



City of Longview

1525 Broadway
Longview, WA 98632
www.ci.longview.wa.us

Agenda

City Council

*Mayor Spencer Boudreau
Mayor Pro Tem Kalei LaFave
Council Member Ruth Kendall
Council Member Angie Wean
Council Member MaryAlice Wallis
Council Member Keith Young
Council Member Erik Halvorson*

Tuesday, August 27, 2024

6:00 PM

2nd Floor, City Hall

The City Hall is accessible for persons with disabilities. Special equipment to assist the hearing impaired is also available. Please contact the City Executive Office at 360.442.5004 48 hours in advance if you require special accommodations to attend the meeting. Please note - virtual attendees may comment verbally during public hearings only by contacting the Clerk's Office to register prior to the hearing date. Virtual attendees may also submit written comments to the Clerk's Office with the heading, "Public Comment for disbursement to the City Council".

<https://us02web.zoom.us/j/82394132374>

Telephone options (dial any of the following numbers):

1-253-215-8782
1-346-248-7799
1-408-638-0968
1-669-900-6833
1-301-715-8592
1-312-626-6799
1-646-876-9923

Webinar ID: 823 9413 2374

1. CALL TO ORDER
2. INVOCATION*/FLAG SALUTE
3. ROLL CALL
4. EXECUTIVE SESSION

24-00754 POTENTIAL LITIGATION PER RCW 42.30.110(1)(i)

5. WORKSHOP

6. APPROVAL OF MINUTES**24-00768 AUGUST 13, 2024 REGULAR MEETING****7. CHANGES TO THE AGENDA****8. PRESENTATIONS & AWARDS****9. CONSTITUENTS' COMMENTS (Thirty Minutes)****10. PUBLIC HEARINGS****11. BOARD & COMMISSION RECOMMENDATIONS****12. ORDINANCES & RESOLUTIONS****24-00790 PRESENTATION ONLY FOR 2025 UTILITY PROJECTS AND RATES FOR RES 2510, 2511 AND 2515****24-00785 RESOLUTION NO. 2510 – WATER RATES FOR 2025****RECOMMENDED ACTION:
MOTION TO ADOPT RESOLUTION NO. 2510****24-00786 RESOLUTION NO. 2511 – SEWER RATES FOR 2025****RECOMMENDED ACTION:
MOTION ADOPTING RESOLUTION NO. 2511****24-00787 RESOLUTION NO. 2515 – STORMWATER RATES FOR 2025****RECOMMENDED ACTION:
MOTION TO ADOPT RESOLUTION NO. 2515****24-00791 ORDINANCE NO. 3543 – AMENDING LMC PARKS 13.01.005****RECOMMENDED ACTION:
MOTION ADOPTING ORDINANCE NO. 3543****24-00800 RESOLUTION NO. 2516 - UPDATE TO THE PROS PLAN****RECOMMENDED ACTION
MOTION TO ADOPT RESOLUTION NO. 2516****13. MAYOR'S REPORT****14. COUNCILMEMBERS' REPORTS****24-00639 COUNCIL SUBCOMMITTEE RECOMMENDATIONS FOR THE EXECUTIVE SEARCH PROCESS FOR A CITY MANAGER****24-00769 RESOLUTION NO. 2514 - DIRECTING STAFF TO SCHEDULE A PUBLIC HEARING FOR DECEMBER 12, 2024 AND DRAFT AN ORDINANCE FOR CONSIDERATION FOLLOWING THE PUBLIC HEARING TO STRIKE LMC 15.76.060 FROM THE LONGVIEW MUNICIPAL CODE****15. CONSENT CALENDAR**

24-00775 APPROVAL OF CLAIMS

24-00789 ORDINANCE NO. 3542 - VACATING 28TH AVE. ROW

RECOMMENDED ACTION:

MOTION TO APPROVE ORDINANCE NO. 3542

24-00788 RESOLUTION NO. 2513 - 2024 KROGER CO. OPIOID SETTLEMENT AGREEMENT

RECOMMENDED ACTION:

APPROVE RESOLUTION NO.2509 DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH KROGER CO. ACCEPTING THE OPIOID SETTLEMENT OFFER.

24-00803 BID REVIEW – #4 WELL MOTOR AND PUMP REBUILD FOR MINT FARM TREATMENT PLAN

RECOMMENDED ACTION:

MOTION TO ACCEPT THE LOW BID AND AWARD TO UTILITIES SERVICE COMPANY INC IN THE AMOUNT OF \$64,968.10

16. CITY MANAGER'S REPORT

24-00640 POLICE DEPARTMENT 2023 ANNUAL REPORT

24-00776 MINT VALLEY GOLF COURSE FUNDING OPTIONS

17. MISCELLANEOUS

18. EXECUTIVE SESSION

24-00755 PERFORMANCE OF A PUBLIC EMPLOYEE PER RCW 42.30.110(1)(g)

24-00802 LEGAL RISKS OF A PROPOSED ACTION OR CURRENT PRACTICE PER RCW 42.30.110(i)(iii)

19. ADJOURNMENT

*** Any invocation that may be offered at the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council, and the Council does not endorse the religious beliefs or views of this, or any other speaker.**

NEXT REGULAR COUNCIL MEETINGS:

THURSDAY, SEPTEMBER 12, 2024 – 6:00 P.M.

THURSDAY, SEPTEMBER 26, 2024 – 6:00 P.M.

NEXT SPECIAL COUNCIL WORKSHOPS:

THURSDAY, SEPTEMBER 19, 2024 – 6:00 P.M. – BALANCING THE BUDGET



City of Longview

1525 Broadway
Longview, WA 98632
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Minutes

City Council

*Mayor Spencer Boudreau
Mayor Pro Tem Kalei LaFave
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Webinar ID: 823 9413 2374

1. **CALL TO ORDER**

Mayor Boudreau called the meeting to order at 6:00 p.m.

2. **INVOCATION*/FLAG SALUTE**

The flag salute was recited.

3. **ROLL CALL**

Present: Mayor Boudreau, Mayor Pro Tem LaFave, Councilmember Kendall, Councilmember Wean, Councilmember Wallis (on-line), Councilmember Young, Councilmember Halvorson

Staff Present: Interim City Manager Jim Duscha, Interim City Attorney Rosemary Larson, City Clerk Tiffany Ostreim, Public Works Director/Assistant City Manager Chris Collins, Urban Forestry Manager

Joanna Martin, Police Captain John Reeves, Fire Battalion Chief Matt Amos, Public Information Officer Angela Abel, Information Technology Director Mike Sullivan

4. **WORKSHOP**

5. **APPROVAL OF MINUTES**

A motion was made by Councilmember Halvorson, seconded by Councilmember Kendall, to approve the July 23, 2024 Regular Meeting and July 30, 2024 Special Meeting Minutes. The motion carried unanimously.

24-00693 JULY 23, 2024 REGULAR MEETING

24-00694 JULY 30, 2024 SPECIAL MEETING/WORKSHOP

6. **CHANGES TO THE AGENDA**

Councilmember Young requested to pull the flag ordinance from the Consent Calendar and take up under Ordinances and Resolutions. Council concurred.

7. **PRESENTATIONS & AWARDS**

8. **CONSTITUENTS' COMMENTS (Thirty Minutes)**

Jason Still provided public comment.

