

RESOLUTION NO. 36-2012

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON,
ADOPTING A TEMPORARY WASTEWATER RATE TO SUPPORT
WASTEWATER TREATMENT SERVICE AS DEFINED IN THE CITY'S SERVICE
CONTRACT WITH CLACKAMAS COUNTY SERVICE DISTRICT NO. 1.**

WHEREAS, the City of Milwaukie has been a wholesale customer of Clackamas County Service District #1 (CCSD #1) for the provision of wastewater treatment at the Kellogg Treatment Plant since construction took place in the 1970's; and

WHEREAS, the City and CCSD #1 have developed a Service Agreement Term Sheet that outlines an agreement between the parties that will be the basis for creation of a full wastewater service agreement; and

WHEREAS, the City and CCSD #1 have developed a Memorandum of Understanding that the District shall provide wastewater treatment services to the City and the City shall pay the District for such services consistent with the terms and conditions of the Service Agreement Term Sheet.

WHEREAS, the treatment rate outlined in the Memorandum of Understanding is \$30.25 per equivalent dwelling unit (EDU) per month equating to a treatment charge to the City of approximately \$4 million per year, a service charge the City has not fully budgeted for indicating the need for an interim measure; and

WHEREAS, the City of Milwaukie must maintain revenue in the Wastewater Fund sufficient for necessary capital improvement, maintenance projects, minimum working capital and inflation factors; and

WHEREAS, Milwaukie Municipal Code Section 13.12.070(A) authorizes the City Council to establish sewer service charges by resolution;

NOW, THEREFORE, BE IT RESOLVED by the City Council that wastewater rates established by Resolution 61-2011 by amended as follows:

A wastewater residential volume rate of \$5.89 per ccf based on water use, a low income volume rate of \$2.95 per ccf for residential low-income utility customers eligible for reduced rates under MMC section 13.2.010 and a commercial volume rate of \$7.63 per ccf (each 100 cubic feet of water used) is hereby adopted. These rates will remain in effect until a new wastewater rate structure is identified and adopted. Average household water use shall be the most up-to-date winter average water use as measured for each household over four winter season billing cycles (four months). (A typical household uses 6 ccfs of water per month. This amounts to \$8.15 per month increase for a typical residential customer in Milwaukie).

Introduced and adopted by the City Council on June 5, 2012.

This resolution is effective on June 5, 2012.



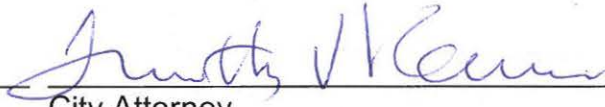
Jeremy Ferguson, Mayor

ATTEST:

APPROVED AS TO FORM:
Jordan Ramis PC



Pat DuVal, City Recorder



City Attorney