



**TOWN OF DISCOVERY BAY  
COMMUNITY SERVICES DISTRICT  
RESOLUTION 2018-04**

**A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE TOWN OF DISCOVERY BAY,  
A CALIFORNIA COMMUNITY SERVICES DISTRICT,  
ADDING A CHARGE TO THE WATER BILL OF CUSTOMERS THAT RECEIVED A  
WATER METER DURING THE WATER METER INSTALLATION PROJECT**

WHEREAS, the California Legislature adopted Assembly Bill 2572 in 2004, adding Water Code section 527 which requires all urban water suppliers to install water meters on all municipal and industrial service connections located within its service area on or before January 1, 2025; and

WHEREAS, Water Code section 527 provides that urban water suppliers may recover the cost of providing services related to the purchase, installation, and operation of a water meter from rates, fees, or charges; and

WHEREAS, the Town of Discovery Bay Community Services District (the "Town") is an urban water supplier that provides water for municipal services directly to more than 3,000 customers annually; and

WHEREAS, the Town has the authority to adopt and enforce regulatory programs ensuring that the Town continues to provide a safe and reliable water source to its customers and State law has authorized the Town to recover its costs of such regulatory programs including costs for purchase, installation, and operation of water meters from rates, fees, or charges; and

WHEREAS, pursuant to Water Code section 527, the Town Board of Directors (the "Board") directed that all unmetered connections have meters installed; and

WHEREAS, the Town conducted and completed the Water Meter Installation Project (the "Project") resulting in a total cost of \$3,362,109.62; and

WHEREAS, the Town conducted and complied with the requirements of California Constitution Article XIID, Section 6, commonly referred to as Proposition 218, in adoption of its Water and Wastewater Rate Study in 2016 (the "Rate Study"), and no majority protest was received. The Rate Study included a \$9.00 monthly charge for "Newly Metered Customers Meter Install Fee."; and

WHEREAS, at a Regular Meeting held on July 20, 2016, the Town's Board of Directors adopted the Rate Study, opting, at the time, not to impose the \$9.00 charge for "Newly Metered Customers Meter Install Fee"; and

WHEREAS, at this time, the Board of Directors desires to add a monthly charge of \$8.01 to the water bills of those customers that received new water meters during the Project to recover the costs of providing services related to the purchase, installation, and operation of water meters to maintain compliance with State law and further the Town's regulatory program of providing a safe and reliable water source to its customers.

NOW THEREFORE BE IT RESOLVED THAT THE BOARD OF DIRECTORS OF THE TOWN OF DISCOVERY BAY COMMUNITY SERVICES DISTRICT DOES ORDER AS FOLLOWS:

1. That the above recitals are true and correct, and are incorporated as part of this Resolution.
2. That a monthly charge in the amount of \$8.01 be added to the water bill, beginning July 1, 2018, for each customer that received a new water meter during the Water Meter Installation Project.
3. That the monthly charge of \$8.01 is consistent with the Rate Study adopted by the Board of Directors on July 20, 2016, after notice and public hearing compliant with Proposition 218 requirements, pursuant to California Constitution Article XIID section 6.

PASSED, APPROVED, AND ADOPTED THIS 2<sup>nd</sup> DAY OF MAY, 2018



Kevin Graves  
Board President

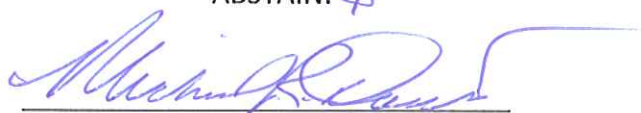
I hereby certify that the foregoing Resolution was duly adopted by the Board of Directors of the Town of Discovery Bay Community Services District at a regularly scheduled meeting, held on May 2, 2018, by the following vote of the Board:

AYES: 4 - President Graves, Vice President Meyers, Director Leate, Director Shanks

NOES: 0

ABSENT: 1 - Director Reese

ABSTAIN: 0



Michael R. Davies  
Board Secretary