

# **City of Scottsbluff, Nebraska**

**Monday, December 1, 2014**

**Regular Meeting**

## **Item Resolut.1**

**Council to consider an ordinance dealing with a change in fees for proposed budgeted increase in fees charged for water, environmental services, and stormwater surcharge (third reading).**

**Staff Contact: Rick Kuckkahn, City Manager**

# Agenda Statement

Item No.

For meeting of: **November 3, 2014**

**AGENDA TITLE:** Council to consider an ordinance dealing with a change in fees for proposed budgeted increase in fees charged for water, environmental services, and stormwater surcharge.

**SUBMITTED BY DEPARTMENT/ORGANIZATION:** Finance Department

**PRESENTATION BY:** Rick Kuckkahn, City Manager

**SUMMARY EXPLANATION:**

The proposed ordinance reflects council's decisions at budget time as follows:

Environmental services – 3%

Water – 1%

Stormwater – 50% (from \$0.50 per billing to \$1.00 per billing)

The overall dollar increase per month (before sales tax) for a minimum bill is \$0.89 (1.8%).

**BOARD/COMMISSION RECOMMENDATION:**

**STAFF RECOMMENDATION:** Staff recommends that Council approve the proposed change in fees and authorize the Mayor to sign the official Ordinance Record.

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**EXHIBITS**

Resolution ☐

Ordinance ☒

Contract ☐

Minutes ☐

Plan/Map ☐

Other (specify) ☐ \_\_\_\_\_

**NOTIFICATION LIST:** Yes ☐ No ☐ Further Instructions ☐

**APPROVAL FOR SUBMITTAL:** \_\_\_\_\_  
City Manager

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Rev 3/1/99CClerk

AN ORDINANCE OF THE CITY OF SCOTTSBLUFF AMENDING SEWER USER FEES AT CHAPTER 6 ARTICLE 6, INCLUDING SURCHARGE FOR STORMWATER REGULATORY REQUIREMENTS, AMENDING AND CHANGING THE SOLID WASTE COLLECTION FEES AT CHAPTER 6 ARTICLE 6, AND WATER SERVICE FEES AT CHAPTER 6 ARTICLE 6, REPEALING PRIOR PROVISIONS OF THE MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA.

Section 1. Section 6-6-22 of the Scottsbluff Municipal Code is amended to provide as follows:

**6-6-22. Surcharge.**

- (1) There will be a \$1.00 per billing cycle surcharge fee to all residents of the city for stormwater regulatory requirements and the use, upkeep and maintenance of the city's stormwater collection system.
- (2) Users who contribute wastewater the strength of which is greater than normal domestic sewage shall, in addition to the basic sewer charge, pay a surcharge equal to \$0.49 per pound for the first ten thousand (10,000) pounds of excess B.O.D. per billing cycle (or up to the limit of their contract with the City), and a surcharge of \$0.99 for all additional excess B.O.D. per billing cycle. A contribution of more than twelve thousand (12,000) pounds of excess B.O.D. per billing cycle, in the absence of a contract, shall subject the user to the sanctions and penalties provided in this Chapter. Users with a contract who exceed the limits of their contract may also be subject to the sanctions and penalties provided in this Chapter.
- (3) Users who contribute wastewater the strength of which is greater than normal domestic sewage shall, in addition to the basic sewer charge, pay a surcharge equal to \$0.06 per pound of excess suspended solids per billing cycle.
- (4) The expression ``per billing cycle`` as used in this section means the period for which the sewer service charge is payable.
- (5) The rates and fees provided in this section shall be effective with respect to usage for which billings are made on or after January 1, 2015.

Section 2. Section 6-6-23 of the Scottsbluff Municipal Code is amended to provide as follows:

**6-6-23. Residential.**

The minimum monthly charges for collection and disposal service to residential units for solid waste contained in approved containers shall be as follows, effective for all billings made on and after January 1, 2015:

One-family unit (including mobile homes with  
an individual water or sewer connection) ..... \$18.35

One-family two container unit (including mobile homes with an individual  
water or sewer connection) ..... \$41.95

The minimum requirement for one-family two container units is twelve months from  
the date of request for two container service

Multifamily structures (including mobile home  
parks with a single water or sewer connection)    Rate Per Unit

2 to 4 units .....	18.35
5 to 6 units .....	16.49
7 to 10 units .....	15.58
11 to 16 units .....	14.67
17 to 39 units .....	13.72
40 to 59 units .....	12.81
60 or more units .....	11.93

Hotels, motels and rooming houses shall be considered as commercial establishments and shall pay charges based on the charges provided for institutional business, commercial and industrial establishments as provided in this Chapter. The charges for quantities or services which exceed those covered by the minimum charge shall be an amount equal to the reasonable cost of the service as determined by the City Manager or the designee of the City Manager.

The rates and fees provided in this section shall be effective with respect to usage for which billings are made on or after January 1, 2015.

Section 3. Section 6-6-24 of the Scottsbluff Municipal Code is amended to provide as follows:

**6-6-24. Institutional; business; commercial; industrial.**

(a) The monthly charges for collection and disposal of solid waste of institutional, business, commercial and industrial establishments, and solid waste in required containers at construction sites, shall be based upon the number of approved containers collected per collection. Where an establishment has its own water or sewer connection, the fact that it shares a building with another establishment, or does not occupy the entire building, shall be of no significance. The charge per approved container per collection shall, effective for all billings made on and after January 1, 2015 be as follows:

	Each time container is emptied	Monthly minimum
90 gallon	\$ 9.48	\$37.92
1.5 cubic yard	12.65	50.60
3.0 cubic yard	24.07	96.28

The rates and fees provided in this section shall be effective with respect to usage for which billings are made on or after January 1, 2015.

