

MEMORANDUM

July 26, 2022

TO: Mayor John P. Kahl and Members of the City Council

FROM: Scott A. Brunton, City Attorney

SUBJECT: Ordinance Amending Provisions of Section 7-4-6.1 of City Code
(Wastewater Service Rates)

DISCUSSION:

The City's Finance Department, who oversee the water and sewer billing for City customer, have determined that some inconsistencies exist in the rates schedules for water rates and sewer (wastewater) rates for senior citizens and non-metered users as provided in the applicable provisions of the City Code. This Ordinance corrects these inconsistencies so that the sewer rates for senior citizens and non-metered users track and are consistent with the structure of the water rates for these users.

RECOMMENDATION:

Approval of this Ordinance.

ORDINANCE NO. 4667

AN ORDINANCE AMENDING SECTION 7-4-6.1 OF THE EAST PEORIA CITY CODE REGARDING THE WASTEWATER SERVICE RATE SCHEDULE

WHEREAS, City Officials have reviewed the City's water and sewer rate schedules and determined that inconsistencies exist in how rates are assessed for qualifying senior citizens and non-metered users under Title 7 of the East Peoria City Code; and

WHEREAS, the City now seeks to correct these inconsistencies that exist in the sewer (wastewater) rate schedule for senior citizens and non-metered users; and

WHEREAS, the City Council finds that it is in the best interests of the City to adopt the proposed revisions to sewer (wastewater) rate schedule for senior citizens and non-metered users as provided herein;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, THAT:

Section 1. Section 6.1(F) of Title 7, Chapter 4 of the East Peoria City Code is hereby amended to read as follows (additions are indicated by underline; deletions by ~~strikeout~~):

7-4-6.1. Wastewater service charges.

(f) *Basic user rate schedule:*

(1) There shall be and there is hereby established a minimum charge for the use of and for service supplied by the wastewater facilities of the city. Until August 1, 2017, a minimum bimonthly charge of seventeen dollars and twenty-eight cents (\$17.28) shall be applied to all users whose water consumption or wastewater generation does not exceed three thousand (3,000) gallons per two-month period. On August 1, 2017, the city clerk shall adjust the minimum bimonthly charge by adding to the bimonthly charge in effect on the date of adjustment a sum equal to twenty (20.0) percent of such bimonthly charge. On August 1, 2018, the city clerk shall adjust the minimum bimonthly charge by adding to the bimonthly charge in effect on the date of adjustment a sum equal to fifteen (15.0) percent of such bimonthly charge. On August 1, 2019, the city clerk shall adjust the minimum bimonthly charge by adding to the bimonthly charge in effect on the date of adjustment a sum equal to eleven (11.0) percent of such bimonthly charge. On August 1, 2020, the city clerk shall adjust the minimum bimonthly charge by adding to the bimonthly charge in effect on the date of adjustment a sum equal to ten (10.0)

percent of such bimonthly charge. On August 1, 2021, the city clerk shall adjust the minimum bimonthly charge by adding to the bimonthly charge in effect on the date of adjustment a sum equal to ten (10.0) percent of such bimonthly charge. On August 1, 2022 and on each August 1 thereafter through August 1, 2043, the city clerk shall adjust the minimum bimonthly charge by adding to the bimonthly charge in effect on the date of adjustment a sum equal to three and one-half (3.5) percent of such bimonthly charge. On August 1, 2044, the city clerk shall lower the minimum bimonthly charge to forty-five dollars and twenty-eight cents (\$45.28). On August 1, 2045 and on each August 1 thereafter, the city clerk shall adjust the minimum bimonthly charge by adding to the bimonthly charge in effect on the date of adjustment a sum equal to three and one-half (3.5) percent of such bimonthly charge.

Rate Schedule

The following rate schedule shall be applied to users in class designations I, II, III, IV and V whose bimonthly water consumption or wastewater generation exceeds three thousand (3,000) gallons.

- a. Until August 1, 2017, the rate, CU, shall be five dollars and seventy-six cents (\$5.76) per one thousand (1,000) gallons of water used as measured by the city, plus the debt service charge, CD. On August 1, 2017, the city clerk shall adjust the rate, CU, by adding to the rate, CU, in effect on the date of adjustment a sum equal to twenty (20.0) percent of such rate, CU. On August 1, 2018, the city clerk shall adjust the rate, CU, by adding to the rate, CU, in effect on the date of adjustment a sum equal to fifteen (15.0) percent of such rate, CU. On August 1, 2019, the city clerk shall adjust the rate, CU, by adding to the rate, CU, in effect on the date of adjustment a sum equal to eleven (11.0) percent of such rate, CU. On August 1, 2020, the city clerk shall adjust the rate, CU, by adding to the rate, CU, in effect on the date of adjustment a sum equal to ten (10.0) percent of such rate, CU. On August 1, 2021, the city clerk shall adjust the rate, CU, by adding to the rate, CU, in effect on the date of adjustment a sum equal to ten (10.0) percent of such rate, CU. On August 1, 2022 and on each August 1 thereafter through August 1, 2043, the city clerk shall adjust the rate, CU, by adding to the rate, CU, in effect on the date of adjustment a sum equal to three and one-half (3.5) percent of such rate, CU. On August 1, 2044, the city clerk shall lower the rate, CU, to fifteen dollars and nine cents (\$15.09). On August 1, 2045 and on each August 1 thereafter, the city clerk shall adjust the rate, CU, by adding to the rate, CU, in effect on the date of adjustment a sum equal to three and one-half (3.5) percent of such rate, CU.

- b. A flat rate charge for nonmetered users will be established based on an assumed consumption of twelve thousand (12,000) ~~fifteen thousand (15,000)~~ gallons of water bimonthly; such charge will be computed at the same rate as established in paragraph (a) of this section.
- c. A flat rate charge for nonmetered users who are sixty-two (62) years of age or who are married couples in which one (1) spouse is sixty-two (62) years of age or older will be established based on an assumed consumption of six thousand (6,000) ~~two hundred sixty-five (6,265)~~ gallons of water bimonthly; such charge will be computed at the same rate as established in paragraph (a) of this section.

Section 2. This Ordinance is hereby ordered to be published in pamphlet form by the East Peoria City Clerk and said Clerk is ordered to keep at least three (3) copies hereof available for public inspection in the future and in accordance with the Illinois Municipal Code.

Section 3. This Ordinance is in addition to all other ordinances on the subject and shall be construed therewith excepting as to that part in direct conflict with any other ordinance, and in the event of such conflict, the provisions hereof shall govern.

Section 4. This Ordinance shall be in full force and effect from and after its passage, approval and ten (10) day period of publication in the manner provided by law.

PASSED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, IN REGULAR AND PUBLIC SESSION THIS _____ DAY OF _____, 2022.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel