

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

CC: 18R  
Amend No. \_\_\_\_\_

Date Prepared: September 30, 2008 Council Meeting Date: October 21, 2008

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**TO:** Carl Swenson, City Manager  
**FROM:** Brent Mattingly, Finance Director VR for Brent M.  
**THROUGH:** Vicki Rios, Revenue Manager VR  
**PREPARED BY:** Andy Wagemaker, Revenue Administrator AW  
**SUBJECT:** Adoption of a Notice of Intention to create a new non-potable water rate and establish the date for a public hearing.

**RECOMMENDATION:**

That the Mayor and Council adopt a Notice of Intention to create a new non-potable water rate and establish December 2, 2008 as the date for a public hearing on the proposed adjustments.

**BACKGROUND:**

The City of Peoria operates an integrated water production and distribution network throughout the City, producing high quality potable water to customers. To further enhance water delivery to customers, the City has identified non-potable well water as a water source.

The City's use of non-potable water is limited by City Code to very specific circumstances. Staff is in the process of preparing a Non-Potable Water Service Ordinance for the Council to consider for adoption in conjunction with the non-potable rate at the December 2<sup>nd</sup> City Council meeting.

**Legal Rules**

There are several steps a municipality must complete as required by state law to consider and adopt changes to its utility rates. The following calendar provides a brief outline of the required steps and the dates identified by staff for the City to fully comply with Arizona Revised Statutes (ARS9-511.01):

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**CITY CLERK USE ONLY:**

- Consent Agenda
- Carry Over to Date: \_\_\_\_\_
- Approved
- Unfinished Business (Date heard previous: \_\_\_\_\_)
- New Business

ORD. # \_\_\_\_\_ RES. # \_\_\_\_\_  
LCON# \_\_\_\_\_ LIC. # \_\_\_\_\_  
Action Date: \_\_\_\_\_

### **Utility Rate Adjustment Calendar**

October 20, 2008	Written draft rate report on file at the City Clerk's office.
October 21, 2008	Council adopts "Notice of Intention" – notice to the public that the City is considering a new rate.
October 31 & November 7, 2008	Publication in a newspaper of general circulation in the area of the municipality specifying the public hearing date, time, and location.
December 2, 2008	Public Hearing – Staff presents the results of the rate study and a recommendation on the rate to the Mayor and City Council. Council holds a public hearing and considers adoption of the recommended rate.
January 2, 2009	If approved, new rate becomes effective.

#### **SUMMARY:**

Staff is requesting that Mayor and Council approve the attached Notice of Intention and establish December 2, 2008, as the date for a public hearing to receive comments on the proposed new non-potable water rate. Staff also requests that Mayor and Council consider the adoption of the respective rates on December 2.

Attachment: Notice of Intention

# CITY OF PEORIA, ARIZONA

## NOTICE OF INTENTION TO CREATE A NEW NON-POTABLE WATER RATE

PLEASE TAKE NOTICE that the City of Peoria proposes to create a new non-potable water rate and charge this rate to specific customers.

A written report supporting the increased rates and modifications to the rates is on file in the Office of the City Clerk. Copies of the written report can be reviewed or obtained from:

Office of the City Clerk  
City of Peoria, Arizona  
8401 West Monroe Street, Room 150  
Peoria, AZ 85345  
(623) 773-7340

A public hearing will be held on December 2, 2008 at 7:00 p.m. before the Peoria City Council. The public hearing will be held at the City Council Chambers, Peoria Municipal Office Complex, 8401 West Monroe Street, Peoria, Arizona. All interested persons are invited to attend and give comment.

Dated: \_\_\_\_\_

CITY OF PEORIA, ARIZONA

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Mary Jo Kief, City Clerk