



Interoffice Memorandum

August 3, 2017

08-03-17 04:51 RCVD

TO: Katie Smith, Manager, Clerk of the Board
Comptroller's Office

THRU: Cheryl Gillespie, Agenda Development

FROM: Raymond E. Hanson, P. E., Director
Utilities Department

Contact: Todd Swingle, P.E., Deputy Director
Utilities Department – 407-254-9880

RE: Request for Public Hearing - August 29, 2017;
To adopt a Water System Charge Schedule to include a Cross Connection
Control Program Fee

Applicant:	N/A
Location:	District: All
Estimated time required for public hearing:	2 minutes
Hearing controversial?	Yes; sets a new monthly fee for affected water customers
Advertising requirements:	Publish once in the legal classified section of the Orlando Sentinel
Advertising timeframes:	Place ad 10 days prior to August 29, 2017. Advertise one time only on or before Sunday, August 13, 2017
Applicant/Abutters to be notified:	N/A
Hearing required by Fla. Statute # or code:	Section 153.11, Florida Statutes
Spanish Contact Person:	Para más información, por favor llame al Departamento de Servicios Públicos del Condado de Orange y pida hablar con un representante en español. El número de teléfono es 407-836-5515.

LEGISLATIVE FILE # 17-1051

August 29, 2017
@2pm



Interoffice Memorandum

Request for Public Hearing – August 29, 2017 BCC Public Hearing
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Materials being submitted as backup for public hearing request:

1. Notice of Public Hearing
2. Water System Charge Schedule Resolution

SPECIAL INSTRUCTIONS TO CLERK (IF ANY):

1. Please contact Glenn Kramer at 407-254-9882 to have the legal notice proofed and approved prior to publication.
2. Please return three (3) executed copies of the resolution to Luci Rowe, Utilities Department.
3. In the notice of public hearing, the contact information should be as follows:
Orange County Utilities
407-836-5515
E-mail: Utilities.Information@ocfl.net

c: Ajit Lalchandani, P.E., County Administrator
Christopher R. Testerman, AICP, Assistant County Administrator
Eric Gassman, Deputy County Administrator
Teresa Remudo-Fries, P.E., Deputy Director, Utilities Department
Todd P. Swingle, P.E., Deputy Director, Utilities Department
Tim Armstrong, Assistant Director, Utilities Department
Andres Salcedo, P. E., Assistant Director, Utilities Department
Glenn Kramer, Manager, Fiscal & Operational Support Division, Utilities Department
Lila McHenry, Senior Assistant County Attorney, County Attorney's Office

ORANGE COUNTY NOTICE OF PUBLIC HEARING

**IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, CONTACT THE ORANGE COUNTY UTILITIES CUSTOMER SERVICE DIVISION, 407-836-5515,
Email: Utilities.Information@ocfl.net**

PARA MÁS INFORMACIÓN, POR FAVOR LLAME AL DEPARTAMENTO DE SERVICIOS PÚBLICOS DEL CONDADO DE ORANGE Y PIDA HABLAR CON UN REPRESENTANTE EN ESPAÑOL. EL NÚMERO DE TELÉFONO ES 407-836-5515.

The Orange County Board of County Commissioners will conduct a public hearing on **August 29, 2017**, at **2 p.m.**, or as soon thereafter as possible, in the County Commission Chambers, First Floor, County Administration Center, 201 South Rosalind Avenue, Orlando, Florida. You are invited to attend and be heard regarding a proposed resolution as follows:

Consideration: A RESOLUTION SETTING A REVISED WATER SYSTEM CHARGE SCHEDULE; PROVIDING FOR AN AUTOMATIC ANNUAL INCREASE; SETTING A WATER METER CHARGE SCHEDULE; SETTING A CROSS CONNECTION CONTROL PROGRAM FEE EFFECTIVE JANUARY 1, 2018; PROVIDING FOR PERIODIC REVIEW; PROVIDING FOR ANNUAL NOTICE TO CUSTOMERS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

You may examine the notice and the proposed resolution at the office of the Comptroller Clerk of the Board of County Commissioners, 201 South Rosalind Avenue, Fourth Floor; Orlando, Florida; between 8 a.m. and 5 p.m., Monday through Friday.