Melissa Davison provided public comment.

Derek Fine provided public comment.

Mayor Boudreau explained the complete streets plan and the bike lanes.

Public Works Director/Assistant City Manager Collins explained additional safety features for 20th Avenue.

9. **PUBLIC HEARINGS**

10. **BOARD & COMMISSION RECOMMENDATIONS**

24-00691 RECOMMENDATIONS FROM LODGING TAX ADVISORY COMMITTEE ON OUTSIDE AGENCY REQUESTS FOR 2025-2026 TOURISM FUNDS

RECOMMENDED ACTION:

MOTION TO APPROVE THE RECOMMENDATIONS OF THE LODGING TAX ADVISORY COMMITTEE AND TO INCLUDE IN THE 2025-2026 TOURISM FUND BUDGET THE OUTSIDE AGENCY REQUESTS AND THE AMOUNTS AS PRESENTED IN THE SUMMARY STATEMENT.

Public Works Director/Assistant City Manager Collins presented.

Council discussed the presentation.

A motion was made by Councilmember Kendall, seconded by Councilmember Young, to approve the recommendations of the Lodging Tax Advisory Committee and to include in the 2025-2026 Tourism Fund Budget the outside agency requests and the amounts as presented in the summary statement.

Jason Still provided public comment.

Carol Rife provided public comment.

Mike Woods provided public comment and a handout.

Arlene Hubble provided public comment.

The motion carried unanimously.

11. **ORDINANCES & RESOLUTIONS**

24-00727 ORDINANCE 3538 - ADOPTING A NEW CHAPTER OF THE LONGVIEW MUNICIPAL CODE, CHAPTER 1.38 CITY FLAG POLICY; AND PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE

RECOMMENDED ACTION:
MOTION TO ADOPT ORDINANCE 3538

A motion was made by Councilmember Halvorson, seconded by Councilmember LaFave, to adopt Ordinance No. 3538.

An amendment to the motion was made by Councilmember Young, seconded by Councilmember LaFave, to ~~strikeout out~~ Section 1.38.060 Procedure for approving additional flags.

Council discussed the amendment.

Jason Still provided public comment.

The amendment carried by the following vote:

Ayes: Councilmember Young, Councilmember LaFave, Councilmember Halvorson, Mayor Boudreau

Nays: Councilmember Kendall, Councilmember Wallis, Councilmember Wean

Jason Still provided public comment.

Anne Bennett provided public comment.

The main motion as amended carried by the following vote:

Ayes: Councilmember Young, Councilmember LaFave, Councilmember Halvorson, Mayor Boudreau, Councilmember Wallis

Nays: Councilmember Kendall, Councilmember Wean

12. MAYOR'S REPORT

Mayor Boudreau provided a report.

13. COUNCILMEMBERS' REPORTS

Councilmember Young provided a report.

Councilmember LaFave provided a report.

Councilmember Wean provided a report.

Councilmember Kendall provided a report.

Councilmember Halvorson provided a report.

Councilmember Wallis gave gratitude to Councilmembers and staff.

24-00677 BOARD AND COMMITTEE APPOINTMENT

RECOMMENDED ACTION:
MOTION TO APPROVE THE APPOINTMENT OF REED HADLEY TO THE HISTORIC PRESERVATION COMMISSION

Councilmember Kendall presented.

A motion was made by Councilmember Kendall, seconded by Councilmember Wallis, to approve the appointment of Reed Hadley to the Historic Preservation Commission. The motion carried unanimously.

14. CONSENT CALENDAR

Councilmember Halvorson requested information on Res 2509.

Public Works Director/Assistant City Manager Collins explained income limits are based on federal poverty guidelines.

A motion was made by Councilmember Kendall, seconded by Councilmember Young, to approve the Consent Calendar as presented.

Jason Still asked about the Interlocal with School District No. 122.

*City Manager Duscha provided clarification.
The motion carried unanimously.*

24-00708 APPROVAL OF CLAIMS

24-00722 PROJECT COMPLETION – 38TH AND OAK PUMP STATION REPLACEMENT

RECOMMENDED ACTION:

MOTION TO ACCEPT AS COMPLETE THE 38TH AND OAK PUMP STATION PROJECT

24-00723 PROJECT COMPLETION – 38TH AND PENNSYLVANIA PUMP STATION REPLACEMENT

RECOMMENDED ACTION:

MOTION TO ACCEPT AS COMPLETE THE 38TH AND PENNSYLVANIA PUMP STATION PROJECT

24-00724 PROJECT COMPLETION – SEWER LATERAL REPLACEMENT

RECOMMENDED ACTION:

MOTION TO ACCEPT AS COMPLETE THE SEWER LATERAL REPLACEMENT PROJECT

24-00725 RESOLUTION 2509- 2024 UTILITY RATE REDUCTION PROGRAM

RECOMMENDED ACTION:

MOTION TO ADOPT RESOLUTION 2509

24-00726 RESOLUTION 2512 - INTERLOCAL WITH SCHOOL DISTRICT NO. 122 FOR PROVIDING SCHOOL RESOURCE OFFICERS

RECOMMENDED ACTION:

MOTION TO ADOPT RESOLUTION 2512

15. CITY MANAGER'S REPORT

City Manager Duscha provided a report on his daily activities.

24-00707 FIRE DEPARTMENT 2024 FIREWORKS REPORT

Public Works Director/Assistant City Manager Collins presented the Fire Department's report on fireworks.

Captain Reeves presented the Police Department's report on fireworks.

24-00721 CAPITAL IMPROVEMENT WORKSHOP RESULTS/ COUNCIL DIRECTION

RECOMMENDED ACTION:

MOTION TO APPROVE THE RESULTS OF THE JUNE 25TH 2024 CAPITAL IMPROVEMENT WORKSHOP AND INCORPORATE THE PROJECTS INTO THE 2025 AND 2026 BUDGET.

Public Works Director/Assistant City Manager Chris Collins presented.

Council discussed the presentation.

A motion was made by Councilmember Halvorson, seconded by Councilmember LaFave, to

approve the results of the June 25, 2024 Capital Improvement Workshop and incorporate the projects into the 2025 and 2026 Budget. The motion carried unanimously.

24-00744 COMMUNITY SURVEY

Public Information Officer Angela Abel presented the resident perception survey.

16. MISCELLANEOUS

17. EXECUTIVE SESSION

24-00692 PERFORMANCE OF A PUBLIC EMPLOYEE PER RCW 42.30.110(1)(g)

The City Council, Interim City Attorney Rosemary Larson, Human Resources Director Sabrina Fraidenburg entered Executive Session at 7:26 p.m. pursuant to RCW 42.30.110(1)(g) Performance of a Public Employee for a period of 10 minutes. At 7:36 p.m. Executive Session was continued for 5 minutes. At 7:41 p.m. all parties came out of Executive Session. No decisions were made.

Mayor Boudreau solicited volunteers for a council subcommittee to assist with the performance review process. Councilmember Wean, Councilmember Halvorson and Councilmember LaFave volunteered. Council concurred.

