

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

REVISED

Meeting Date: **April 16, 2013** Consent ☐ Regular ☐
Public Hearing ☒

Department: **Water Utilities Department**

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, adopting rates for the Glades Utility Authority Service area; incorporating the rates into the Palm Beach County Water Utilities Department's Uniform Policies and Procedures Manual; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; and providing for an effective date.

Summary: On January 15, 2013, the Board approved the First Amendment to the Interlocal Agreement Establishing the Glades Utility Authority (First Amendment). Pursuant to the First Amendment, the County will absorb the Glades Utility Authority (GUA) water and wastewater system and customers and reduce current rates by 6.5%. These reduced rates will be charged to customers for a period of eight years. After the initial eight years, the GUA's rates will revert to the County's rates plus seven percent. Existing GUA rates are approximately 75% higher than current County rates, and revenue from the rate differential will be used to pay debt service on the bonds being absorbed and to pay "Host Fees" to the Cities of Belle Glade, Pahokee, and South Bay. The proposed ordinance will adopt the rates currently being charged by the GUA and include those rates in Chapter 6 of the Water Utilities Department's Uniform Policies and Procedures (UPAP) Manual. Exhibit "A" to the Ordinance attached to the April 2, 2013, preliminary reading agenda item has been modified to remove the Water Utilities Department account deposit fees and miscellaneous fees, as said fees have previously been adopted by the Board of County Commissioners. The revision does not affect any rates currently being charged to existing Water Utilities customers. District 6 (MJ)

Background and Policy Issues: Since 1981, the Department has utilized the UPAP Manual as the guiding document for providing services to the public. The UPAP is a codification of the Department's rates, fees, policies and procedures governing the provision of potable water, reclaimed water, and wastewater services. Chapter 6 of the UPAP contains the approved rates and fees for water and wastewater services, connection fees, guaranteed revenue fees, and miscellaneous fees and charges.

Attachments:

1. Ordinance, including Exhibit "A" (Revised Rate and Fee Schedule)
2. Proof of Publication of Public Hearing

| | | |
|------------------------|---|-------------------------------|
| Recommended By: |  Department Director | 4-11-13 Date |
| Approved By: |  Assistant County Administrator | 4-11-13 Date |

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

| Fiscal Years | 2013 | 2014 | 2015 | 2016 | 2017 |
|--|--------------|------|------|------|------|
| Capital Expenditures | 0 | 0 | 0 | 0 | 0 |
| Operating Revenues | 0 | 0 | 0 | 0 | 0 |
| Guaranteed Revenues | 0 | 0 | 0 | 0 | 0 |
| Connection Fee | 0 | 0 | 0 | 0 | 0 |
| NET FISCAL IMPACT (Additional Revenues) | 0 | 0 | 0 | 0 | 0 |
| # ADDITIONAL FTE POSITIONS (Cumulative) | 0 | 0 | 0 | 0 | 0 |

Is Item Included in Current Budget? Yes N/A No

Reporting Category N/A

B. Recommended Sources of Funds/Summary of Fiscal Impact:

No Fiscal Impact.

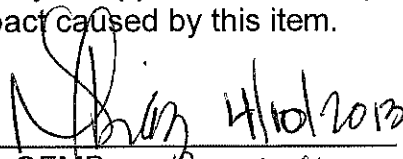
C. Department Fiscal Review:




III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development and Control Comments:

* Fiscal Impact was included with Amendment 1 to the Interlocal Agreement Establishing the Glades Utility Authority as approved 1/15/13 (R2013-0092 through -0096). There is no additional fiscal impact caused by this item.




OFMB 4/10/13
4/9 4-5



Contract and Development Control
4-10-13 4/10/13

B. Legal Sufficiency:



Assistant County Attorney 4/10/13

C. Other Department Review:

Department Director

This summary is not to be used as a basis for payment.

