

RESOLUTION NO. 23-02

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE TOMALES VILLAGE
COMMUNITY SERVICES DISTRICT TO APPROVE AN ANNUAL ADJUSTMENT TO
THE SEWER RATES BASED UPON THE ANNUAL CONSUMER PRICE INDEX (CPI)
APPLIED PER EQUIVALENT UNIT (EU) FOR EACH OF FIVE (5) CONSECUTIVE
FISCAL YEARS STARTING FROM FY 2023-2024 THROUGH FY 2027-2028**

Recitals

WHEREAS, the Marin County Board of Supervisors formed the TOMALES VILLAGE COMMUNITY SERVICES DISTRICT ("District"), by Resolution # 98-161, for the purposes of, among other things, providing local control and oversight of the Tomales Wastewater System; and

WHEREAS, the District is a "post-Prop 13" Special District so that our sewer district does not receive income from sales tax distributed by Marin County as do many other Sewer Districts; and

WHEREAS, the District sewer service fees continue to be in the lower mid-range for Wastewater Systems serving under 1,000 customers in our coastal area according to the North Marin Water District Annual Rate Comparison; and

WHEREAS, the District has not had a sewer rate increase since FY 2018/2019; and

WHEREAS, the District has been subject to inflationary cost increases in recent years, specifically with higher operator fees and increasing maintenance costs; and

WHEREAS, the District's System Operator has an annual CPI increase which District revenues have not kept pace along with operating expenses and bond payments since FY2015/2016; and

WHEREAS, the annual Consumer Price Index inflationary rate has fluctuated between 1.1% to 5.0% annually over the past five years with an average annual increase of 3.4%; and

WHEREAS, the District has provided the required Notice of Public Hearing, with a 45-day comment period, posted at the post office, and published in a locally read newspaper; and

WHEREAS, the District has not received a majority of protests (50% plus 1) prior or during the comment period and public hearing; thus

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Directors of the Tomales Village Community Services District, as follows:

1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.
2. Annual Rate Adjustment. The Board hereby approves an annual adjustment to the District sewer fees to be based upon the annual Consumer Price Index (CPI) and applied per Equivalent Unit (EU).

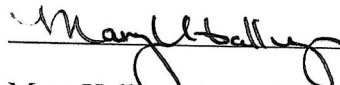
3. CPI Index. The adjustment would be commensurate with the annual percentage increase to the San Francisco-Oakland-San Jose Price Index for All Urban Consumers (CPI) to be calculated each year in June using the April data for the current year.
4. Effective Period. The adjustment will be applied for five (5) consecutive fiscal years from FY2023-24 through FY2027-28.
5. Effective Date. This sewer fee adjustment would be effective July 1, 2023.

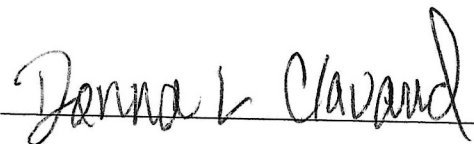
ADOPTED by the Board of Directors of the Tomales Village Community Services District on May 10, 2023, by the following roll call votes:

Clavaud 4, Bonini 4, O'Neill 4, Kitts, 4, Ward 4
AYES: 5; NOES: 0; ABSENT: 0; ABSTAINED: 0

TOMALES VILLAGE COMMUNITY SERVICES DISTRICT

Approved as to content for District:


Mary Halley, General Manager

By: 
Donna Clavaud, Board President