If you wish to appeal any decision made by the Board of County Commissioners at this meeting you will need a record of the proceedings. You should ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

If you require special accommodations under the Americans with Disabilities Act of 1990, please call 407-836-5631 no later than two business days prior to the hearing for assistance. Si usted requiere ayuda especial bajo la ley de Americanos con Incapacidades de 1990, por favor llame al 407-836-3111.

Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners
Orange County, Florida

Publish: **August 13, 2017**; the Orlando Sentinel Public Record
Certify: Resolution setting a revised water system charge schedule

ch/ks

c: All Board Members' Offices [email]
County Attorney's Office, BCC [Lila McHenry email]
Jim Harrison, Assistant County Administrator, BCC [email]
Chris Testerman, Assistant County Administrator, BCC [email]
Todd Swingle, P.E. Utilities Department, BCC [email]
Glenn Kramer, Utilities Fiscal & Operational Support Division, BCC [email]
Cheryl Gillespie, Agenda Development, BCC [email]
Mike Seif, Orange TV, BCC [email]
Assistant Deputy Clerk [email]
Chris Schmidt, Development Services Analyst, BCC [email]

RESOLUTION NO. 2017-M-_____

A RESOLUTION SETTING A REVISED WATER SYSTEM CHARGE SCHEDULE; PROVIDING FOR AN AUTOMATIC ANNUAL INCREASE; SETTING A WATER METER CHARGE SCHEDULE; SETTING A RESIDENTIAL CROSS CONNECTION CONTROL PROGRAM FEE EFFECTIVE JANUARY 1, 2018; PROVIDING FOR PERIODIC REVIEW; PROVIDING FOR ANNUAL NOTICE TO CUSTOMERS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Orange County (the "Board") establishes and collects rates, fees, and charges for its water system pursuant to its home rule powers granted to the County by the Florida Constitution, the Orange County Charter, Chapter 125 of Florida Statutes and any other applicable statutory authority; and

WHEREAS, the Board last adopted a revised Water System Charge Schedule and a Water Meter Charge Schedule on July 23, 2009 pursuant to Resolution 2009-M-27; and

WHEREAS, Florida Administrative Code 62-555 and 62-610 require the County to have a Cross Connection Control Program (the "Program") to protect the public water supply; and

WHEREAS, the Board has determined in the best interest of the public health to proactively manage the Program on behalf of its water customers at significant expense to the County; and

WHEREAS, the Board has determined it necessary to recover certain Program costs through a monthly Program fee (the "Program Fee"); and

WHEREAS, the Utilities Department has prepared an analysis to establish such Program Fee based upon recovery of the projected Program costs; and

WHEREAS, as a result, the Board now declares the need to adopt the Program Fee within its Water System Charge Schedule; and

WHEREAS, the Board, in compliance with Chapter 153 Florida Statutes, has adopted Resolution 2017-M-23 on July 18, 2017 setting forth a preliminary rate schedule prior to a public hearing; and

WHEREAS, the Board, having held such public hearing, now desires to adopt this resolution setting forth such rate schedule;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. Premises. The foregoing premises are true and correct and incorporated herein by reference.

Section 2. Revised Water System Charge Schedule. The Board hereby adopts the revised Water System Charge Schedule attached to and incorporated herein as Exhibit "A". The attached Schedule will supersede the presently existing Water System Charge Schedule adopted July 23, 2009.

Section 3. Automatic Annual Rate Increase. The Board previously adopted by Resolution and hereby re-confirms and re-adopts the provision for an automatic annual rate increase for the services described on Exhibit "A" as "Fixed Monthly Charge" and "Volume Charge". Effective on October 1st of each year hereafter, an automatic annual increase shall be three percent (3%) of all rates, fees and charges contained in the then current Water System Charge Schedule in effect immediately prior to the effective date of such automatic annual rate increase. The Board further directs that on the effective date of each automatic annual rate increase, the Water System Charge Schedule in effect immediately prior to the effective date of such increases shall be revised to include the three percent (3%) increase, and that a copy of such revised Schedule shall be maintained for public inspection by the Clerk to the Board of County Commissioners. The automatic annual rate increase shall not apply to Water Capital Charge, to the category of services on Exhibit "A" entitled "Specific

Service Charges”, and to the category of services described on Exhibit “B”, the “Preliminary Water Meter Charge Schedule”.

Section 4. Meter Charges and Meter Installation Charges; Time of Payment. The Board hereby re-confirms and re-adopts the Water Meter Charge Schedule attached to and incorporated herein as Exhibit “B”. Upon final adoption, the attached Schedule shall supersede the presently existing Water Meter Charge Schedule adopted July 23, 2009.