ORDINANCE NO. 2013-_____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, ADOPTING RATES FOR THE GLADES UTILITY AUTHORITY SERVICE AREA; INCORPORATING THE RATES INTO THE PALM BEACH COUNTY WATER UTILITIES DEPARTMENT'S UNIFORM POLICIES AND PROCEDURES MANUAL; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the County has entered into the First Amendment to the Interlocal Agreement Establishing the Glades Utility Authority ("First Amendment"); and

WHEREAS, pursuant to the First Amendment, the County is to absorb the Glades Utility Authority ("GUA") utility system, including all of its assets and customers; and

WHEREAS, also pursuant to the First Amendment, the County is required to charge certain rates, fees and charges to the customers in the Glades Utility Authority service area; and

WHEREAS, the County wishes to adopt a GUA Rate Schedule for customers within the GUA service area and to incorporate the GUA Rate Schedule into the Palm Beach County Water Utilities Department Uniform Policies and Procedures Manual ("UPAP").

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1. ADOPTION OF GUA Rate Schedule:

The GUA Rate Schedule of rates, fees, and charges shown in Exhibit "A", which is attached hereto and incorporated herein, is hereby adopted. The rates, fees, and charges set forth herein shall become effective for customers within the GUA service area on May 1, 2013. For any rates, fees, and charges not set forth in the GUA Rate Schedule, the standard Palm Beach County rates, fees, and charges shall apply to customers in the GUA service area.

Section 2. INCLUSION IN UPAP:

The schedule of rates, fees, and charges shown at Exhibit "A" shall be included in the UPAP and made available for public inspection during normal business hours.

Section 3. REPEAL OF LAWS IN CONFLICT:

All local laws and ordinances in conflict with any provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 4. SEVERABILITY:

If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by a Court of competent jurisdiction to be unconstitutional, inoperative, or void, such holding shall not affect the remainder of this Ordinance.

Section 5. INCLUSION IN THE CODE OF LAWS AND ORDINANCES:

The provisions of this Ordinance shall become and be made a part of the Palm Beach County Code. The sections of this Ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section", "article", or other appropriate word.

Section 6. EFFECTIVE DATE:

The provisions of this Ordinance shall become effective upon filing with the Department of State.

APPROVED and ADOPTED by the Board of County Commissioners of Palm Beach County, Florida, on this the ____ day of _____, 2013.

SHARON R. BOCK,
CLERK & COMPTROLLER

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY
COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Steven L. Abrams, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: _____
County Attorney

EFFECTIVE DATE: Filed with the Department of State on the ____ day of _____, 2013.

Exhibit "A"
Proposed Rates, Fees & Charges under GUA Absorption Plan

MONTHLY ON-LINE RATES FROZEN FOR EIGHT (8) YEARS

RESIDENTIAL

| Type of Fee | Potable Water | Wastewater | Combined Potable Water & Wastewater |
|--|---------------|------------|-------------------------------------|
| Monthly Base Facility Fee: | | | |
| 5/8" X 3/4" | \$18.64 | \$19.26 | \$37.90 |
| 1" | \$54.07 | \$55.84 | \$109.91 |
| 1 1/2" | \$83.90 | \$86.65 | \$170.55 |
| 2" | \$182.71 | \$188.71 | \$371.42 |
| 3" and larger based upon projected water usage | | | |
| Potable Water & Wastewater Commodity Fee per 1,000 gallons: | | | |
| 0-3 | \$1.50 | \$4.00 | \$5.50 |
| 4-6 | \$4.67 | \$4.00 | \$8.67 |
| 7-12 | \$5.80 | \$4.00 | \$9.80 |
| 13-15 | \$5.80 | \$0.00 | \$5.80 |
| Over 15 | \$7.50 | \$0.00 | \$7.50 |
| Monthly Un-metered Wastewater Fee assessed per ERC | | \$23.76 | |