Section 4. Section 6-6-25 of the Scottsbluff Municipal Code is amended to provide as follows:

**6-6-25. Yard Waste Container Charge.**

Those containers designated for yard waste shall be sold by the City at the following rates:

90 gallon..... \$80.00 plus tax/each

Section 5. Section 6-6-26.1 of the Scottsbluff Municipal Code is amended to provide as follows:

**6-6-26.1. Recyclable materials.**

1. The monthly fee for the single stream recycling program will be \$4.00 per month. The single stream recyclable material will be collected in a container provided by the City.
2. Every person who shall dispose of an appliance at any disposal site of the City shall pay a charge of \$20.00 per appliance.
3. The fee for the Gaylord (cardboard) containers shall be \$20.00 per month.
4. The rates and fees provided in this section shall be effective with respect to the usage for which billings are made on or after December 1, 2012.

Section 6. Section 6-6-27 of the Scottsbluff Municipal Code is amended to provide as follows:

**6-6-27. Special Collections and Additional Containers.**

Upon request, the City may, but is not required to, make special collections of solid waste or deliver addition containers for residents having an event. When a special collection is made, the charges shall be as follows:

Residential 90 gallon roll-out trash container.....	\$11.00
Residential yard waste container.....	\$11.00
Each appliance.....	\$26.00
Pallets (price for each pallet).....	\$ 6.00
Tires (price for each tire):	
Car.....	\$ 6.00
Truck.....	\$11.00
Tractor.....	\$23.00

When notified of an event such as a picnic, fund raiser, craft fair, party, collection point for recycling or other non routine event and an additional container is requested, the charges shall be as follows:

90 gallon - \$11.00 rental fee per container and \$11.00 for dump per container  
1.5CY - \$12.65 rental fee per container and \$12.65 for dump per container  
3CY - \$24.07 rental fee per container and \$24.07 for dump per container

The charges for the collection of other solid waste shall be based on volume as measured by the capacity of a standard ½ ton pickup truck. There shall be a minimum charge of \$11.00. If the volume of solid waste as estimated by the representative of the Sanitation Department exceeds to capacity of a standard ½ ton pickup truck, the charge shall be \$31.00 for each pickup load.

**Section 7. Section 6-6-28 of the Scottsbluff Municipal Code is amended to provide as follows:  
6-6-28. Water service.**

(1) Each user of the City water system located within the City limits shall pay charges based on bimonthly consumption as follows:

<u>Gallons</u>	<u>Rate per Thousand Gallons</u>
Up to 10,000	\$2.194
10,001 to 20,000	1.785
20,001 to 60,000	1.778
60,001 to 100,000	1.757
Over 100,000	1.741

Consumption of any part of 1,000 gallons shall be considered as consumption of an entire 1,000 gallons for purposes of calculating consumption and the applicable rate(s).

(2) Each user of the City water system located within the City limits shall pay minimum bimonthly charges as follows:

<u>Water Meter Size</u>	<u>Minimum Charge</u>	<u>Gallons</u>
5/8" or 3/4"	\$21.94	10,000
1"	39.79	20,000
1½"	75.35	40,000
2"	102.02	55,000
3"	163.62	90,000
4"	250.83	140,000
6"	355.29	200,000
8"	529.39	300,000

Payment of the minimum charge shall constitute payment in full for any quantity of water not exceeding the amount shown in the "Gallons" column opposite the applicable ``Minimum Charge.`` In the case of premises as to which the final date for connection of the plumbing has been deferred under section 22-1-8, there shall be a bimonthly charge for standby fire protection service of \$6.00.

Each user of the City water system located outside of the City limits, except for whole sale water use provided by the City pursuant to the terms of an agreement, shall pay the following:

For the first twenty (20) years of service through the City water system located outside the City limits ..... 2 times the minimum charges listed above  
For 21-25 years..... 1.75 times the minimum charges listed above  
For 26 years and over ..... 1.5 times the minimum charges listed above  
Provided, wholesale water use and sale shall be sold at an agreed upon amount as set by the City Council for charges outside the City limits. Provided further, users of the City water system that are serviced by the airport water line shall pay double, or 2 times the minimum charges listed above.

The rates and fees provided for in this section shall be effective with respect to all connections, installations, and usage on or after January 1, 2015.

Section 8. Existing Sections 6-6-22, 6-6-23, 6-6-24, 6-6-25, 6-6-26.1, 6-6-27, and 6-6-28, of the Scottsbluff Municipal Code are hereby repealed, provided however that the rates provided for in such prior sections shall remain effective until midnight, December 31, 2014. This Ordinance shall not be

construed to effect any cause of action, civil or criminal, existing or actions pending, at the time this Ordinance becomes effective.

Section 9. This Ordinance shall become effective January 1, 2015.

**PASSED and APPROVED** on \_\_\_\_\_, 2014.

Attest:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk (Seal)

Approved as to Form:

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Deputy City Attorney