The Board hereby re-confirms that all meter charges and meter installation charges shall be paid prior to the issuance of the first building permit for a structure or structures in a project to be served by the County’s overall Water System, unless superseded by other County Ordinances or Resolutions. Said charges shall be determined pursuant to the revised Water Meter Charge Schedule, attached hereto as Exhibit “B”. Meter Charges and Meter Installation Charges shall not be subject to automatic annual rate increases provided for in Section 3 herein.

Section 5. Revised Conservation Charges. The Board previously adopted conservation charges to promote water usage conservation. The Board hereby re-confirms the conservation charges and adopts the revised conservation charges, which shall be as set forth in the Water System Charge Schedule attached hereto as Exhibit “A” and shall be subject to the automatic annual rate increase provided for in Section 3 herein.

Section 6. Periodic Rate Review. The Board shall periodically conduct a review of the rates, fees and charges set forth in the Orange County Water System Charge Schedule.

Section 7. Annual Notice to Customers. Each year, the Orange County Utilities Department shall send annual written notification to all customers of the Orange County Water System of the County's monthly user rates, fees and charges as set forth in the then current Orange County Water System Charge Schedule.

Section 8. Review of Resolution. The Board hereby finds that all conditions precedent to adoption of this Resolution, pursuant to Section 30-2 of the Orange County Code, have been fulfilled.

Section 9. Severability of Provision. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this Resolution which can be given effect without the valid provision or application and to this end the provisions of this Resolution are declared severable.

Section 10. Effective Date. This Resolution shall become effective upon approval.

ADOPTED THIS _____ DAY OF _____, 2017.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

BY: _____
Teresa Jacobs, Mayor

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk to the Board of County Commissioners

BY: _____
Deputy Clerk

EXHIBIT "A"
ORANGE COUNTY
WATER SYSTEM CHARGE SCHEDULE

FIXED MONTHLY CHARGE

(Footnote 1)

<u>Water Meter Size</u>	<u>Monthly Charge</u>
- 5/8 by 3/4 inch meter	\$6.92
- 1 inch meter	\$12.32
- 1-1/2 inch meter	\$21.26
- 2 inch meter	\$32.02
- 3 inch meter	\$60.72
- 4 inch meter	\$92.98
- 6 inch meter	\$182.59
- 8 inch meter	\$290.14
- 10 inch meter	\$451.45

VOLUME CHARGE

Residential Customers

- | | |
|-------------------|--------------------------|
| - 0 - 3,000 | \$1.10 per 1,000 gallons |
| - 4,000 and above | \$1.51 per 1,000 gallons |

Commercial Customers

- | | |
|-------------------|--------------------------|
| - All Consumption | \$1.51 per 1,000 gallons |
|-------------------|--------------------------|

Conservation Charges (For all 5/8-inch by 3/4-inch water meter customers and all individually metered residential customers regardless of meter size.)

Conservation Rate:

- | | |
|-------------------|--------------------------|
| - 11,000 - 20,000 | \$3.02 per 1,000 gallons |
|-------------------|--------------------------|

Conservation Charge:

- | | |
|-------------------|--------------------------|
| - 21,000 - 30,000 | \$6.03 per 1,000 gallons |
|-------------------|--------------------------|

Conservation Surcharge:

- | | |
|--------------------|---------------------------|
| - 31,000 and above | \$12.04 per 1,000 gallons |
|--------------------|---------------------------|

BILLING PERIOD

Monthly: Single-family residential, duplex, condominium, and other type dwelling units individually metered; multi-family residential apartment, mobile home, travel-trailer, and other type dwelling units collectively metered and all other commercial, institutional, industrial or other accounts (e.g. large consumers), regardless of meter size, shall be billed for the amount of water used each month as measured by each of their respective meters. (The above rates shall apply to each meter, regardless of the number of meters.)