NON-RESIDENTIAL

| Type of Service | Potable Water | Wastewater | Combined Potable Water & Wastewater |
|--|---------------|------------|-------------------------------------|
| Monthly Base Facility Fee: | | | |
| 5/8" x 3/4" | \$18.64 | \$19.26 | \$37.90 |
| 1" | \$59.06 | \$61.00 | \$120.06 |
| 1-1/2" | \$97.28 | \$99.88 | \$197.16 |
| 2" | \$227.75 | \$235.23 | \$462.98 |
| 3" | \$757.07 | \$781.94 | \$1,539.01 |
| 4" | \$2,317.17 | \$2,393.29 | \$4,710.46 |
| 6" | \$2,714.58 | \$2,803.74 | \$5,518.32 |
| 8" | \$5,999.67 | \$6,196.73 | \$12,196.40 |
| Potable Water and Wastewater Commodity Fee per 1,000 gallons: | \$4.67 | \$4.00 | \$8.67 |
| Monthly Fire Line Base Facility Fee per size of backflow device: | | | |
| 2" | \$8.00 | | |
| 3" | \$15.00 | | |
| 4" | \$25.00 | | |
| 6" | \$50.00 | | |
| 8" and above | \$80.00 | | |
| Monthly Un-metered Wastewater Fee assessed per ERC | | \$23.76 | |

UTILIZE GUA RATES WITH CHANGES FROM TIME-TO-TIME

CONSTRUCTION PLAN REVIEW FEE

Payable at the time of plan submission for potable water, reclaimed water and/or wastewater projects

- Residential - \$50.00 per dwelling unit for individual or combined service with a \$750.00 minimum.
- Non-Residential - \$50.00 per ERC based on meter size for individual or combined service with a \$750.00 minimum.

CONSTRUCTION INSPECTION FEE

Four percent (4%) of total estimated cost as provided by the developer and approved by the Department for all potable water, reclaimed water and/or wastewater construction improvements with a \$500.00 minimum for Residential and Non-Residential projects. This fee is due prior to the pre-construction conference.

SERVICE INITIATION FEES

CONNECTION FEES:

| TYPE OF SERVICE | POTABLE WATER | WASTEWATER | COMBINED POTABLE WATER & WASTEWATER |
|-------------------------------|----------------|----------------|-------------------------------------|
| <u>Residential</u> | | | |
| 5/8 x 3/4" | \$1,225 | \$1,425 | \$2,650 |
| 1" | \$3,553 | \$4,133 | \$7,686 |
| 1 ½" | \$5,513 | \$6,413 | \$11,926 |
| 2" | \$12,005 | \$13,965 | \$25,970 |
| <u>Non-Residential</u> | | | |
| | \$1,225 | \$1,425 | \$2,650 |
| 5/8 x 3/4" | \$3,876 | \$4,509 | \$8,385 |
| 1" | \$6,353 | \$7,390 | \$13,743 |
| 1 ½" | \$14,966 | \$17,410 | \$32,376 |
| 2" | \$49,744 | \$57,866 | \$107,610 |
| 3" | \$152,247 | \$177,104 | \$329,351 |
| 4" | Based on usage | Based on usage | Based on usage |
| 6" | Based on usage | Based on usage | Based on usage |
| 8" | Based on usage | Based on usage | Based on usage |
| 10" | | | |

SERVICE INSTALLATION FEES

If a Property Owner requests to have a water meter installed, and the site is not ready for meter installation, the work area will be tagged and the reason for not installing the meter shall be indicated. The Department will return a second time for installation at no charge. If the site still is not ready, a trip fee must be paid prior to each subsequent visit to the site.

| Meter Size | Meter Drop Fee | Service Installation Fee Without Tap | Service Installation Fee With Tap |
|-------------|----------------|--|---|
| 5/8" X 3/4" | \$280 | \$425 | \$2,200 |
| 1" | \$340 | \$560 | \$2,600 |
| 1 1/2" | \$670 | \$1,500 | \$3,200 |
| 2" | \$1,580 | \$2,200 | \$4,300 |
| 3"* | \$2,100 | Cost | Cost |
| 4"* | \$3,150 | Cost | Cost |
| 6"* | \$5,600 | Cost | Cost |

