8-1-0

ORDINANCE 01-41

TO AMEND TITLE 9 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "WATER" (Adjustment of Rates and Charges)

WHEREAS, the City of Bloomington Utilities has had no adjustment in water rates and charges since the Indiana Utility Regulatory Commission ("IURC") approved a rate adjustment on March 16, 2000; and

WHEREAS, the City of Bloomington Utilities has filed a petition with the IURC to adjust the water rates in order to permit the rates to reflect inflation and increased costs of supplying water and services to customers, and to issue revenue bonds and obtain financing for required capital improvements;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION 1. Section 9.08.010 Monthly rates generally of Chapter 9.08 of title 9 of the Bloomington Municipal Code, shall be amended to read as follows:

Section 9.08.010 Monthly rates generally. The following rates and charges are established for the use of and service rendered by the water utility of the city. The schedule of rates and charges for the use of the water utility as set forth in this chapter reflects the rates and charges of the water utility as adopted by ordinance of the Common Council of the City and may not necessarily reflect the actual rates and charges of the water utility, which are subject to the approval of the Indiana Utility Regulatory Commission ("Commission"). The actual rates and charges of the water utility as approved by the Commission are set forth in the most recent tariff of the water utility on file with the Commission and the Clerk of the City and open for public inspection. Appropriate Indiana Sales Tax will also apply to billings for customers that are not tax-exempt. Each customer will pay a monthly charge according to the following schedules:

Monthly usage charge applicable to Residential, Commercial, Governmental, Interdepartmental, Industrial, Indiana University - Master Metered, Indiana University - Non-Master Metered Classes.

Category	Rate Per 1,000 Gallons
Residential	$1.92
Commercial, Governmental, Interdepartmental	1.63
Industrial	1.50
Indiana University – Master Metered	1.20
Indiana University – Non-Master Metered	1.63
Irrigation	2.78

Monthly Service Charge, in Addition to Monthly Usage for the customer categories listed above.

Meter Size	Charge	Meter Size	Charge
5/8"	$3.16	3"	$31.81
3/4"	4.18	4"	52.27
1"	5.62	6"	103.43
1 ½"	9.71	8"	154.59
2"	13.80	10"	205.75

Monthly Surcharges for Fire Protection Service for the customer categories listed above excluding Indiana University - Master Metered.

Meter Size	Charge Inside City	Charge Outside City	Meter Size	Charge Inside City	Charge Outside City
5/8"	$1.01	$1.70	3"	$17.69	$29.69
3/4"	1.52	2.55	4"	30.32	50.90
1"	2.53	4.24	6"	63.17	106.04
1 ½"	5.05	8.48	8"	90.96	152.70
2"	8.09	13.57	10"	146.54	246.02

The monthly Fire Protection Charge for Indiana University - Master Metered accounts as a group shall be $914.00.

SECTION 2. Section 9.08.020 Contract for sales for resale of Chapter 9.08 of title 9 of the Bloomington Municipal Code, shall be amended to read as follows:

9.08.020 Contract sales for resale.

The rate for contract sales for resale shall be $1.23 per one thousand gallons.

Monthly Service Charge in Addition to Monthly Usage Charge.

Meter Size	Charge	Meter Size	Charge
5/8"	$3.16	3"	$31.81
3/4"	4.18	4"	52.27
1"	5.62	6"	103.43
1 ½"	9.71	8"	154.59
2"	13.80	10"	205.75

SECTION 3. Section 9.08.040 Private fire connections per connection of Chapter 0.08 of title 9 of the Bloomington Municipal Code, shall be amended to read as follows:

9.08.040 Private fire connections per connection.

Line Size	Monthly	Annually
4" and under	$5.09	$61.13
6"	14.15	169.81
8"	29.01	348.11
10"	50.80	609.62
12"	80.09	961.12

SECTION 4. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 5. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor. If the schedule of rates and charges herein set out shall be adjusted in accordance with the proceedings before, and pursuant to the order of, the IURC, such rates and charges, as adjusted, shall become effective without further action of this Common Council, upon the tariff being approved by the IURC. Such adjusted rates and charges shall be implemented in the next billing cycle of the utility. A file-stamped copy of such approved tariff shall be attached to this ordinance before this ordinance is filed in the permanent records of the City.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 5th day of December, 2001.

PATRICIA COLE, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 6th day of December, 2001.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 6 day of December, 2001.

JOHN FERNANDEZ, Mayor
City of Bloomington

SYNOPSIS

This ordinance amends the rates and charges included in Title 9 of the Bloomington Municipal Code, entitled "Water", to reflect inflation and increased costs of supplying water and services to customers, and to issue revenue bonds and obtain financing from the State of Indiana Drinking Water Revolving Loan Program for required capital improvements.

Signed Copies to:
Controller CBU Clerk
Legal (5) CA/CA File