FIRE SYSTEM AND HYDRANT CHARGES

- | | | |
|---|--|-------------|
| - | Private Fire Hydrants
Hydrant Installation Charge | Actual Cost |
| - | Private Fire Line/Sprinkler System
Installation Costs | Actual Cost |

SPECIFIC SERVICE CHARGES

- | | | |
|---|--|----------|
| - | Initiation of Service | |
| | Regular Business Hour | \$16.00 |
| | Non-Business Hours | \$21.00 |
| - | Temporary Service Turn-Ons / Offs | |
| | Regular Business Hours | \$12.00 |
| | Non-Business Hours | \$17.00 |
| - | Meter Removal/Service Tampering | \$41.00 |
| - | Unauthorized Connection | |
| | Regular Business Hours | \$350.00 |
| | Non-Business Hours | \$361.00 |
| - | Covered, Obscured or Inaccessible Meters | \$37.00 |
| - | Reading or Picking Up a Hydrant Meter
For Non-Payment | \$32.00 |
| - | Re-read for Customer Convenience | \$9.00 |
| - | Late Charge for Non-Submission of Hydrant
Meter and/or Card for Reading | \$5.00 |
| - | Reading of Specialty Meters | \$30.00 |
| - | Dishonored Payment | \$25.00 |

-	Distribution Trip Charge	
	Regular Business Hours	\$34.00
	Non-Business Hours	\$51.00
-	Dishonored Credit Card Charge	\$18.00
-	Fire Flow Test	
	OCU Performed	\$64.00
	OCU Monitored	\$33.00
-	Research Account Information	At Cost
-	Meter Inspection and Testing	At Cost
-	Non-residential Backflow Prevention Device Testing	At Cost
-	Plans and Specifications	At Cost
-	Service Removal / Reconnect	At Cost
-	Late Payment Fee	1.5% on past due balance
-	Water Deposits – All Meter Sizes	2X estimated total monthly bill
-	Portable Hydrant Meter Deposit	2X replacement cost of meter
	Effective January 1, 2018:	
-	Residential Cross Connection Control Program Fee	\$3.00 per month

AUTOMATIC ANNUAL RATE INCREASE

Consistent with and pursuant to Section 153.11 of Florida Statutes, the Board of County Commissioners hereby adopts annually, effective October 1st of each year hereafter, an automatic increase of three percent (3%) to all rates, fees and charges contained in this Water System Charge Schedule in effect immediately prior to the effective date of such annual increase. The automatic increase shall not apply to the Water Capital Charge, Specific Service Charges, or the charges described on Exhibit “B” of the attached Resolution.

FOOTNOTES

- (1) The Orange County Utilities Department (OCUD) shall determine the appropriate meter size for use by all its customers.

EXHIBIT "B"

ORANGE COUNTY WATER METER CHARGE SCHEDULE (FOOTNOTE 1)

Meter & Meter Service (Footnote 2)	Installation Cost (Footnote 3)
- 5/8" Meter	\$140.00
- 5/8" Domestic & Reclaimed Water Irrigation Meter	\$305.00
- 5/8" Meter - Retrofit	\$285.00
- 3/4" Reclaimed Water Irrigation Meter – Retrofit	\$165.00
- 1" Domestic Meter	\$570.00
- 1" Reclaimed Meter	\$180.00
- 1-1/2" Domestic Meter	At Cost
- 1-1/2" Reclaimed Meter	At Cost
- 1-1/2" Above Ground Dual Meter	At Cost
- 2" Domestic Meter	At Cost
- 2" Reclaimed Meter	At Cost
- 2" Above Ground Dual Meter	At Cost
- 4" Fire Line Master Meter - Above Ground	At Cost
- 6" Fire Line Master Meter - Above Ground	At Cost
- 8" Fire Line Master Meter - Above Ground	At Cost
- 10" Fire Line Master Meter - Above Ground	At Cost
- 1" Service (Short)	At Cost
- 1" Service (Long)	At Cost
- 2" Service (Short)	At Cost
- 2" Service (Long)	At Cost

FOOTNOTES

- (1) Following satisfactory completion of the water supply and distribution system, and upon receipt of the applicable meter/connection fee, the Orange County Utilities Department (OCUD) shall furnish and install the necessary fittings, meter, and meter box at the property line. The owner or developer of the property desiring service shall bear the expense of the service lateral pipe of the required size, from and including its connection with a corporation stop at the water distribution main in the right-of-way to and including a curb stop at the property line. Service piping from the meter to the building is to be installed by and/or at the expense of the property owner or builder.
- (2) The OCUD shall determine the appropriate meter size for use by all its customers.
- (3) Does not include any cost associated with construction of a water lateral from the meter to the water main providing service; in the majority of cases, the developer constructs the lateral. In situations where the OCUD would be responsible for the lateral, the cost of the lateral would be charged to the customer on a time, materials, and pro rata overhead cost basis.