24-00706 COLLECTIVE BARGAINING PER RCW 42.30.140(4)(a)

The City Council, Interim City Attorney Rosemary Larson, Human Resources Director Sabrina Fraidenburg and Captain John Reeves entered Executive Session at 7:41 p.m. pursuant to RCW 42.30.140(4)(a) Collective Bargaining for a period of 10 minutes. At 7:51 p.m. all parties came out of Executive Session. No decisions were made.

18. ADJOURNMENT

The meeting was adjourned at 7:52 p.m.

*Tiffany Ostreim
City Clerk*

*Approved: _____
Mayor*

NEXT REGULAR COUNCIL MEETINGS:

TUESDAY, AUGUST 27, 2024 – 6:00 P.M.

THURSDAY, SEPTEMBER 12, 2024 – 6:00 P.M.

PROPOSED 2025 UTILITY RATES



Longview City Council

Workshop Results

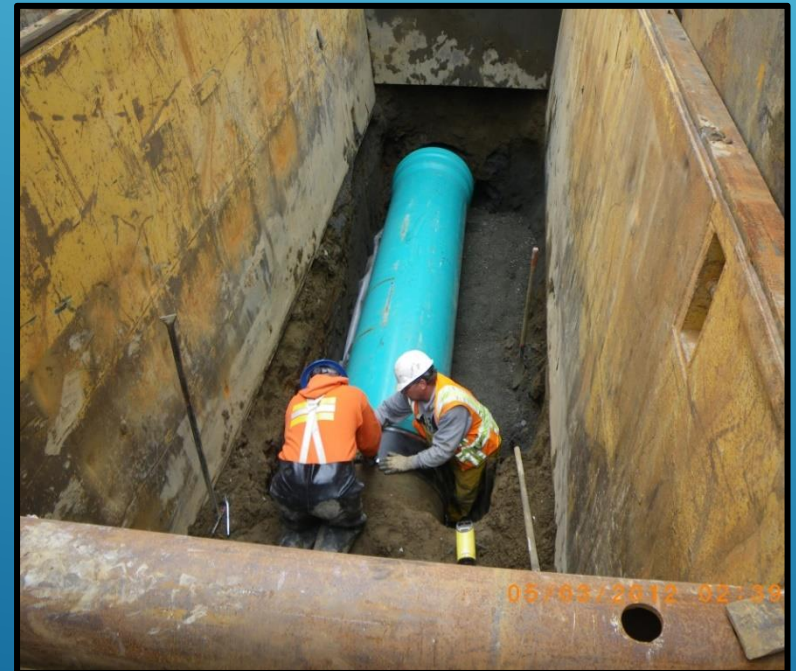
August 27, 2024

Prepared by:

Chris Collins, Public Works Director/
Assistant City Manager

Steve Haubner, Stormwater Manager

Sewer



CURRENT CAPITAL PROJECTS

Water

- 46th Avenue Water Replacement
- Fishers Lane Demo
- Dedicated Fill line
- Water System Plan
- Mt Solo Emergency Water Line Relocation
- Madrona Water Line Replacement
- Castleman Waterline Replacement
- Columbia Heights Water Replacement
- Reservoir Mixers and Chlorine Boosters
- Water Truck Fill Stations

Stormwater

- Delaware Street Stormwater Improvements

Filter

- SCADA/ PLC Upgrades at the Filter Plant
- Equipment Storage Building at the Filter Plant
- Additional Hypochlorite Tank

Sewer

- 46th Avenue Water/ Sewer Replacement
- Mint Farm/ OBH Odor Control
- 38th and Oak Pump Station
- 38th and Pennsylvania Pump Station
- CIPP Sewer Lining
- 2600 42nd Pump Station
- 4014 Oak Pump Station
- Sewer System Plan
- Columbia Heights Sewer Replacement

Sewer		
		2025
	3 Additional FTE for Sewer	\$317,968.00
	Additional AMR meters	\$100,000.00
	Total:	\$420,255.00
	Cost per customer/ 6ccf	\$2.06

