

RESOLUTION NO. 2022-02

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
WESTERN HILLS WATER DISTRICT**

**DECLARING AND CONFIRMING RESULTS OF NOTICED PROPOSITION 218
PROTEST PROCEEDING AND APPROVING CERTAIN ACTIONS FOR RATES FOR
WATER SERVICES**

The Board of Directors of the Western Hills Water District does resolve as follows:

WHEREAS, a mailed notice of proposed rate increases for water service in compliance with Proposition 218 was distributed to the property owners of record within the District as of Stanislaus County's last equalized roll;

WHEREAS, written protests to the proposed rate increase for water services were received by the Secretary of the Board of Directors at or before the public hearing at 6:30 p.m. on Wednesday, January 12, 2022;

WHEREAS, the Secretary of the Board of Directors and District staff have determined the validity of the protests received and have determined that a majority of the affected property owners did not submit written protests;

WHEREAS, the Board of Directors find the District has complied with all substantive and procedural requirements of Cal. Constitution Art. XIII D §6 (Proposition 218) and may proceed with the noticed water increase.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE BOARD OF DIRECTORS AS FOLLOWS:

1. The above recitals are true and correct.
2. The canvass by the Secretary of the Board of Directors and District staff of the written protests received is hereby approved and confirmed.
3. Each qualified property owner was provided notice of the proposed rate increase for water services in accordance with Proposition 218. Of the qualified property owners filing written protests, a majority did not file valid written protests; therefore, the proposed rate increases for water services has carried. The Board of Directors is hereby authorized to take the necessary steps to affect the increased rates for water services, as set forth below:

Customer Class	Current Monthly Charge	Proposed		
		FY 2021-22	FY 2022-23	FY 2023-24
	<i>effective date</i>	1/26/2022	1/26/2023	1/26/2024
Residential	\$100.69	\$134.99	\$144.99	\$154.99

Customer Class	Current Usage Charge	Customer Class	Proposed Tier Size <i>effective date</i>	Proposed		
				FY 2021-22 <i>1/26/2022</i>	FY 2022-23 <i>1/26/2023</i>	FY 2023-24 <i>1/26/2024</i>
Residential All Usage	\$1.49	Residential Tier 1	0-6	\$1.88	\$1.88	\$1.88
		Residential Tier 2	>6-13	\$2.57	\$2.57	\$2.57
		Residential Tier 3	>13-20	\$3.21	\$3.21	\$3.21
		Residential Tier 4	20+	\$5.42	\$5.42	\$5.42
Non-Residential	\$5.87	Non-Residential		\$4.25	\$4.25	\$4.25
Raw Water	\$4.01	Raw Water		\$4.25	\$4.25	\$4.25

Note: Monthly water rates are based on a unit of 750 gallons of water used.

4. The Secretary of the Board is hereby directed to enter this Resolution on the minutes of the Board of Directors, which action shall constitute the official declaration of the result of the noticed protest proceeding.

5. This Resolution shall become effective immediately upon its adoption, and the water rates shall be increased as set forth above.

Moved by Director M. Manning, second by Director C. Blessing, that the foregoing resolution be adopted.

Upon roll call the following vote was had:

Ayes: Directors, M. Manning, C. Blessing, and Z. Manning

Noes: Directors J. Davis and L. Kuipers

Abstain:

Absent:

I, Christa Manning, Secretary of the Board of Directors of the Western Hills Water District, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted at a special meeting of the said Board of Directors held the 26th day of January 2022.

