

ORDINANCE NO. 1729

**AN ORDINANCE REPEALING AND REORDAINING ORDINANCE 1692
AUTHORIZED BY CHAPTER 13.20.10 (UTILITY CODE) OF THE FOUNTAIN
MUNICIPAL CODE BY INCREASING WATER RATES**

WHEREAS, it is in the best interests of the citizens of the City of Fountain (the “City”) to assure that they are provided with a safe and reliable supply of water now and in the future; and

WHEREAS, it is also in the best interests of the City that the users of water pay the costs of the City of Fountain’s water system, including the costs of acquiring, developing, treating and delivering water to their homes and businesses; and

WHEREAS, water rates must generate revenue necessary to cover current operational costs, and these costs have risen since the last rate adjustments were made effective in 2018; and

WHEREAS, water tap fees are designed and intended to fund the capital improvements required for storing, treating, and delivering this additional water to new water system connection demands; and

WHEREAS, the City Water Department retained consultant Ed Harvey of Harvey Economics to analyze the current operational costs and to recommend fair and equitable rates, that will generate the revenue necessary to fund planned long term capital improvements consistent with the 40-year water plan study adopted by City Council on May 25, 2004 and updated in 2011; and

WHEREAS, public notice of the proposed water rate changes has been provided by a direct mail piece mailed on May 1 and posted on the City of Fountain website; and

WHEREAS, on October 4, 2018, the City Utility Director Curtis Mitchell reported to the City Council that the 2019 Water Department budget approved by City Council required raising current water rates; and

WHEREAS, the City has provided notice in the Fountain Valley News on May 1 and May 8 of a public hearing to be held at the May 14 and May 28 City Council meeting concerning the proposed rate increase in water charges at which the public may attend and comment; and

WHEREAS, the City Council, having considered the information provided by the Utility Director and the consultant, and any testimony offered by the public hereby finds that imposing the increased water rate charges recommended by the Utility Director and consultant is in the best interests of the City of Fountain.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Fountain, Colorado:

Section 1. The recitals set forth above are incorporated as findings in support of this ordinance.

Monthly Water Service Charges for Inside and Outside Corporate Limits

A. For the period beginning June 10, 2019 and ending February 29, 2020, each user or consumer of water shall pay a minimum monthly water service charge based on the rate schedule below for water supplied by the City to premises located within the corporate limits of the City of Fountain as provided in the following tables:

Water Rates (3/4" Residential Tap)

Block	Gallons per Month	Rate
1	up to 1,500	\$ 39.67
2	1,501 - 3,000	\$ 6.37 per 1,000 gallons
3	3,001 - 6,000	\$ 6.59 per 1,000 gallons
4	6,001 -10,000	\$ 8.06 per 1,000 gallons
5	10,001 - 15,000	\$ 8.89 per 1,000 gallons
6	15,001- 21,000	\$ 10.11 per 1,000 gallons
7	over 21,000 gallons	\$ 11.22 per 1,000 gallons

Water Rates (3/4" Commercial Tap)

Block	Gallons per Month	Rate
1	up to 3,000	\$ 49.26
2	3,001 - 6,000	\$ 6.59 per 1,000 gallons
3	6,001 -10,000	\$ 8.06 per 1,000 gallons
4	10,001 - 15,000	\$ 8.89 per 1,000 gallons
5	15,001- 21,000	\$ 10.11 per 1,000 gallons
6	over 21,000 gallons	\$ 11.22 per 1,000 gallons

Water Rates (Greater than 3/4" Tap)

Tap size	Block	Gallons per Month	Rate
1"	1	up to 6,000	\$ 102.60
	2	6,001 - 12,000	\$ 7.88 per 1,000 gallons
	3	12,001 - 20,000	\$ 9.39 per 1,000 gallons
	4	20,001 - 30,000	\$ 10.35 per 1,000 gallons
	5	30,001- 42,000	\$ 11.82 per 1,000 gallons
	6	over 42,000 gallons	\$ 13.00 per 1,000 gallons
1 1/2"	Block	Gallons per Month	Rate
	1	up to 13,500	\$ 228.73
	2	13,501 - 27,000	\$ 7.88 per 1,000 gallons
	3	27,001 - 45,000	\$ 9.39 per 1,000 gallons
	4	45,001 - 67,500	\$ 10.35 per 1,000 gallons
	5	67,501 - 94,500	\$ 11.82 per 1,000 gallons
6	over 94,500 gallons	\$ 13.00 per 1,000 gallons	
2"	Block	Gallons per Month	Rate
	1	up to 24,000	\$ 411.70
	2	24,001 - 48,000	\$ 7.88 per 1,000 gallons
	3	48,001 - 80,000	\$ 9.39 per 1,000 gallons
	4	80,001 - 120,000	\$ 10.35 per 1,000 gallons
	5	120,001 – 168,000	\$ 11.82 per 1,000 gallons
6	over 168,000 gallons	\$ 13.00 per 1,000 gallons	
3"	Block	Gallons per Month	Rate
	1	up to 52,500	\$ 901.80
	2	52,501 - 105,000	\$ 7.88 per 1,000 gallons
	3	105,001 - 175,000	\$ 9.39 per 1,000 gallons
	4	175,001 - 262,500	\$ 10.35 per 1,000 gallons
	5	262,501 – 367,500	\$ 11.82 per 1,000 gallons
6	over 367,500 gallons	\$ 13.00 per 1,000 gallons	
4"	Block	Gallons per Month	Rate
	1	up to 90,000	\$ 1,538.93
	2	90,001 - 180,000	\$ 7.88 per 1,000 gallons
	3	180,001 - 300,000	\$ 9.39 per 1,000 gallons
	4	300,001 - 450,000	\$ 10.35 per 1,000 gallons
	5	450,001 – 630,000	\$ 11.82 per 1,000 gallons
6	over 630,000 gallons	\$ 13.00 per 1,000 gallons	

Above 4"

For any tap larger than 4" the water rates are to be established by contract between the user and the City of Fountain.