SEWER OPERATIONS ENHANCEMENTS

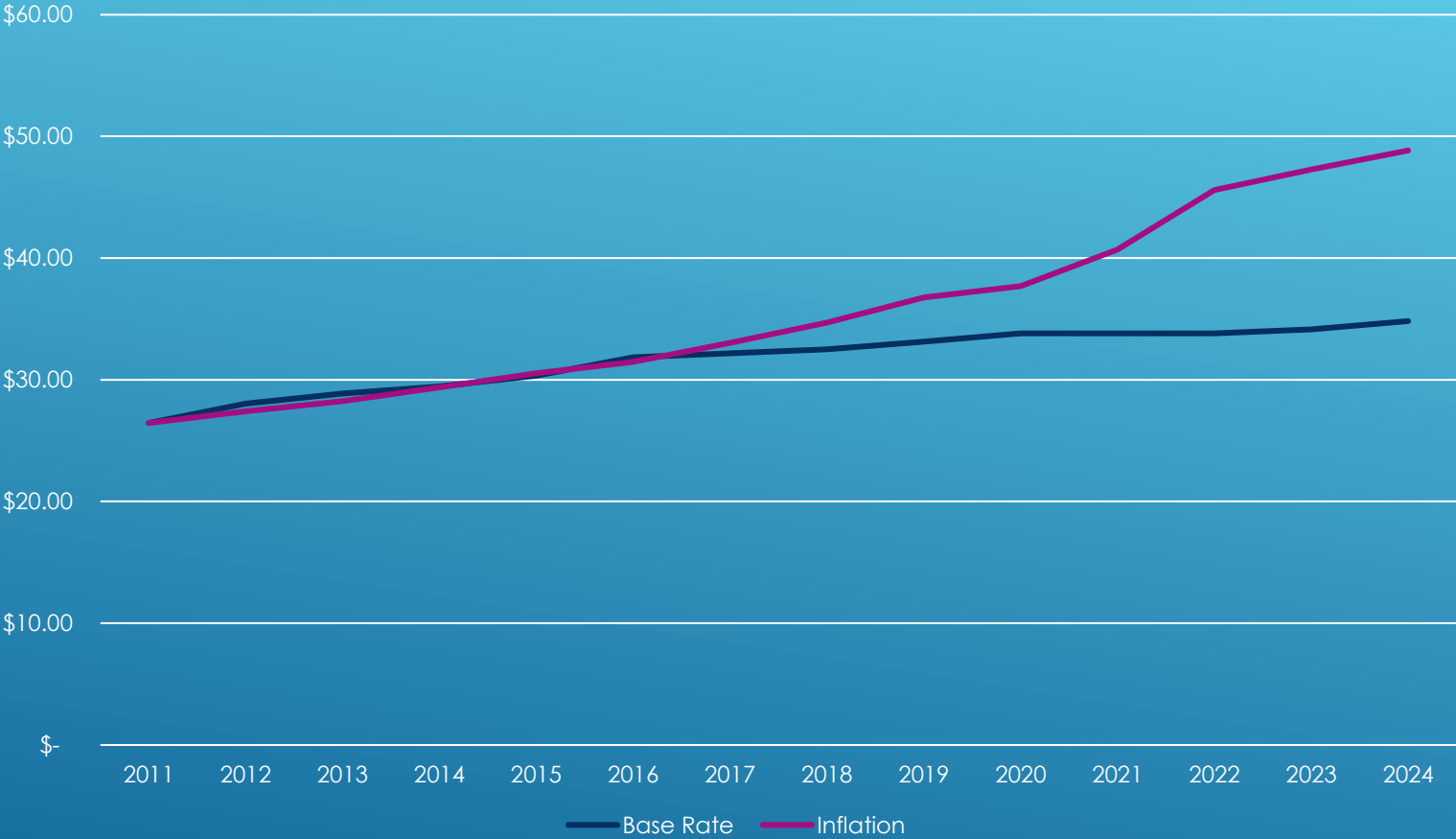
SEWER CAPITAL PROJECTS - PLAN

Sewer		Beg. Balance	11,318,496	9,779,792	8,504,845	7,728,925	9,050,413	9,089,733	10,423,954	10,540,136
		Capital	2,343,138	2,725,053	3,133,958	3,571,488	4,039,320	4,539,221	4,766,182	5,004,491
			2025	2026	2027	2028	2029	2030	2031	2032
<u>Carryover Capital Projects</u>										
2600 42nd Pump Station			1,198,092							
4014 Oak St. Pump Station			146,000	1,500,000						
Mint Farm Sewer Pump Station Odor Control			100,000							
Columbia Heights Sewer Reconstruction			10,000	100,000	359,878					
General Sewer Plan			200,000							
Subtotal			1,654,092	1,600,000	359,878	0	0	0	0	0
<u>New Capital Requests</u>	<u>Request</u>									
Annual Main Replacements			750,000	800,000	850,000	900,000	1,000,000	1,000,000	1,000,000	1,150,000
Annual Main Relining			750,000	800,000	850,000	900,000	1,000,000	1,000,000	1,000,000	1,000,000
Public / Private Joint Utility Imp			50,000	50,000	50,000	50,000	50,000	50,000	50,000	50,000
LID			100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000
Vehicle Replacement shortfall			125,000							
OB2, OB3, OB4 odor control			100,000	200,000						
John Deer Loader			225,000							
Seal Coat Utility Operations Lot 50%			41,000							
Power Gate Utility Operations Center 50%			10,500							
Repaint Utility Operations Center 50%			26,250							
Utility Operations Center Remodel							150,000	755,000	800,000	
Schnider Pump Satation Sabilization			50,000	150,000						
5501 Finch PS				300,000	1700000					
2277 48th PS						300,000	1,700,000			
4711 Merlin PS								300,000	1,700,000	
2401 50th PS	2,000,000									300,000
122 Selix PS	2,000,000									
4007 Pacific Way PS	2,000,000									
2947 Lynn Place PS	2,000,000									
920 7th Ave	2,000,000									
Subtotal			2,227,750	2,400,000	3,550,000	2,250,000	4,000,000	3,205,000	4,650,000	2,600,000
Total			3,881,842	4,000,000	3,909,878	2,250,000	4,000,000	3,205,000	4,650,000	2,600,000
		End Balance	9,779,792	8,504,845	7,728,925	9,050,413	9,089,733	10,423,954	10,540,136	12,544,627

2025 Utility Rate Information / Sewer Utility

Sewer Rates vs. Inflation 2011-2024

Year	%
2011	6
2012	3
2013	2
2014	3
2015	5
2016	1
2017	1
2018	2
2019	2
2020	0
2021	0
2022	1
2023	2
2024	5.7



RATE OPTION #1

5% increase/ No Enhancements				
	2024	No Increase	5% increase	Fully Funded
Annual Revenues	\$ 14,836,900.00	\$ 14,836,900.00	\$ 15,578,745.00	\$ 18,418,557.00
Annual Operating Budget	\$ 12,850,060.00	\$ 13,235,561.00	\$ 13,235,561.00	\$ 13,235,561.00
Annual Capital Contribution	\$ 1,986,840.00	\$ 1,601,339.00	\$ 2,343,184.00	\$ 5,182,996.00
Rate for 6CCF	\$ 73.48	\$ 73.48	\$ 77.15	\$ 91.22
\$ Increase		\$ -	\$ 3.67	\$ 17.74

- Option one would increase the capital contribution by \$741,000.
- Enhancements could be incorporated into this model with a capital contribution reduction.

RATE OPTION #2

5% increase With Enhancements (6.5%)				
	2024	No Increase	6.5% increase	Fully Funded
Annual Revenues	\$ 14,836,900.00	\$ 14,836,900.00	\$ 15,801,298.50	\$ 18,418,557.00
Annual Operating Budget	\$ 12,850,060.00	\$ 13,235,561.00	\$ 13,235,561.00	\$ 13,235,561.00
Annual Capital Contribution	\$ 1,986,840.00	\$ 1,601,339.00	\$ 2,145,482.50	\$ 5,182,996.00
Rate for 6CCF	\$ 73.48	\$ 73.48	\$ 78.26	\$ 91.22
\$ Increase		\$ -	\$ 4.78	\$ 17.74

- Option two would increase the capital contribution by \$544,143.
- Includes needed enhancements.

RATE OPTION #3

8% increase/ No Enhancements				
	2024	No Increase	8% increase	Fully Funded
Annual Revenues	\$ 14,836,900.00	\$ 14,836,900.00	\$ 16,023,852.00	\$ 18,418,557.00
Annual Operating Budget	\$ 12,850,060.00	\$ 13,235,561.00	\$ 13,235,561.00	\$ 13,235,561.00
Annual Capital Contribution	\$ 1,986,840.00	\$ 1,601,339.00	\$ 2,788,291.00	\$ 5,182,996.00
Rate for 6CCF	\$ 73.48	\$ 73.48	\$ 79.36	\$ 91.22
\$ Increase		\$ -	\$ 5.88	\$ 17.74

- Option three would increase the capital contribution by \$1,186.952.
- Enhancements could be incorporated into this model with a capital contribution reduction.

RATE OPTION #4

8% increase with Enhancements (9.5%)				
	2024	No Increase	9.5 % increase	Fully Funded
Annual Revenues	\$ 14,836,900.00	\$ 14,836,900.00	\$ 16,246,405.50	\$ 18,418,557.00
Annual Operating Budget	\$ 12,850,060.00	\$ 13,235,561.00	\$ 13,235,561.00	\$ 13,235,561.00
Annual Capital Contribution	\$ 1,986,840.00	\$ 1,601,339.00	\$ 2,590,589.50	\$ 5,182,996.00
Rate for 6CCF	\$ 73.48	\$ 73.48	\$ 80.46	\$ 91.22
\$ Increase		\$ -	\$ 6.98	\$ 17.74

- Option four would increase the capital contribution by \$989,250.
- Includes needed enhancements.

STAFF RECOMMENDATIONS

Choose one from the following:

- **Option 1:** 5% increase (with or without enhancements).
- **Option 2:** 6.5% increase with enhancements.
- **Option 3:** 8% (increase with or without enhancements).
- **Option 4:** 9.5% increase with enhancements.