RECEIPT

Account: G777
Phone: 5613553405
E-mail: mmclaren@mypalmbeachclerk.com
Purchase Order: APRIL 16, 2013
Pay Type: Billed
Account Group:
Caller: DIANE BROWN
Name: PBC BOCC BOARD OF COUNTY
Address: PO BOX 4036
City: WEST PALM BEACH
State: FL
Zip: 33402-4036

Order Name: APRIL 16, 2013
Ad Name: 161984A
Copyline: NOTICE OF PUBLIC HEARINGSPLEASE TAKE NOT
Order Id: 73247
Ad Id: 161984
Sales Rep: PB108
Original Ad Id:
Nadia Vagedes

Editions: PB Post,PB Post Web
Section: 6205 Legal Notices
Start: 04-05-2013
Stop: 04-05-2013
Issues: 1
Colors: 0

Reply Request:
Tearsheets: 0

| | |
|-------------|--------------------------|
| Lines: | 60 |
| Depth: | 60 |
| Columns: | 1 |
| Discount: | .00 |
| Commission: | 0 |
| Net: | 206.40 |
| Total: | 206.40 |
| Payments: | .00 .00 .00 .00 |
| Cash: | |

NOTICE OF PUBLIC HEARINGS
PLEASE TAKE NOTICE THAT AT 9:30
A.M., on April 16, 2013, in the Palm
Beach County Governmental Center,
Jane Thompson Memorial Chambers,
6th floor, 301 North Olive Avenue,
West Palm Beach FL, the Board of
County Commissioners of Palm Beach
County, FL, intends to hold a public
hearing for the purpose of considering
the following proposed Palm Beach
County Ordinance:

AN ORDINANCE OF THE BOARD
OF COUNTY COMMISSIONERS OF
PALM BEACH COUNTY, FLORIDA,
ADOPTING RATES FOR THE GLADES
UTILITY AUTHORITY SERVICE AREA;
INCORPORATING THE RATES INTO
THE PALM BEACH COUNTY WATER
UTILITIES DEPARTMENT'S UNIFORM
POLICIES AND PROCEDURES
MANUAL; PROVIDING FOR REPEAL
OF LAWS IN CONFLICT; PROVIDING
FOR SEVERABILITY; PROVIDING FOR
INCLUSION IN THE CODE OF LAWS
AND ORDINANCES; AND PROVIDING
FOR AN EFFECTIVE DATE.

A COPY OF ABOVE REFERENCED
PROPOSED ORDINANCE IS AVAILABLE
FOR INSPECTION IN THE MINUTES
DEPARTMENT, 2ND FLOOR, ROOM
203.2, GOVERNMENTAL CENTER. ALL
INTERESTED PARTIES MAY APPEAR
AT THE MEETING AND BE HEARD
WITH RESPECT TO THE PROPOSED
ORDINANCE.

IF A PERSON DECIDES TO APPEAL
ANY DECISION MADE BY THIS
COMMISSION WITH RESPECT TO
ANY MATTER CONSIDERED AT THIS
MEETING OR HEARING THEY WILL
NEED TO HAVE A RECORD OF THE
PROCEEDING, AND FOR THAT, FOR
SUCH PURPOSE, THEY MAY NEED TO
INSURE THAT A VERBATIM RECORD
OF THE PROCEEDING IS MADE, WHICH
RECORD INCLUDES THE TESTIMONY
AND EVIDENCE UPON WHICH THE
APPEAL IS BASED.

Sharon R. Beck
Clerk & Comptroller
Board of County Commissioners
PUB: The Palm Beach Post
4-05/2013 #73247

Ad shown is not actual print size.