



Roll Call Number

Agenda Item Number

73-I

Date July 17, 2023

An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Section 118-149, relating to the volume charge for sanitary sewer services rate to be applied to residential and nonresidential properties",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage. Second by _____.

FORM APPROVED:

(First of three required readings)

Thomas G. Fisher Jr.
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
SHEUMAKER				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

CERTIFICATE

I, LAURA BAUMGARTNER, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

ORDINANCE NO. _____

AN ORDINANCE to amend and clarify the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Section 118-149, relating to the volume charge for sanitary sewer services rate to be applied to residential and nonresidential properties.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as amended and clarified to make rates consistent with notices of rate change for fiscal year 2023-2024.

Section 2. The Municipal Code of the City of Des Moines, Iowa is amended by deleting the existing Section 118-149 in its entirety and adopting a new section as follows:

~~**Sec. 118-149. Sewer service charges—Volume charge and customer service charge.**~~

- ~~(a) — Every customer shall pay to the city the rates and charges as hereinafter established and specified for the purpose of contributing toward the costs of construction, maintenance and operation of the wastewater treatment system.~~
- ~~(b) — Except as hereinafter provided, each customer whose property lies within the corporate limits of the city shall pay to the city, either directly or, at the direction of the city manager, through its collection agent at the agent's office, at the same time payment for city water service is made, a volume charge for domestic wastewater contribution. The volume charge shall be calculated as follows: (1) for the period July 1, 2009 through June 30, 2010, the volume charge shall be calculated on the basis of \$4.20 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (2) for the period July 1, 2010 through June 30, 2012, the volume charge shall be calculated on the basis of \$4.45 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (3) for the period July 1, 2012 through June 30, 2013, the volume charge shall be calculated on the basis of \$4.85 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (4) for the period July 1, 2013 through June 30, 2014, the volume charge shall be calculated on the basis of \$5.29 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (5) for the period July 1, 2014 through June 30, 2015, the volume charge shall be calculated on the basis of \$5.76 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (6) for the period July 1, 2015 through June 30, 2016, the volume charge shall be calculated on the basis of \$6.28 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (7) for the period July 1, 2016 through June~~

~~30, 2017, the volume charge shall be calculated on the basis of \$6.59 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (8) for the period July 1, 2017 through June 30, 2018, the volume charge shall be calculated on the basis of \$6.92 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (9) for the period July 1, 2018 through June 30, 2019, the volume charge shall be calculated on the basis of \$7.27 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (10) for the period of July 1, 2019 through June 30, 2020, the volume charge shall be calculated on the basis of \$7.49 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (11) for the period of July 1, 2020 through June 30, 2021, the volume charge shall be calculated on the basis of \$7.71 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (12) for the period of July 1, 2021 and thereafter, the volume charge shall be calculated on the basis of \$7.94 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (13) for the period of July 1, 2022 through June 30, 2024, the volume charge shall be calculated on the basis of \$8.42 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (14) for the period of July 1, 2024 through June 30, 2025, the volume charge shall be calculated on the basis of \$8.82 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month; and (15) for the period of July 1, 2025 and thereafter, the volume charge shall be calculated on the basis of \$9.28 for each 1,000 gallons of water, or fraction thereof, consumed by each customer each month. The volume charge assessed monthly to all such customers shall be in addition to those charges specified in subsection (c) of this section, and in addition to the charges, surcharges, and penalties provided in section 118-151.~~

Sec. 118-149. Sewer service charges--Volume charge and customer service charge.

- (a) Every customer shall pay to the city the rates and charges as established in this section to contribute toward the costs of construction, maintenance, and operation of the wastewater treatment system.
- (b) When water service is provided to a customer whose property lies within the corporate limits of the city, the customer shall pay to the city, or upon the city's direction to the city's collection agent, a volume charge per 1,000 gallons or any fraction of 1,000 gallons for domestic wastewater plus a monthly service charge as provided in subsection (c). The charge for this subsection and subsection (c) shall be:

<u>From</u>	<u>To</u>	<u>Volume Charge per 1,000 gallons or a fraction thereof Subsection (b)</u>	<u>Monthly Service Charge Subsection (c)</u>
<u>July 1, 2022</u>	<u>June 30, 2023</u>	<u>\$8.42</u>	<u>\$4.40</u>
<u>July 1, 2023</u>	<u>June 30, 2024</u>	<u>\$8.84</u>	<u>\$4.40</u>
<u>July 1, 2024</u>		<u>\$9.28</u>	<u>\$4.40</u>

- (c) Except as otherwise provided, each customer whose property lies within the corporate limits of the city shall pay to the city, or at the direction of the city through its collection agent, a monthly customer service charge of \$4.40 in addition to the volume charge, as shown in the table in subsection (b). In addition to the volume charge and service charge, customers shall pay all surcharges and penalties provided in section 118-151.
- (d) The director shall periodically review the volume charge and the customer service charge in conjunction with the preparation of the budget for the city sanitary sewer system. If at any time the director determines that the volume charge, the customer service charge, and/or the budget for the city sanitary sewer system requires adjustment, the director shall report such determination to the city manager and city council. The city council may at any time adjust the volume charge or the customer service charge by adoption of an ordinance amending this section and may at any time adjust the budget for the city sanitary sewer system by adoption of an appropriate resolution.
- (e) Each customer whose property lies outside the corporate limits of the city, or otherwise provided sewer service pursuant to contract with the city, shall pay to the city a fee as set forth in section 118-154(d).

Section 3. Any charges made the City prior to this amendment in fiscal year 2023-2024 that are consistent with Section 2 of this ordinance are hereby ratified.

Section 4. This ordinance shall be in full force and effect upon passage, and publication as provided by law.

FORM APPROVED:

Thomas G. Fisher Jr.
Thomas G. Fisher Jr.
Deputy City Attorney