DISCUSSION

Water



WATER FUND BUDGET PROJECTIONS

Water Fund Projections		No Increase	3.30%	5%	8%	56.97%
	2024	2025	2025	2025	2025	2025
Annual Revenues	\$ 10,914,000.00	\$ 10,914,000.00	\$ 11,274,162.00	\$ 11,459,700.00	\$ 11,787,120.00	\$ 17,131,680.04
Annual Operating Budget	\$ 10,312,619.00	\$ 10,652,935.43	\$ 10,652,935.43	\$ 10,652,935.43	\$ 10,652,935.43	\$ 10,652,935.43
Annual Capital Contribution	\$ 601,381.00	\$ 261,064.57	\$ 621,226.57	\$ 806,764.57	\$ 1,134,184.57	\$ 6,478,744.61
Rate for 6CCF	\$ 40.33	\$ 40.33	\$ 41.66	\$ 42.35	\$ 43.56	\$ 61.27
\$ Increase		\$ -	\$ 1.33	\$ 2.02	\$ 3.23	\$ 22.98

The water distribution system replacement value is \$647,874,400. On a 100-year replacement cycle we should have an ongoing capital program of \$6,478,744.

Water		
		2025
	Additional AMR meters	\$100,000.00
	Supervisor position for water treatment program	\$36,757.00
	Total:	\$139,044.00
	Cost per customer/6ccf	\$0.68

WATER OPERATIONS ENHANCEMENTS

WATER CAPITAL PROJECTS - PLAN

Water										
		Beg. Balance	1,646,423	4,920,487	386,989	508,851	1,987,314	1,592,716	1,004,371	2,957,432
		Capital	806,764	1,028,202	1,507,342	2,033,459	2,610,238	3,241,823	3,339,078	3,439,250
		Federal Grant	1,100,000							
		ARPA	3,000,000							
		FEMA	1,030,000							
			2025	2026	2027	2028	2029	2030	2031	2032
Current Capital Projects										
Water Truck Fill Stations			100,000							
Mt Solo Waterline			1,030,000							
Columbia Hts Waterline Reconstruction			30,000	100,000	839,855					
Nemi Booster Station			50,000	50,000						
Madrona Waterline Replacement			100,000	1,375,000						
Fishers Lane, Castleman, Clark St, Cascade Way				300,000						
Transmission Main			800,000	3,200,000						
Subtotal			2,110,000	5,025,000	839,855	0	0	0	0	0
New Capital Requests	Request									
LID			100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000
Public/Private Joint Utility Imp			50,000	50,000	50,000	50,000	50,000	50,000	50,000	50,000
Annual Valve Replacement			30,000	31,500	33,075	34,729	36,465	38,288	40,203	42,213
Large Meter Replacement			140,000	147,000	154,350	162,068	170,171	178,679	187,613	196,994
Vehicle replacement additional funds			110,000							
Seal coat parking lot at ops center			41,000							
Power entry gate			10,500							
Repaint ops center			26,200							
Utility ops center remodel							150,000	755,000	800,000	
PRV Station Columbia Hts			45,000							
Replace Castleman Line							2,290,000			
Annual Main Replacement - N 50th								2,500,000		
Annual Main Replacement - Sunset										1,750,000
Annual Main Replacement - Trella Zone	4,500,000									
Annual Main Replacement - Willow Grove	3,000,000									
Annual Main Replacement - Pacific Way	3,000,000									
all reservoirs - seismic upgrades				158,200	158,200	158,200	158,200	158,200	158,200	158,200
SCADA Upgrades				50,000	50,000	50,000	50,000	50,000	50,000	50,000
Subtotal			552,700	536,700	545,625	554,996	3,004,836	3,830,168	1,386,016	2,347,407
Total			2,662,700	5,561,700	1,385,480	554,996	3,004,836	3,830,168	1,386,016	2,347,407
		end balance	4,920,487	386,989	508,851	1,987,314	1,592,716	1,004,371	2,957,432	4,049,275

Filter

2025

Additional water treatment operator	\$108,686.00
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Supervisor position for water treatment program	\$36,757.00
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Total:	\$145,443.00
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Cost per customer/ 6ccf	\$0.71
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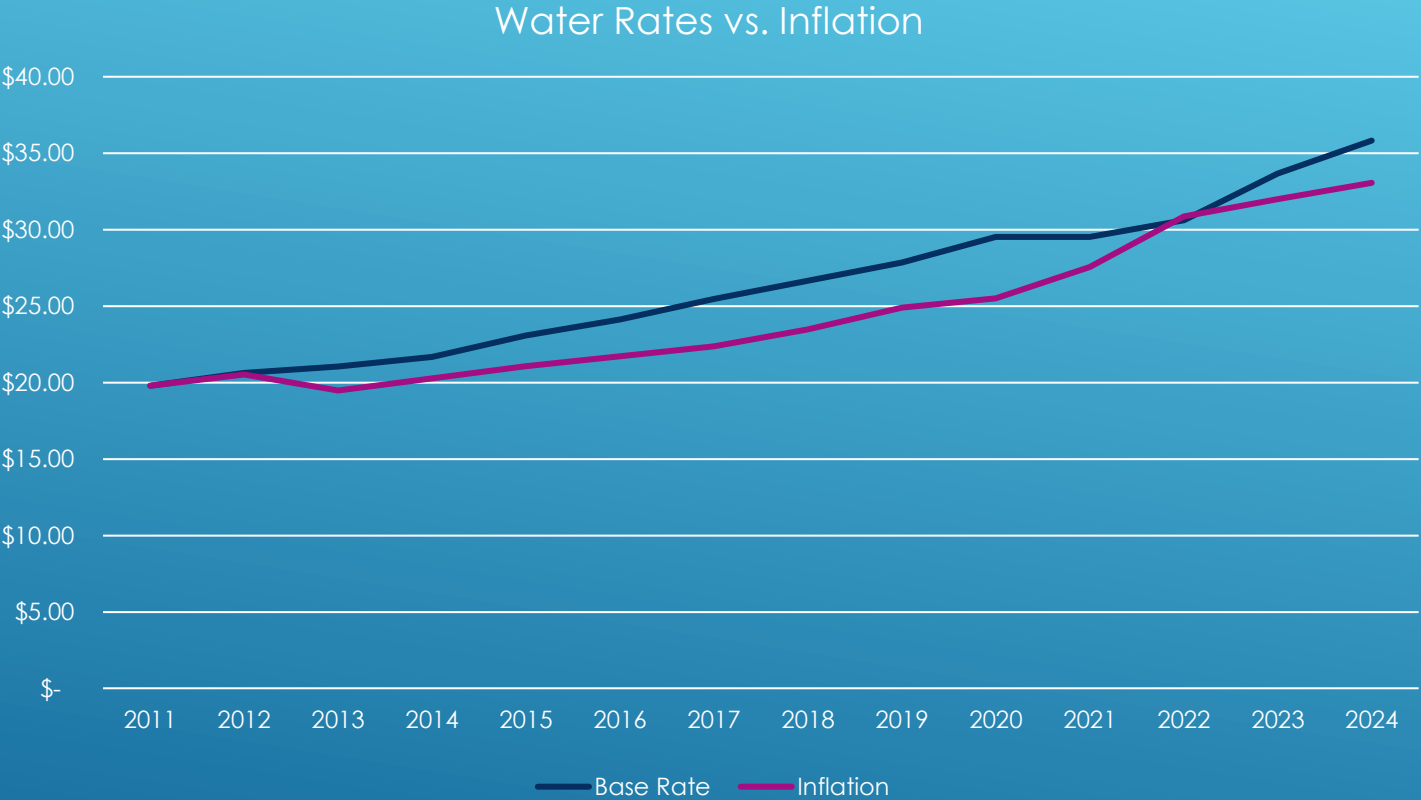
FILTER ENHANCEMENTS

