

Council Bill/Resolution No. 3032-2022

Sponsor: _____

AN ORDINANCE

AUTHORIZING the Mayor and City Clerk to execute and attest to an Ordinance amending Chapter 34, "WATER and SEWERS", of the Moline Code of Ordinances, Section 34-3200, "SEWERAGE RATE SYSTEM" by repealing said sections in their entirety and enacting in lieu thereof new Sections 34-3200, dealing with the same subject matter.

WHEREAS, Staff was directed to review the outside retail sewer rate during the enterprise fund round table discussion on September 20, 2022; and

WHEREAS, A cost of service analysis was conducted using current revenues and expenses; and

WHEREAS, The analysis reveals that an adjustment to the rates for customers outside the corporate limits is appropriate; and

WHEREAS, Currently these customers are charged at a rate which is 110% of the inside customer rate and the result of the analysis suggests the outside customer rate should be adjusted to 200% of the inside customer rate; and

WHEREAS, This analysis also suggests that an adjustment to the regional customer rate for jurisdictions discharging to the Rock River Valley Regional Sewer System; and

WHEREAS, The adjustment to the regional discharger rate and the outside customer rate are the only recommended changes at this time; and

WHEREAS, Staff recommends implementing these regional jurisdiction rate for all charges created after January 1, 2023 and recommends implementing the adjustment rate to outside customers immediately.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOLINE, ILLINOIS, as follows:

That the Mayor and City Clerk are hereby authorized to execute and attest to an Ordinance amending Chapter 34, "WATER and SEWERS", of the Moline Code of Ordinances, Section 34-3200, "SEWERAGE RATE SYSTEM" by repealing said sections in their entirety and enacting in lieu thereof new Sections 34-3200, dealing with the same subject matter; provided, however, that said contract is in substantially similar form and content to that attached hereto and incorporated herein by this reference thereto as Exhibit A.

CITY OF MOLINE, ILLINOIS

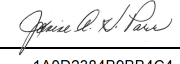
DocuSigned by:


8016AB8EFE254D4...
Mayor

October 18, 2022

Date

Passed: October 18, 2022

Approved: 

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Attest: October 25, 2022
City Clerk

SEC. 34-3200. SEWERAGE RATE SYSTEM.

(a) Definitions. As used in this section, the following words and terms shall be defined as follows:

(1) Local capital financing charge: A charge levied on users of a treatment works for the local capital financing costs of such works in proportion to total treatment works loading.

(2) Local capital financing costs: Expenditures for debt service and reserve funds on long-term financing of major capital improvements plus normal capital requirements for minor extensions, but not replacement, to the treatment works which are financed from current revenues.

(3) Operation and maintenance costs: Those costs associated with the annual needs of operating and maintaining the treatment works and includes such costs as supervision, operation and maintenance labor, supplies, utilities, chemicals, billing and accounting, administrative and general expenses, and replacement, as defined hereafter.

(4) Replacement: Expenditures for obtaining and installing equipment, accessories or appurtenances which are necessary during the service life of the treatment works to maintain the capacity and performance for which such works were designed and constructed.

(5) Treatment works: The water pollution control system of the City of Moline consisting of interceptor and trunk sewers, pumping stations, pressure pipe transmission mains, and wastewater treatment facilities.

(6) User charge: A charge levied on users of a treatment works for the operation and maintenance costs of such works in proportion to total treatment works loading.

(7) Use class: A group, or category, of users having similar flows and wastewater content characteristics, such as similar levels of BOD and suspended solids.

(b) Quarterly unit rates for service will be assessed to the City of East Moline, Village of Coal Valley, for waste water discharged to the Rock River Valley Regional Sewerage System on the following basis:

(1) Reserved.

(2) User charges: (treatment plant and transportation sewers operation, maintenance and depreciation).

a. The unit rate shall remain ~~\$2.02 per 1,000 gallons~~ as follows, until modified by Council:-

1. For discharges measured through December 31, 2022, the unit rate shall be \$2.02 per 1,000 gallons.
2. For discharges measured after January 1, 2023, the unit rate shall be \$2.53 per 1,000 gallons.

b. The fixed charge per quarterly bill shall be charged the following:

1. Fixed charges accrued through December 31, 2022: \$31.23
2. Fixed charges accrued after January 1, 2023: \$39.04

(Ord. No. 3080-2004; Sec. 34-3200(2)(b) repealed; new Sec. 34-3200(2)(b) enacted; 10/05/04; Ord. No. 3030-2007; Sec. 34-3200(b) repealed; new Sec. 3200(2)(b) enacted; 10/02/07; Ord. No. 3024-2008; Sec. 34-3200(b) repealed; new Sec. 34-3200(b) enacted; 03/25/08; Ord. No. 3032-2009; Sec. 34-3200(b) repealed; new Sec. 34-3200(b) enacted; 10/27/09; Ord. No. 3061-2013; Sec. 34-3200(b) repealed; new Sec. 34-3200(b) enacted; 12/19/13)

(c) Sewerage rates. The quarterly sewerage rates for Moline contributors shall be as follows:
Fixed charge per quarterly bill: \$31.23 per connection

Unit rate: \$6.42 per 1,000 gallons.

