

RESOLUTION NUMBER R- 304079

DATE OF FINAL PASSAGE SEP 25 2008

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING
NOTICE OF PUBLIC HEARING ON PROPOSED
ADJUSTMENTS TO WATER RATES IN ACCORDANCE
WITH PROPOSITION 218; SETTING A DATE FOR THE
PUBLIC HEARING; AND RELATED ACTIONS.

WHEREAS, effective January 1, 2009, the San Diego County Water Authority [CWA] will be increasing the rates to all their participating agencies, including the City of San Diego [City], for water purchases; and

WHEREAS, the City Council of the City of San Diego has been asked to consider adopting proposed water rate adjustments to base and commodity charges beginning on January 1, 2009 to increase the currently effective water system rates and fees proportionately across all customer classes in order to pass through the increased wholesale water purchase costs from CWA; and

WHEREAS, the City Council of the City of San Diego has been asked to consider adopting proposed temporary rate adjustments to water commodity charges beginning on January 1, 2009 in order to provide funding for an Indirect Potable Reuse Demonstration Project; **and**

WHEREAS, City staff recently prepared a Report to City Council, a copy of which is on file with the City Clerk as Document No. RR- 304079, that describes in detail the basis and reasons for the proposed water rate adjustments; and

WHEREAS, the California Constitution, Article XIID, section 6 [Proposition 218] requires the City to hold a public hearing on any proposed new or increased water base or

commodity charge, and to mail written notice at least forty-five days prior to holding the public hearing; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Report to City Council is received by the City Council and on file in the office of the City Clerk as Document No. RR- 304079.

2. That the Mayor or his designees are authorized to notice a public hearing on proposed water rate adjustments in accordance with the requirements of Proposition 218 and the procedures previously adopted by the City Council in Resolution R-302245.

3. That the Mayor or his designees are authorized to notice said public hearing with the document "Notice of Public Hearing - Attachment 1", prepared in accordance with the requirements of Proposition 218 and the procedures previously adopted by the City Council in Resolution R-302245, with the following modifications to the "Notice of Public Hearing - Attachment 1" made by the City Council during its regularly scheduled meeting on September 8, 2008, as follows:

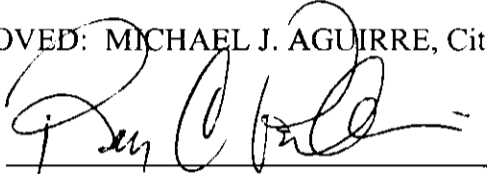
- (a) Provide language describing the cost of the Indirect Potable Reuse Demonstration Project as offset by Proposition 50 Grant Funding;
- (b) Consolidate the two separate protest forms into one protest form with two protest checkboxes;
- (c) Eliminate extraneous graphics on the protest form page and increase the font size of the language "you can protest the proposed rate adjustments".

4. That the public hearing for the City Council to consider the proposed water rate adjustments will be held during the regularly scheduled City Council Meeting of November 17,

2008, and will be conducted in accordance with Proposition 218 and the procedures previously adopted by the City Council in Resolution R-302245.

5. That this activity is not subject to the California Environmental Quality Act [CEQA] pursuant to CEQA Guidelines sections 15060(c)(3) and 15378(b)(5) because this activity is an organizational or administrative activity of a government that will not result in direct or indirect physical changes in the environment.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Raymond C. Palmucci
Deputy City Attorney

RCP:js
09/08/2008
Or.Dept: Water
R-2009-238 (Revised)

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of Sept. 8, 2008.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Please note the Mayor did not sign this resolution within the specified time limit. See San Diego City Charter Section 280 (C) (4).

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE
ORIGINATING

AC 2900173
DEPT. NO.: 760

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____ Fund: _____

Purpose: _____

Date: _____ By: _____

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

EIN
174
1000

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$ 230,000.00

Vendor: City of San Diego-Water Department

Purpose: Authorize Proposition 218 noticing of proposed water rate adjustments related to the increase in the wholesale cost of water purchased by the City from the San Diego County Water Authority (CWA) and to fund an indirect potable reuse demonstration.

Date: August 28, 2008 By: Norman Reyes 

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
01	0	41500	760	212	4351	076212				230,000.00
TOTAL										\$230,000.00

FUND OVERRIDE

AC-361 (REV 2-92)

R 304079

SEP 08 2008

AC 2900173