2025 FILTER CAPITAL PROJECTS PLAN

Filter										
		Beg. Balance	229,397	1	109,692	113,684	147,225	242,573	453,991	674,752
		Capital	202,969	209,058	215,330	221,790	228,443	235,297	242,356	249,626
		Beacon Hill	65,663	67,633	69,662	71,752	73,904	76,121	78,405	80,757
			2025	2026	2027	2028	2029	2030	2031	2032
Current Capital Projects										
3rd Hypochlorite tank			200,000							
Equipment building			50,000	150,000						
SCADA PLC Network			248,028							
Subtotal			498,028	150,000	-	-	-	-	-	-
New Capital Requests	Request									
Seal coat asphalt		77,000			77,000					
Pump House Remodels		260,000				260,000				
Well house stabilizations		120,000			120,000					
Repaint Filters		107,000					107,000			
Replace Security Cameras		17,000		17,000						
Misc. Capital		100,000					100,000	100,000	100,000	100,000
Catwalk Platform		84,000			84,000					
Subtotal			-	17,000	281,000	260,000	207,000	100,000	100,000	100,000
Total			498,028	167,000	281,000	260,000	207,000	100,000	100,000	100,000
		end balance	1	109,692	113,684	147,225	242,573	453,991	674,752	905,135

2025 Utility Rate Information / Water Utility

Year	% Rate increase
2011	10
2012	4.2
2013	2
2014	3
2015	6.5
2016	4.5
2017	5.5
2018	4.7
2019	4.5
2020	6
2021	0
2022	3.7
2023	10
2024	6.3



WHAT IS THE COST OF INFLATION?

Reservoir #5 roof.

Initial estimate was \$1.1 million.

At 50% design estimate was \$2.7 million.

Final price was \$3,654,731

July 2020 > Sept 2022

WHAT IS THE COST OF INFLATION?



410% increase

12" Ductile Iron pipe

2020 - \$18.25 ft

2024 - \$ 75.00 ft

189% increase

3.5 Ft Flanged Fire
Hydrant

2020 - \$1,850.49

2024 - \$3,500.00

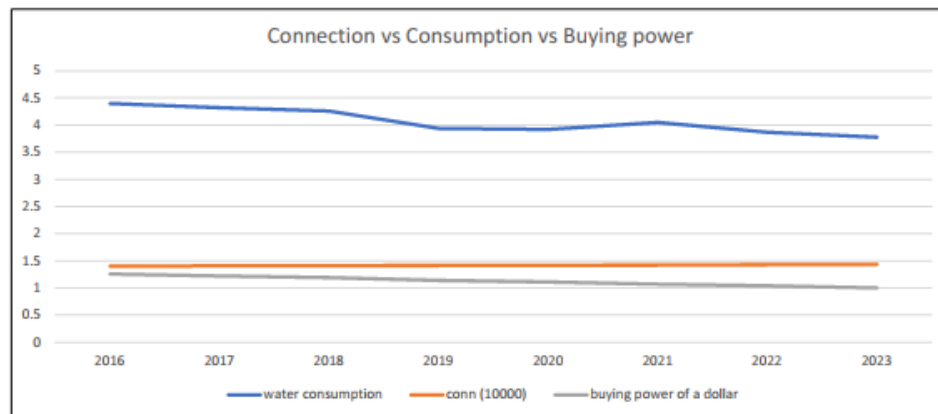


DECLINING WATER CONSUMPTION

Over 7-years:

- 3% increase in customers
- 14% decline on consumption
- 20% Decrease in buying power

year	2016	2017	2018	2019	2020	2021	2022	2023	2024
connections	14024	14056	14105	14146	14192	14225	14303	14389	14419
added connections	32	49	41	46	33	78	86	30	
water consumption	4.4	4.32	4.26	3.94	3.92	4.05	3.87	3.78	
conn (10000)	1.4024	1.4056	1.4105	1.4146	1.4192	1.4225	1.4303	1.4389	1.4419
buying power of a dollar	1.26	1.22	1.19	1.14	1.11	1.07	1.04	1	



Beginning in 1994 – 20% reduction in consumption *NATIONWIDE*

RATE OPTION #1

8% increase/ No Enhancements				
	2024	No Increase	8% increase	Fully Funded
Annual Revenues	\$ 10,914,000.00	\$ 10,914,000.00	\$ 11,787,120.00	\$ 17,131,680.00
Annual Operating Budget	\$ 10,312,619.00	\$ 10,652,935.00	\$ 10,652,935.00	\$ 10,652,935.00
Annual Capital Contribution	\$ 601,381.00	\$ 261,065.00	\$ 1,134,185.00	\$ 6,478,745.00
Rate for 6CCF	\$ 40.33	\$ 40.33	\$ 43.56	\$ 61.27
\$ Increase		\$ -	\$ 3.23	\$ 22.98

- Option one would increase the capital contribution by \$873,120.
- Enhancements could be incorporated into this model with a capital contribution reduction.

RATE OPTION #2

8% increase with enhancements (9.5%)				
	2024	No Increase	9.5% increase	Fully Funded
Annual Revenues	\$ 10,914,000.00	\$ 10,914,000.00	\$ 11,950,830.00	\$ 17,131,680.00
Annual Operating Budget	\$ 10,312,619.00	\$ 10,652,935.00	\$ 10,652,935.00	\$ 10,652,935.00
Annual Capital Contribution	\$ 601,381.00	\$ 261,065.00	\$ 1,047,895.00	\$ 6,478,745.00
Rate for 6CCF	\$ 40.33	\$ 40.33	\$ 44.16	\$ 61.27
\$ Increase		\$ -	\$ 3.83	\$ 22.98

- Option two would increase the capital contribution by \$786,830.
- Enhancements are included in this model.

RATE OPTION #3

10% increase/ No Enhancements				
	2024	No Increase	10% increase	Fully Funded
Annual Revenues	\$ 10,914,000.00	\$ 10,914,000.00	\$ 12,005,400.00	\$ 17,131,680.00
Annual Operating Budget	\$ 10,312,619.00	\$ 10,652,935.00	\$ 10,652,935.00	\$ 10,652,935.00
Annual Capital Contribution	\$ 601,381.00	\$ 261,065.00	\$ 1,352,465.00	\$ 6,478,745.00
Rate for 6CCF	\$ 40.33	\$ 40.33	\$ 44.36	\$ 61.27
\$ Increase		\$ -	\$ 4.03	\$ 22.98

- Option three would increase the capital contribution by \$1,091,400.
- Enhancements could be incorporated into this model with a capital contribution reduction.

RATE OPTION #4

10% increase with enhancements (11.5%)				
	2024	No Increase	9.5% increase	Fully Funded
Annual Revenues	\$ 10,914,000.00	\$ 10,914,000.00	\$ 12,169,110.00	\$ 17,131,680.00
Annual Operating Budget	\$ 10,312,619.00	\$ 10,652,935.00	\$ 10,652,935.00	\$ 10,652,935.00
Annual Capital Contribution	\$ 601,381.00	\$ 261,065.00	\$ 1,266,175.00	\$ 6,478,745.00
Rate for 6CCF	\$ 40.33	\$ 40.33	\$ 44.97	\$ 61.27
\$ Increase		\$ -	\$ 4.64	\$ 22.98

- Option four would increase the capital contribution by \$1,005,110.
- Enhancements are included in this model.