(Ord. No. 3080-2005; Sec. 34-3200 (c)(2)(a)(b)(c) repealed; new Sec. 34-3200(c)(2)(a)(b)(c) enacted; 12/20/05; Ord. No. 3031-2007; Sec. 34-3200(c) repealed; new Sec. 34-3200(c) enacted; 10/02/07; Ord. No. 3032-2009; Sec. 34-3200(c) repealed; new Sec. 34-3200 enacted; 10/27/09; Ord. No. 3061-2013; Sec. 34-3200(c) repealed; new Sec. 34-3200(c) enacted; 12/10/13)

(d) Wastewater Strength Surcharges. Moline contributors that contribute wastewater that exceeds the strength of domestic water, in terms of total suspended solids (TSS) and biological oxygen demand (BOD), shall pay surcharges in accordance with the following schedule, in addition to the established fixed and volume charges:

Surcharge Rate

TSS (\$/lb)	\$0.18
BOD (\$/lb)	\$0.62

(1) The following table establishes the strength class contributor classification system. Each strength class contributor shall be charged the assigned TSS and BOD strength values, as applied to the contributor's quarterly billable flow:

Strength Class Contributor	BOD (mg/l)	TSS (mg/L)
Bakery	1,000	750
Creamery	7,000	1,600
Grocery Store	1,000	350
Laundry Services	450	550
Restaurant	1,000	550

(2) In the event that a contributor does not agree with the strength class classification, the contributor may request that a point specific sampling program be conducted at their expense. The ongoing sampling program shall be conducted by the utilities department, water pollution control division, and all aspects of the sampling program must be approved by the director. The laboratory methods used in analyzing samples of said wastewaters shall be in accordance with federal law, regulations, or guidelines, if any; otherwise, by generally accepted

scientific procedures. If sampling results are still not agreeable or the sites are not satisfactory to the director for reasons not limited to but including non-representative sampling points located at the contributing site in question, the two (2) parties shall agree on a qualified third party arbitrator to conduct an independent analysis and to be bound by the results obtained thereby. Cost of arbitration shall be borne by the contributor. Such arbitrator shall be qualified in laboratory analysis. The location and design of sampling sites must be approved by the director. Samples shall be collected in such a manner as to be satisfactory to the director. The laboratory methods used in analyzing samples of said wastewaters shall be in accordance with federal law, regulations, or guideline, if any; otherwise, by generally accepted scientific procedures.

(3) Other Moline contributors, which are not identified in the strength class contributor classification system, shall be subject to the wastewater strength surcharges should laboratory analysis reveal that the contributors' wastewater strength exceed the strength of domestic wastewater.

(Ord. No. 3080-2004; Sec. 34-3200 (d) repealed; new Sec. 34-3200 (d) enacted; 10/05/04; Ord. No. 3065-2005; Sec. 34-3200(d) repealed; new Sec. 34-3200(d) enacted; 10/04/05; Ord. No. 3076-2005, Sections 1-4; Sec. 34-3200(d) repealed; new Sec. 34-3200(d) enacted; 12/06/05; Ord. No. 3076-2005: Sections 5-8; Sec 34-3200(d) repealed; new Sec. 34-3200(d) enacted; 12/06/05; Ord. No. 3030-2007; Sec. 34-3200(d) repealed; new Sec. 34-3200(d) enacted; 10/02/07; Ord. No. 3024-2008; Sec. 34-3200(d) repealed; new Sec. 34-3200(d) enacted; 03/25/08; Ord. No. 3032-2009; Sec. 34-3200(d) repealed; new Sec. 34-3200(d) enacted; 10/27/09; Ord. No. 3061-2013; Sec. 34-3200(d) repealed; new Sec. 34-3200(d) enacted; 12/10/13)

(e) Quarterly unit rates for service will be assessed for wastewater discharged to the sewerage system from the Moline Water Treatment Plant on the following basis:

The schedule of charges for all bills issued shall be:

Fixed charge per quarterly bill: \$31.23 per connection

Volume charge: \$1.01 per 1,000 gallons

TSS rate: \$0.10 per lb

(Ord. No. 3080-2004; Sec. 2-3200(e) repealed; new Sec. 2-3200(e) enacted; 10/05/04; Ord. No. 3065-2005; Sec. 34-3200(e) repealed; new Sec. 34-3200(e) enacted; 10/04/05; Ord. No. 3076-2005: Sections 1-4; Sec. 34-3200(e) repealed; new Sec. 34-3200(e) enacted; 12/06/05; Ord. No. 3076-2005: Sections 5-8; Sec. 34-3200(e) repealed; new Sec. 34-3200(e) enacted; 12/06/05; Ord. No. 3030-2007; Sec. 34-3200(e) repealed; new Sec. 34-3200(e) enacted; 10/02/07; Ord. No. 3024-2008; Sec. 34-3200(e) repealed; new Sec. 34-3200 enacted; 03/25/08; Ord. No. 3032-2009; Sec. 34-3200(e) repealed; new Sec. 34-3200(e) enacted; 10/27/09; Ord. No. 3061-2013; Sec. 34-3200(e) repealed; new Sec. 34-3200(e) enacted; 12/10/13)

(f) In General.

