

**RESOLUTION NO. 21-02**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
TWENTYNINE PALMS WATER DISTRICT ADOPTING A  
SCHEDULE OF RATES FOR MONTHLY WATER SERVICE  
CHARGES COMMENCING WITH FISCAL YEAR 2021-2022**

**WHEREAS**, the Twentynine Palms Water District (the “District”) is organized and operates pursuant to the County Water District Law, Division 12 of the California Water Code, commencing with Section 30000 thereof; and

**WHEREAS**, the District provides water service throughout its service area, and is authorized under the County Water District Law, including without limitation Water Code section 31025, to fix and collect charges for the provision of water service pursuant; and

**WHEREAS**, the rate structure for the District’s water service charges is comprised of two components: (1) a bi-monthly Fixed Service Charge, which is established on the basis of the size of the meter serving a parcel of property and vary depending upon whether the parcel receives potable or non-potable water; and (2) a Commodity Charge, which is determined on the basis of the amount of water served to a parcel of property in hundreds of cubic feet (“HCF”) and varies depending on whether the water delivered is potable or non-potable; and

**WHEREAS**, in addition, the District imposes and proposes to continue to impose a fixed fire meter service charge on certain commercial properties as a condition of extending or initiating water service by (1) installation of a private fire suppression system, and upon the request of the consumer or property owner for the delivery of water to the property for the purpose of fire service and protection; and

**WHEREAS**, the District has installed certain automated meter reading infrastructure, and has previously adopted a policy allowing property owners to opt out of such automated meter reading. Consequently, the District will be required to incur costs associated with manual meter readings. Such customers of record and property owners that have determined to opt-out of automated meter reading will also be subject to an opt-out charge, to recover the cost of such manual readings of meters; and

**WHEREAS**, there has been presented to the District Board of Directors proposed rate increases to the water service charges (the “Charges”) that are designed to proportionately allocate the cost of providing water service among the District’s customer classes, all of which are more fully set forth in the Schedule of Water Service Charges attached hereto as Exhibit “A”; and

**WHEREAS**, the District’s rates for Charges are calculated to recover the costs of the District in providing water services and to proportionately allocate those costs among the water customers; and

**WHEREAS**, the revenues derived from the Charges will not exceed the funds required to provide water services and shall be used exclusively for providing water service; and

**WHEREAS**, the Charges will not exceed the proportional cost of the services attributable to each parcel upon which they are imposed; and

**WHEREAS**, the Charges will not be imposed on a parcel unless the water services are actually used by, or immediately available to, the owner of the parcel; and

**WHEREAS**, pursuant to California Constitution Article XIII D, Section 6 (“Article XIII D”), the District provided written notice (the “Notice”) by mail of: (1) the proposed increases to the rates for the Charges to

the record owner of each parcel upon which the Charges are proposed for imposition and any tenant directly liable for payment of the Charges; (2) the amount of the Charges proposed to be imposed on each parcel; (3) the basis upon which the Charges were calculated; (4) the reason for the proposed increases to the Charges; and (5) the date, time, and location of a public hearing (the "Hearing") on the proposed Charges; and

**WHEREAS**, the District provided such Notice not less than forty-five days prior to the Hearing on the proposed Charges; and

**WHEREAS**, the Hearing was held on this day, January 27, 2021; and

**WHEREAS**, at the Hearing, the Board of Directors heard all oral testimony, and considered all written materials, and written protests concerning the establishment and imposition of the proposed rate increases for the Charges, and at the close of the Hearing, the District did not receive written protests against the establishment and imposition of the proposed rate increases for the Charges from a majority of the affected property owners and tenants directly liable for the payment of the Charges; and

**WHEREAS**, the Board of Directors has determined to adopt the rates for the Charges set forth in Exhibit "A" hereto; and

**WHEREAS**, the rates for the Charges established by this Resolution and set forth in Exhibit "A" are for the purpose of: (A) meeting operational expenses, including employee wage rates and fringe benefits; (B) purchasing or leasing supplies, equipment, or materials; (C) meeting financial reserve needs and requirements; and (D) obtaining funds for capital projects necessary to maintain service within existing service areas, as set forth in this Resolution, and, therefore, the establishment of such Charges is not subject to the California Environmental Quality Act; and

**WHEREAS**, the District previously adopted Ordinance No. 99, authorizing the Board to adopt new or increased Fees by resolution or ordinance;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Twentynine Palms Water District as follows:

1. The matters set forth in the recitals to this Resolution are true and correct statements and by this reference are incorporated herein and made findings and determinations of the Board of Directors.

