RESOLUTION NUMBER R- 304079

DATE OF FINAL PASSAGE SEP 2 5 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 XIIID, 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.

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