(1) The monthly sewerage charges specified in paragraphs (c) and (d), but not (b), hereof shall be increased by ~~ten~~ **one hundred** percent (~~10%~~**100%**) for all contributors to the treatment

works who are located outside of the corporate limits of the City and who have been granted permission by the City to connect to the treatment works.

(2) Where, in the opinion of the City Council a contributor assumes a substantial portion of the treatment works capacity, a contract may be required between the City and the major user. Such a contract will be governed entirely by the provisions of this section which are applicable, establish a maximum contribution for each waste characteristic (i.e., volume, BOD, suspended solids, etc.), provide for penalties when the maximum is exceeded, and indicate the means of measuring and sampling the wastewater.

(3) The director shall make periodic determination of the concentration of wastes as may be deemed necessary by the director. The location and design of sampling sites must be approved by the director. Samples shall be collected in such a manner as to be satisfactory to the director. In the event that results of analysis of samples by the director do not substantially agree with the analysis performed by the City of East Moline or the Village of Coal Valley,, the two (2) parties shall agree on a qualified third party expert to conduct an independent analysis and to be bound by the results obtained thereby. Costs of the independent analysis shall be borne by the party in error to the greatest degree as determined by the third party expert. The laboratory methods used in analyzing samples of said wastewaters shall be in accordance with federal law, regulations, or guideline, if any; otherwise, by generally accepted scientific procedures.

(4) The City will maintain such records as are necessary to permit an annual review of the adequacy of the user charges to properly reflect the actual operation, maintenance, replacement, depreciation, administrative, and legal costs of the treatment plants and collection system.

Amendments to subsection (f):

(Ord. No. 3080-2004; Sec. 34-3200(f) repealed; new Sec. 34-3200(f) enacted; 10/05/04; Ord. No. 3065-2005; Sec. 34-3200(f) repealed; new Sec. 34-3200(f) enacted; 10/04/05; Ord. No. 3076-2005: Sections 1-4; Sec. 34-3200(f) repealed; new Sec. 34-3200(f) enacted; 12/06/05; Ord. No. 3076-2005: Sections 5-8; 34-3200(f) repealed; new Sec. 34-3200(f) enacted; 12/06/05; Ord. No. 3030-2007; Sec. 34-3200(f) repealed; new Sec. 34-3200(f) enacted; 10/02/07; Ord. No. 3032-2009; Sec. 34-3200(f) repealed; new Sec. 34-3200(f) enacted; 10/27/09; Ord. No. 3061-2013; Sec. 34-3200(f) repealed; new Sec. 34-3200(f) enacted; 12/10/13)

Amendments to subsection (g):

(Ord. No. 2002-22-02; Sec. 34-3200(g)(3) repealed; new Sec. 34-3200(g)(3) enacted; 11/12/02; Ord. No. 3080-2004; Sec. 34-3200(g)(3) repealed; new Sec. 34-3200(g)(3) enacted; 10/05/04; Ord. No. 3065-2005; Sec. 34-3200(g) repealed; new 34-3200(g) enacted; 10/04/05; Ord. No. 3076-2005: Sections 1-4; Sec. 34-3200(g)(3) repealed; new Sec. 34-3200(g)(3) enacted; 12/06/05; Ord. No. 3076-2005, Sections 5-8; Sec. 34-3200(g)(3) repealed; new Sec. 34-3200(g)(3) enacted; 12/06/05; Ord. No. 3030-2007; Sec. 34-3200(g)(3) repealed; new Sec. 34-3200(g)(3) enacted; 10/02/07; Ord. No. 3024-2008; Sec. 34-3200(g)(3) repealed; new Sec. 34-3200(g)(3) enacted; 03/25/08; Ord. No. 3032-2009; Sec. 34-3200(g) repealed in its entirety; 10/27/09)

Amendments to subsection (h):

(Ord. No. 2002-22-02; Sec. 34-3200(h) repealed; new Sec. 34-3200(h) enacted; 11/12/02; Ord. No. 3032-2009; Sec. 34-3200(h) repealed in its entirety; 10/27/09)

Amendments to subsection (i):

(Ord. No. 3080-2004; Sec. 34-3200 (i) repealed; new Sec. 34-3200 (i) enacted; 10/05/04; Ord. No. 3032-2009; Sec. 34-3200(i) and (j) repealed in their entirety; 10/27/09)