2. The Board of Directors hereby adopts the Charges in the amounts and at the rates set forth in Exhibit "A" hereto. The Charges in Exhibit "A" shall be effective for all services provided on and after February 1, 2021. The General Manager, or his designee, is hereby authorized and directed to collect the Charge for services provided on or after February 1, 2021, according to the rates set forth in Exhibit "A" and to increase the rate for the Charges on each January 1 thereafter, commencing January 1, 2022, as set forth in Exhibit "A" hereto. The General Manager is further authorized and directed to take all actions necessary to effectuate and collect the rates for Charges and other authorizations set forth herein.

3. All ordinances, resolutions or administrative actions by the Board of Directors, or parts thereof that are inconsistent with any provision of this Resolution are hereby superseded only by this Resolution to the extent of such inconsistency.

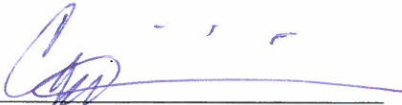
4. If any section, subsection, clause, sentence, or phrase in this Resolution is for any reason held invalid, the validity of the remainder of this Resolution shall not be affected thereby. The Board of Directors hereby declares it would have passed this Resolution and each section, sentence, clause, or phrase thereof, irrespective of the fact that all or more sections, subsections, clauses, sentences, or phrases are held

invalid.

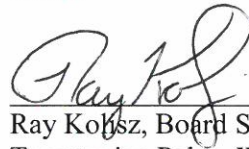
5. This Resolution shall take effect immediately upon its adoption.

ADOPTED, SIGNED, AND APPROVED this 27<sup>th</sup> day of January, 2021.

Ayes:	Directors Arthur, Coghill, Horn, Leazer, and Giannini
Noes:	None
Abstain:	None
Absent:	None

  
\_\_\_\_\_  
Carol Giannini, President  
Board of Directors

Attest:

  
\_\_\_\_\_  
Ray Kolsz, Board Secretary  
Twentynine Palms Water District



**Exhibit "A"**  
**Schedule of Water Service Charges**

Water Rate Schedule	Water Rates				
	Effective 2/1/2021	Effective 1/1/2022	Effective 1/1/2023	Effective 1/1/2024	Effective 1/1/2025
<b>Fixed Service Charge – Bi-Monthly</b>					
5/8-inch	\$27.39	\$30.13	\$33.14	\$35.45	\$40.10
3/4-inch	\$27.39	\$30.13	\$33.14	\$36.45	\$40.10
1-inch Dual Service-Residential	\$27.39	\$30.13	\$33.14	\$36.45	\$40.10
1-inch	\$38.66	\$42.53	\$46.78	\$51.46	\$56.61
1.5-inch	\$66.85	\$73.54	\$80.89	\$88.98	\$97.88
2-inch	\$100.68	\$110.75	\$121.83	\$134.01	\$147.41
3-inch	\$207.79	\$228.57	\$251.43	\$276.57	\$304.23
4-inch	\$365.65	\$402.22	\$442.44	\$486.68	\$535.35
6-inch	\$743.38	\$817.72	\$899.49	\$989.44	\$1,088.38

Water Rate Schedule	Water Rates				
	Effective 2/1/2021	Effective 1/1/2022	Effective 1/1/2023	Effective 1/1/2024	Effective 1/1/2025
<b>Commercial Fire Meters – Fixed Service Charge – Bi-Monthly</b>					
2-inch meter	\$88.87	\$97.76	\$107.54	\$118.29	\$130.12
3-inch meter	\$124.81	\$137.29	\$151.02	\$166.12	\$182.73
4-inch meter	\$173.82	\$191.20	\$210.32	\$231.35	\$254.49
6-inch meter	\$337.19	\$370.91	\$408.00	\$448.80	\$493.68
8-inch meter	\$533.24	\$586.56	\$645.22	\$709.74	\$780.71
10-inch meter	\$1,448.13	\$1,592.94	\$1,752.23	\$1,927.45	\$2,120.20
<b>Non-Potable Meters – Fixed Service Charge – Bi-Monthly</b>					
2-inch meter	\$677.19	\$744.91	\$819.40	\$901.34	\$991.47
<b>Commodity Charges for All Water Consumed</b>					
Commodity Charge Per HCF - Potable	\$3.58	\$3.94	\$4.33	\$4.76	\$5.24
Commodity Charge Per HCF – Non-Potable	\$0.63	\$0.69	\$0.76	\$0.84	\$0.92
Pay Station, Utah Trail Charge Per Gallon	\$0.0083	\$0.0091	\$0.0100	\$0.0110	\$0.0121
<b>AMI Opt-Out Charge – Per Billing Cycle</b>					
Per Account	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00