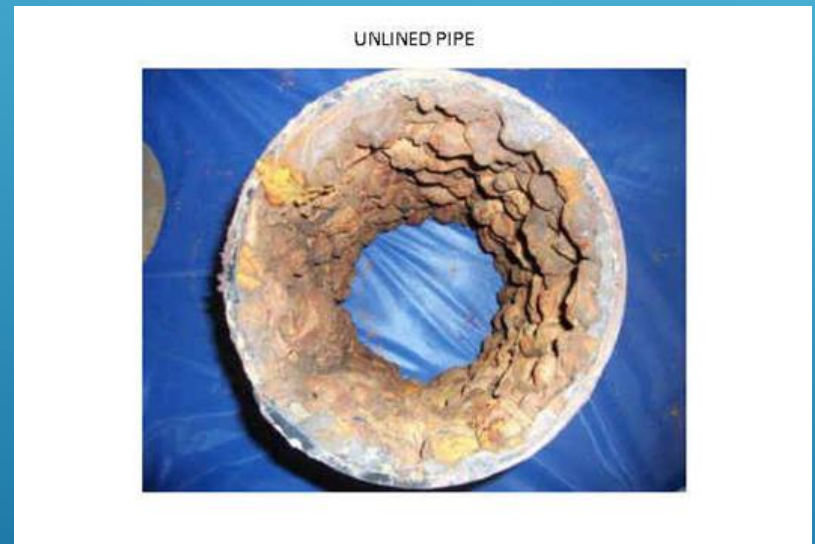
STAFF RECOMMENDATIONS

Choose one from the following:

- **Option 1:** 8% increase (with or without enhancements).
- **Option 2:** 9.5% increase with enhancements.
- **Option 3:** 10% (increase with or without enhancements).
- **Option 4:** 11.5% increase with enhancements.

DISCUSSION

- 24,000 LF of asbestos cement pipe.
- 13,000 LF of steel pipe.
- 195,000 LF of pipe installed in the 1920's.



Stormwater



STAFF RECOMMENDATIONS

Stormwater Rate increase of:
\$1.54 per impervious ERU



STORMWATER UTILITY PROGRAMS

- Operations and maintenance of City stormwater infrastructure and facilities
- Regulatory compliance with NPDES municipal stormwater permit
- Development review and inspection
- City-wide street sweeping program
- Leaf pickup (fall months)
- Urban forestry program
- Sidewalk repair & replacement program
- Stormwater capital improvements



2025-26 STORMWATER ENHANCEMENTS

Program Enhancement

Amount

Stormwater Maintenance Tech

\$118,120

Urban Forestry Tech

\$107,700

TOTAL

\$225,820



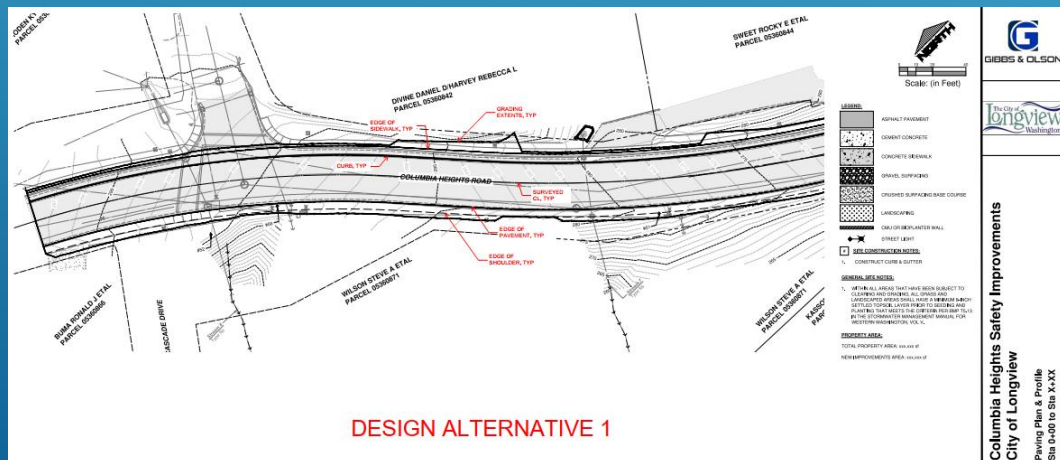
2025 STORMWATER CAPITAL PROJECTS

<u>Capital Project</u>	<u>Amount</u>
Stormwater Infrastructure Condition Inventory	\$150,000
Pacific Way Drainage Improvements	\$185,000
Storm Maintenance Shop Upgrades	\$248,000
SMAP Basin Feasibility Study	\$45,000
Miscellaneous Stormwater Projects	\$118,000
TOTAL	\$746,000



2026 STORMWATER CAPITAL PROJECTS

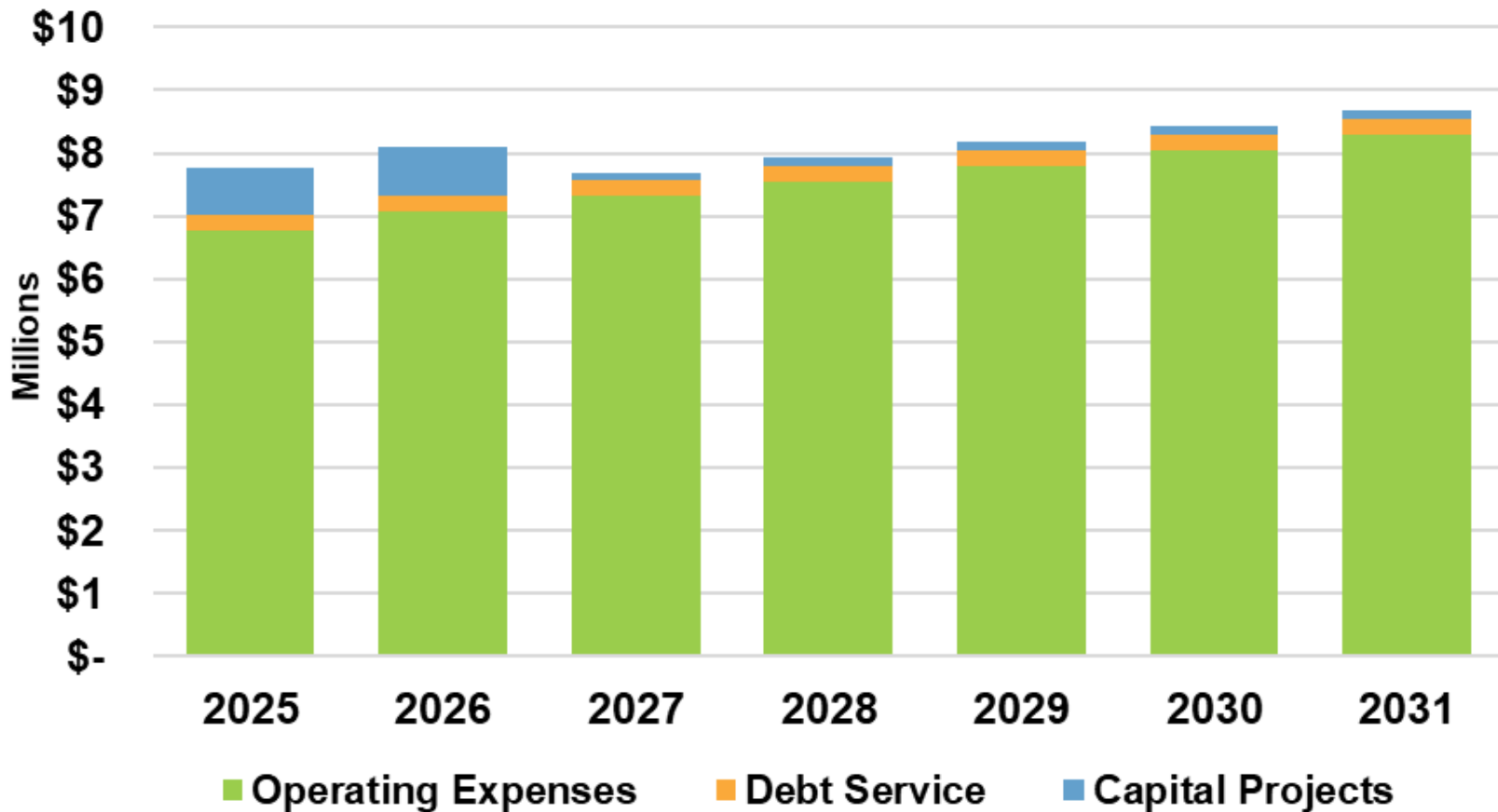
<u>Capital Project</u>	<u>Amount</u>
Stormwater Infrastructure Condition Inventory	\$150,000
Columbia Heights Road Reconstruction (Stormwater)	\$500,000
Miscellaneous Stormwater Projects	\$123,000
TOTAL	\$773,000