- B. Beginning March 1, 2020, each user or consumer of water shall pay a minimum monthly water service charge based on the rate schedule below for water supplied by the City to premises located within the corporate limits of the City of Fountain as provided in the following tables:

Water Rates (3/4" Residential Tap)

Block	Gallons per Month	Rate
1	up to 1,500	\$ 41.26
2	1,501 - 3,000	\$ 6.62 per 1,000 gallons
3	3,001 - 6,000	\$ 6.86 per 1,000 gallons
4	6,001 -10,000	\$ 8.38 per 1,000 gallons
5	10,001 - 15,000	\$ 9.25 per 1,000 gallons
6	15,001- 21,000	\$10.51 per 1,000 gallons
7	over 21,000 gallons	\$11.67 per 1,000 gallons

Water Rates (3/4" Commercial Tap)

Block	Gallons per Month	Rate
1	up to 3,000	\$ 51.23
2	3,001 - 6,000	\$ 6.86 per 1,000 gallons
3	6,001 -10,000	\$ 8.38 per 1,000 gallons
4	10,001 - 15,000	\$ 9.25 per 1,000 gallons
5	15,001- 21,000	\$10.51 per 1,000 gallons
6	over 21,000 gallons	\$11.67 per 1,000 gallons

Water Rates (Greater than 3/4" Tap)

Tap size	Block	Gallons per Month	Rate
1"	1	up to 6,000	\$ 106.70
	2	6,001 - 12,000	\$ 8.19 per 1,000 gallons
	3	12,001 - 20,000	\$ 9.76 per 1,000 gallons
	4	20,001 - 30,000	\$10.76 per 1,000 gallons
	5	30,001- 42,000	\$12.29 per 1,000 gallons
	6	over 42,000 gallons	\$13.52 per 1,000 gallons
1 1/2"	Block	Gallons per Month	Rate
	1	up to 13,500	\$ 237.88
	2	13,501 - 27,000	\$ 8.19 per 1,000 gallons
	3	27,001 - 45,000	\$ 9.76 per 1,000 gallons
	4	45,001 - 67,500	\$10.76 per 1,000 gallons
	5	67,501 - 94,500	\$12.29 per 1,000 gallons
6	over 94,500 gallons	\$13.52 per 1,000 gallons	

2"	Block	Gallons per Month	Rate
	1	up to 24,000	\$ 428.17
	2	24,001 - 48,000	\$ 8.19 per 1,000 gallons
	3	48,001 - 80,000	\$ 9.76 per 1,000 gallons
	4	80,001 - 120,000	\$10.76 per 1,000 gallons
	5	120,001 – 168,000	\$12.29 per 1,000 gallons
	6	over 168,000 gallons	\$13.52 per 1,000 gallons

3"	Block	Gallons per Month	Rate
	1	up to 52,500	\$ 937.87
	2	52,501 - 105,000	\$ 8.19 per 1,000 gallons
	3	105,001 - 175,000	\$ 9.76 per 1,000 gallons
	4	175,001 - 262,500	\$10.76 per 1,000 gallons
	5	262,501 – 367,500	\$12.29 per 1,000 gallons
	6	over 367,500 gallons	\$13.52 per 1,000 gallons

4"	Block	Gallons per Month	Rate
	1	up to 90,000	\$ 1,600.49
	2	90,001 - 180,000	\$ 8.19 per 1,000 gallons
	3	180,001 - 300,000	\$ 9.76 per 1,000 gallons
	4	300,001 - 450,000	\$10.76 per 1,000 gallons
	5	450,001 – 630,000	\$12.29 per 1,000 gallons
	6	over 630,000 gallons	\$13.52 per 1,000 gallons

Above 4"

For any tap larger than 4" the water rates are to be established by contract between the user and the City of Fountain.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by the City Charter on June 10, 2019.

Introduced, read by title, and passed on the first reading this 14th day of May 2019 by the City Council, Fountain, Colorado signed by the Mayor, and ordered published by title with a summary written by the City Clerk together with a statement that the ordinance is available for public inspection and acquisition in the office of the City Clerk in the Fountain Valley News, a newspaper of general circulation in the City of Fountain, Colorado, in accordance with the City Charter.

[SEAL]
Attest:

CITY OF FOUNTAIN, COLORADO

By: *Gabriel P. Ortega*
Gabriel P. Ortega, Mayor

By: *Silvia Huffman*
Silvia Huffman, City Clerk

The seal is circular with a double-line border. The outer ring contains the text "CITY OF FOUNTAIN" at the top and "EL PASO COUNTY COLORADO" at the bottom, separated by two stars. The center of the seal features the word "SEAL" in large, bold, capital letters.

Introduced, read by title, and passed on second and final reading on this 28th day of May, 2019, and ordered published by title in the Fountain Valley News, a newspaper of general circulation in the City of Fountain, Colorado, in accordance with the City Charter.

CITY OF FOUNTAIN, COLORADO

By: *Gabriel P. Ortega*
Gabriel Ortega, Mayor

By: *Silvia Huffman*
Silvia Huffman, City Clerk

The seal is circular with a double-line border. The outer ring contains the text "CITY OF FOUNTAIN" at the top and "EL PASO COUNTY COLORADO" at the bottom, separated by two stars. The center of the seal features the word "SEAL" in large, bold, capital letters.