

ORDINANCE NO. 2014 - 01

AN ORDINANCE AMENDING ORDINANCE NO. 2011-06, WHICH ORDINANCE ESTABLISHED NEW WATER AND CAPITAL USER RATES AND CHARGES, IN ORDER TO INCREASE CERTAIN RATES FOR FISCAL YEAR 2014

WHEREAS, the Village currently operates a water system, and its sewer needs are now serviced by the Rock River Water Reclamation District pursuant to an Intergovernmental Agreement previously signed; and

WHEREAS, the Village schedule of upgrades and construction related to waterworks and sewer connection to the Rock River Water Reclamation District changed from the original plan on which the rates set forth in Ordinance No. 2011-06 were calculated, such that for the fiscal year 2013, a slight decrease in certain rates was possible, and such decrease was deemed to be in the best interests of the citizenry of the Village of Winnebago; and

WHEREAS, for the fiscal year 2014, a slight increase in the rates is necessary in order to meet the needs of the village.

NOW THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Winnebago, as follows:

SECTION I—AMENDMENTS

Ordinance No. 2011-06 shall be and hereby is amended as follows:

1. The Resident Monthly Fixed Water Charges for the fiscal year 2013 listed in Section II(B)(3)(a) are hereby amended as follows:

| | AMENDED RATE FY 2013 | ORDINANCE NO. 2011-06 FY 2014 RATE | AMENDED RATE FY 2014 |
|--------------------------------|---|---|---|
| Water Fixed Charges | | | |
| ≤ 1-inch service | \$4.12 | \$4.39 | \$4.25 |
| 1 ½- inch service | \$8.24 | \$8.78 | \$8.50 |
| 2-inch service | \$13.17 | \$14.05 | \$13.57 |
| 3-inch service | \$27.09 | \$28.90 | \$27.90 |
| 4-inch service | \$41.00 | \$43.00 | \$42.23 |
| 6-inch service | \$82.00 | \$88.00 | \$84.46 |

2. The Non-Resident Monthly Fixed Water Charges for the fiscal year 2014 also listed in Section II(B)(3)(a) are hereby amended as follows:

| | AMENDED RATE FY 2013 | ORDINANCE NO. 2011-06 FY 2014 RATE | <u>AMENDED</u> <u>RATE</u> FY 2014 |
|--------------------------------|---|---|---|
| Water Fixed Charges | | | |
| ≤ 1-inch service | \$6.18 | \$6.59 | \$6.37 |
| 1 ½- inch service | \$12.36 | \$13.17 | \$12.75 |
| 2-inch service | \$19.76 | \$21.08 | \$20.36 |
| 3-inch service | \$40.64 | \$43.35 | \$41.85 |
| 4-inch service | \$61.50 | \$64.50 | \$63.35 |
| 6-inch service | \$123.00 | \$132.00 | \$126.70 |

3. The Resident Water Only Usage Rate for the fiscal year 2014 listed in Section II(B)(4) is hereby amended as follows:

| | AMENDED RATE FY 2013 | ORDINANCE NO. 2011-06 FY 2014 RATE | <u>AMENDED</u> <u>RATE</u> FY 2014 |
|--|---|---|---|
| | \$2.25 | \$3.40 | \$2.40 |

4. The Non-Resident Water Only Usage Rate for the fiscal year 2014 listed in Section II(B)(4) is hereby amended as follows:

| | AMENDED RATE FY 2013 | ORDINANCE NO. 2011-06 FY 2014 RATE | <u>AMENDED</u> <u>RATE</u> FY 2014 |
|--|---|---|---|
| | \$3.38 | \$5.10 | \$3.60 |

5. The Resident Monthly Fixed Capital Charges (f/k/a sewer charges) for the fiscal year 2014 listed in Section II(B)(3)(a) are hereby amended as follows:

| | AMENDED RATE FY 2013 | ORDINANCE NO. 2011-06 FY 2014 RATE | AMENDED RATE FY 2014 |
|---|---|---|---|
| Capital Fixed Charges ≤ 1-inch service | \$4.12 | \$4.39 | \$4.25 |
| 1 ½- inch service | \$8.24 | \$8.78 | \$8.50 |
| 2-inch service | \$13.17 | \$14.05 | \$13.57 |
| 3-inch service | \$27.09 | \$28.90 | \$27.90 |
| 4-inch service | \$41.00 | \$43.00 | \$42.23 |
| 6-inch service | \$82.00 | \$88.00 | \$84.46 |

