

RESOLUTION NO. 6805

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
UPLAND ADOPTING REVISIONS TO THE SCHEDULE OF
WATER AND RECYCLED WATER RATES EFFECTIVE
NOVEMBER 1, 2024

WHEREAS, the City of Upland (the "City") operates a municipal water and recycled water system located within the City; and

WHEREAS, on April 23, 2018, the City held a public hearing wherein written and oral testimony was presented regarding the proposed revision to the City's water rate schedule; and

WHEREAS, Resolution No. 6622 was approved adopting a water and recycled water rate schedule (collectively the "Water Rate Schedule") with increases that automatically took effect on May 1, 2018; January 1, 2019; and each January 1 thereafter through and including January 1, 2022; and

WHEREAS, on December 9, 2019, the City Council deferred the Water Rate Schedule increase scheduled for January 1, 2020, until the water rate check-in study was completed; and

WHEREAS, on March 9, 2020, the City Council approved maintaining the established Water Rate Schedule implemented on January 1, 2019, and did not implement the Water Rate Schedule increase scheduled for January 1, 2020 and direct staff to review water rates to determine if an adjustment will be necessary on January 1, 2021; and

WHEREAS, on November 22, 2021, the City Council approved to implement the 2021 Water Rate Schedule, effective December 1, 2021; and

WHEREAS, on February 27, 2023, the City Council approved increasing the existing Water Rate Schedule to take effect on May 1, 2023, which were previously approved by Resolution No. 6622; and

WHEREAS, to sustain the City's water and recycled water service requirements, with adequate operating reserve and capital for system rehabilitation required to provide continued safe and reliable water and recycled water services the City has proposed to increase rates for water service fees based upon the percentage increase in the consumer price index to account for inflation and cost increases, as further described below; and

WHEREAS, the increased rates for water service will not exceed the costs of providing the water service; and

WHEREAS, pursuant to Article XIII D, Section 6 of the California Constitution, forty-five (45) days prior to the public hearing, on or about October 14, 2024, notices of the public hearing were mailed to property owners and tenants directly responsible for the payment of the utility bills; and

WHEREAS, at the public hearing conducted on October 14, 2024, the City Council received written and oral testimony regarding the need to approve a 4% water and recycled water rate increase based on the annual change in the consumer price index ("CPI"), as published by the U.S. Department of Labor, Bureau of Labor Statistics, for the Riverside-San Bernardino-Ontario, CA area, the City Council determined that the Water Rate Schedule shall be adjusted as set forth hereafter.

NOW, THEREFORE, the City Council of the City of Upland hereby finds, determines and resolves as follows:

Section 1. All of the facts set forth in the recitals of this Resolution are true and correct and are incorporated herein by this reference.

Section 2. Users of the City's water and customers capable of receiving recycled water are charged based on the number of water units of usage, measured in units equivalent to one hundred cubic feet, and meter size of their water supply line.

Section 3. The total bi-monthly water and recycled water usage charge shall be the sum of the commodity usage fee and the stand-by meter fixed-charge.

Section 4. The City's water rates, fees and charges as specified in Section 13.12.050 of the Upland Municipal Code, shall be replaced with the Water Rate Schedule to be implemented on November 1, 2024 attached hereto as Attachment "A."

Section 5. The rates, fees or charges set forth above, in Attachment "A," will remain in effect until amended by subsequent resolution(s) of the City Council.

Section 6. The City Council finds based on the evidence before it that the inflationary increase is for the purposes of the following activities of the City to ensure the continued delivery of safe and reliable water and recycled water service and that such inflationary increase will not cause the Water Rate Schedule to exceed the costs of providing such services to its customers:

- a. Meeting the ongoing operation and maintenance expenses, including employee wages;
- b. Purchasing supplies, equipment and materials;
- c. Payment of debt service on existing outstanding debt;
- d. Capital improvement costs; and
- e. Meeting financial reserve requirements.

Section 7. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Resolution. The City Council hereby declares that it would have adopted this Resolution, and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or

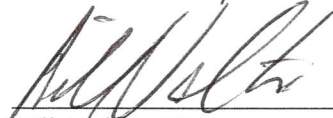
unconstitutional.

Section 8. Compliance with California Environmental Quality Act. The City Council finds that this Resolution is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the State CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly. Further, if the activity is deemed a project this City Council finds that this Resolution is exempt pursuant to Section 15061(b)(3) of the State CEQA Guidelines.

Section 9. Certification. The City Clerk shall certify the adoption of this Resolution.

Section 10. Effective Date. This Resolution shall become effective immediately upon its adoption.

PASSED, APPROVED, AND ADOPTED this 14th day of October 2024.

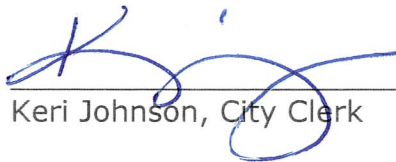


Bill Velto, Mayor

I, Keri Johnson, City Clerk of the City of Upland, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council held on the 14th day of October, by the following vote:

AYES: Mayor Velto, Councilmembers Breitling, Maust, Garcia, Zuniga
NOES: None
ABSENT: None
ABSTAINED: None

ATTEST:



Keri Johnson, City Clerk

ATTACHMENT "A"

**WATER RATE SCHEDULE
EFFECTIVE NOVEMBER 1, 2024**

WATER COMMODITY RATES (BI-MONTHLY)

Single Family Residential Rate

Usage Tier	Unit	Rate Effective 11/1/24
0-20	per hcf *	\$2.33
21-50	per hcf *	\$3.08
51+	per hcf *	\$3.68

Multi-Family Residential Rate

Usage Tier	Unit	Rate Effective 11/1/24
Multi-Family	per hcf *	\$2.87

Rates for Other Classes

Usage Tier	Unit	Rate Effective 11/1/24
Landscape ⁽¹⁾	per hcf *	\$3.17
Commercial	per hcf *	\$2.76
School	per hcf *	\$3.38
Government	per hcf *	\$3.47
Recycled	per hcf *	\$2.54

(*) hcf = hundred cubic feet= 1 billing unit= 748 gallons

⁽¹⁾ Fire Hydrant Meter Rate

Fixed Charge (Bi-Monthly)

Meter Size	Rate Effective 11/1/24
5/8"	\$65.26
3/4"	\$82.68
1"	\$117.52
1.5"	\$204.72
2"	\$309.35
3"	\$588.33
4"	\$902.15
6"	\$1,773.93
8"	\$2,820.12