

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, RATIFYING THE PROPOSITION
218 PROCESS ACCORDING TO CALIFORNIA
CONSTITUTION ARTICLE XIID

WHEREAS, on November 20, 2014, the Department of Public Utilities presented its Report outlining public input to a proposed water rate plan for the City of Fresno to the City Council, and the City Council directed staff to initiate the Proposition 218 process on the proposed water rates, as outlined in the Report; and

WHEREAS, on December 22, 2014, staff completed mailing a Notice of Public Hearing to all property owners of record and ratepayers of record served by the Department of Public Utilities, as required by Proposition 218 (Cal. Const. Art. XIID, § 6); and

WHEREAS, the Notice of Public Hearing instructed property owners of record and ratepayers of record on how to file a protest to the proposed water rates, in accordance with Proposition 218; and

WHEREAS, the proposed water rates will be used to fund capital projects, debt obligations, reserves, and costs for operating and maintaining current service levels within the service areas, as prescribed by Proposition 218; and

WHEREAS, the proposed water rates are supported by the "Water Utility Financial Plan and Rates Study" ("Fee Study"), which is on file at City Hall in the City Clerk's Office.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno that based upon the information and testimony presented at the Public Hearing on February 5, 2015, Council hereby:

1. Finds that insufficient written protests were presented to prevent the proposed water rates from being imposed; and
2. Finds the five-year water rates set forth in the Notice of Public Hearing are supported by the Fee Study, which is incorporated herein; and
3. Ratifies the Proposition 218 process, as set forth in the Notice of Public Hearing mailed to all property owners of record and ratepayers of record.

1 of 2

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval: ABF

Resolution No.

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CLERK'S CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2015.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2015
Mayor Approval/No Return: _____, 2015
Mayor Veto: _____, 2015
Council Override Vote: _____, 2015

YVONNE SPENCE, CMC
City Clerk

BY: _____
Deputy

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

BY: _____
Amanda Freeman,
Deputy City Attorney