6. The Non-Resident Monthly Fixed Capital Charges (f/k/a sewer charges) for the fiscal year 2014 also listed in Section II(B)(3)(a) are hereby amended as follows:

| | AMENDED RATE FY 2013 | ORDINANCE NO. 2011-06 FY 2014 RATE | AMENDED RATE FY 2014 |
|---|---|---|---|
| Capital Fixed Charges ≤ 1-inch service | \$6.18 | \$6.59 | \$6.37 |
| 1 ½- inch service | \$12.36 | \$13.17 | \$12.75 |
| 2-inch service | \$19.76 | \$21.08 | \$20.36 |
| 3-inch service | \$40.64 | \$43.35 | \$41.85 |
| 4-inch service | \$61.50 | \$64.50 | \$63.35 |
| 6-inch service | \$123.00 | \$132.00 | \$126.70 |

7. For fiscal year 2014, that portion of Section II(C)(3) wherein the Resident Capital User Rates/1,000 gallons (f/k/a sewer rates) are listed, is hereby amended as follows; with the indication that this amount is shown as a decrease because in the prior Ordinance No. 2013-01, the rate in this paragraph was inadvertently listed at \$7.85 when it should have been \$5.60 because the difference of \$2.25 was already correct in Section 3 of said Ordinance No. 2013-01. This error was discovered after the first billing under the

Ordinance 2013-01, and the first billing was thus credited and a new correct billing issued which continued at the corrected rate thereafter

| AMENDED RATE FY 2013 | ORDINANCE NO. 2011-06 FY 2014 RATE | AMENDED RATE FY 2014 |
|---|---|---|
| \$7.85 | \$9.36 | \$5.70 |

8. For fiscal year 2014, that portion of Section II(C)(3) wherein the Non-Resident Capital User Rates/1,000 gallons (f/k/a sewer rates) is listed, is hereby amended as follows; with the indication that this amount is shown as a decrease because in the prior Ordinance No. 2013-01, the rate in this paragraph was inadvertently listed at 11.78, when it should have been listed as \$8.40 (150% of \$5.60) because \$2.25 worth of the \$7.85 had already been addressed in paragraph 3 of said Ordinance No. 2013-01.

| AMENDED RATE FY 2013 | ORDINANCE NO. 2011-06 FY 2014 RATE | AMENDED RATE FY 2014 |
|---|---|---|
| \$11.78 | \$14.04 | \$8.55 |

9. For fiscal year 2014, that portion of Section II(C)(3) wherein the Resident Capital User Rates (f/k/a sewer rates) are listed, is hereby amended as follows:

| AMENDED RATE FY 2013 | ORDINANCE NO. 2011-06 FY 2014 RATE | AMENDED RATE FY 2014 |
|---|---|---|
| \$33.60 | \$56.16 | \$34.20 |

10. For fiscal year 2014, that portion of Section II(C)(3) wherein the Non-Resident Capital User Rates (f/k/a sewer rates) are listed, is hereby amended as follows:

| AMENDED RATE FY 2013 | ORDINANCE NO. 2011-06 FY 2014 RATE | AMENDED RATE FY 2014 |
|---|---|---|
| \$50.40 | \$84.24 | \$51.30 |

SECTION II—CONTINUED EFFECTIVENESS OF OTHER PROVISIONS OF ORDINANCE

All other provisions of Ordinance No. 2011-06 shall remain in full force and effect.

SECTION III—RECORDING OF ORDINANCE

A copy of this ordinance, properly certified by the Village Clerk, shall be filed in the office of the Recorder of deeds of Winnebago County, Illinois and shall be deemed notice to all owners of real estate of their liability for service supplied to any user of the services on their properties referenced in this ordinance.

SECTION IV—EFFECTIVE DATE OF ORDINANCE

This ordinance shall be effective retroactive to January 1, 2014, after its passage, approval, and recording as required by law.

APPROVED:

Franklin J. Eubank, Jr., President of the Board of
Trustees of the Village of Winnebago, Illinois

ATTEST:

Sally Jo Huggins, Village Clerk

PASSED: _____

APPROVED: _____

RECORDED: _____