 to 18 units of water	\$1.83	\$2.58 per unit used (plus any wholesale water rate Increases between August 27, 2013 and August 27, 2018)
Over 18 units of water	\$2.01	\$2.76 per unit used (plus any wholesale water rate increases between August 27, 2013 and August 27, 2018)

4. No change shall occur to the service charge based on meter size, as established under Resolution No. 142, or Water System Facilities Charge, as established under Resolution No. 146. Any standby charges or other charges of any kind previously adopted by the District shall be unaffected.

5. The increased tiered rate per unit of water and service charge, as set forth herein, shall take effect on customer's November 2013 water bill.

6. This Resolution shall supersede the rates established by any prior resolutions establishing the per unit of water rate for the District, including, but not limited to, Resolution No. 142, except that the service charge based on meter size, as set forth in Resolution No. 142 shall continue to apply, which is set at the following amounts:

	EXISTING AMOUNT (Not changed)
¾" METER	\$ 31.35
1" METER	\$ 52.36
1 ½" METER	\$ 94.05
2" METER	\$ 141.08
4" METER	\$ 313.50
6" METER	\$ 470.25

7. The Secretary of the Board of Directors shall certify to the adoption of this Resolution.

**PASSED, APPROVED AND ADOPTED this 27<sup>th</sup> day of August, 2013.**

---

**President of the Board of Directors of  
Home Gardens County Water District**

**ATTEST:**

---

**Secretary of the Board of Directors  
of Home Gardens County Water District**

**HOME GARDENS COUNTY WATER DISTRICT  
2832 N. GRANT STREET  
CORONA, CA 92879  
(951) 737-4741  
(951) 737-9478 FAX**

**CERTIFICATION**

I, David Vigil, Secretary of the Board of Directors of Home Gardens County Water District, hereby certify that the foregoing is a full, true and correct copy of Resolution No. 170 adopted by the Board of Directors of said District at a Special Meeting of said Board held on the 27<sup>th</sup> day of August 2013 by the following vote:

AYES: 5

NOES: 0

ABSENT: 0

ABSTAIN: 0

---

David Vigil, Secretary