

**ORDINANCE NO. 2009-40**

**AN ORDINANCE** of the City of Bainbridge Island, Washington, relating to the City Water Utility; setting water service rates and amending Section 13.16.060 of BIMC Chapter 13.16, automatic annual fee adjustment.

**WHEREAS**, a structure for establishing water and sewer rates, charges, and fees was established by Ordinance No. 82-20; and

**WHEREAS**, Ordinance No. 82-20 was subsequently amended; and

**WHEREAS**, Section 13.16.060 of BIMC Chapter 13.16 provides for an automatic annual fee adjustment; and

**WHEREAS**, the City has engaged Financial Consulting Solutions Group, Inc., to perform a Water Utility Rate Study and Analysis to recommend a rate structure which will provide for utility rates adequate to ensure that the Water Utility segment is fully self-supporting; and

**WHEREAS**, the study performed by Financial Consulting Solutions Group, Inc. considered the cost of needed capital improvements and operations and has recommended a conservation rate structure with no overall rate increases for the years 2010 through 2014; and

**WHEREAS**, based on the recommendations of the Utility Advisory Committee, the City Council has determined that the City's water rates should be held at the 2009 level and structure until the Utility Advisory Committee can further review the proposed conservation rate structure; and

**WHEREAS**, the City caused to be published in the City's legal newspaper a notice of a public hearing on Water rates to be held on November 23, 2009 which was continued to December 2, 2009; and now, therefore,

**THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DO ORDAIN AS FOLLOWS:**

Section 1. Section 13.16.060 of BIMC Chapter 13.16, automatic annual fee adjustment, is amended to read as follows:

**"13.16.060 Automatic annual fee adjustment.**

A. All rates described in Section E of Ordinance 82-20, as amended, shall be subject to an adjustment beginning with the January billing period of each year equal to the annual percentage increase in the United States Consumer Price Index, All Urban Consumers (CPI-U) for November of the preceding year as shown in the release from the Bureau of Labor Statistics plus two percent unless

the city council determines by December 31<sup>st</sup> of any year that the adjustment shall be another amount or shall not occur for the next year.

B. The January billing period for those rates based on meter readings will begin with the December 15<sup>th</sup> reading of the preceding year.

C. In calculating the annual adjustment the city shall round off all final calculations to the nearest cent where the rate provides for cents and to the nearest dollar where the rate does not provide for cents.”

Section 2. The city’s water rates shall be held at the 2009 level and structure until further action by city council revising any such rates or structure.

Section 3. This ordinance shall take effect and be in force five (5) days after passage, approval, and publication as required by law.

PASSED by the City Council this 9<sup>th</sup> day of December, 2009.

APPROVED by the Mayor this 11<sup>th</sup> day of December, 2009.



Christopher Snow, Mayor

ATTEST/AUTHENTICATE:

Rosalind D. Lassoff  
Rosalind D. Lassoff, City Clerk

FILED WITH THE CITY CLERK:	November 20, 2009
PASSED BY THE CITY COUNCIL:	December 9, 2009
PUBLISHED:	December 18, 2009
EFFECTIVE DATE:	December 23, 2009
ORDINANCE NO.:	2009-40