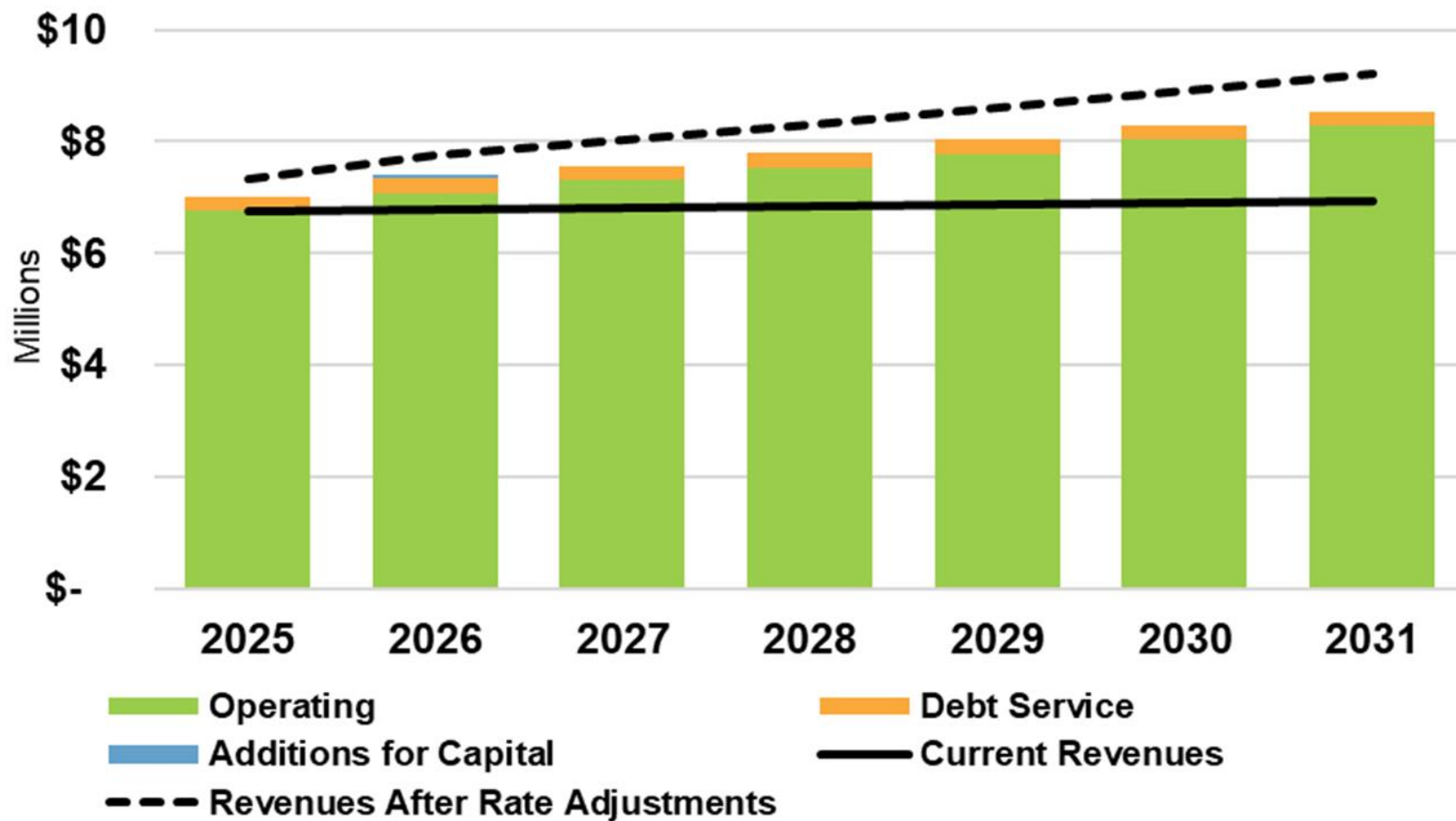
2024 STORMWATER BASE RATE HISTORY AND FUTURE PLAN

<u>Year</u>	<u>Monthly Rate</u>	<u>Increase</u>
2018	\$12.21	\$1.11
2019	\$13.68	\$1.47
2020	\$14.50	\$0.82
2021	\$14.50	\$0.00
2022	\$14.50	\$0.00
2023	\$14.50	\$0.00
2024	\$17.11	\$2.61
2025	\$18.65	\$1.54
2026	\$19.58	\$0.93
2027	\$20.07	\$0.59

Stormwater Utility Expenditure By Category



Rate Revenue Requirement



STAFF RECOMMENDATIONS

Stormwater Rate increase of:
\$1.54 per impervious ERU

COMPARISON OF 2024 COMBINED RESIDENTIAL UTILITY RATES
(WATER/SEWER/STORM/SOLID WASTE; BASED ON A MONTHLY CONSUMPTION OF 600 CF)

Mercer Island	\$221.82
Mountlake Terrace	\$220.81
Castle Rock	\$209.47
Edmonds	\$207.05
Port Angeles	\$205.85
Auburn	\$204.29
Kent	\$201.28
Centralia	\$188.83
Bellingham	\$188.51
Kalama	\$185.06
Aberdeen	\$177.60
Chehalis	\$169.15
Renton	\$163.87
Olympia	\$156.22
Everett	\$155.24
Vancouver	\$152.73
Longview (2025 Proposed)	\$000.00
Longview (2024 Current)	\$149.23
Woodland	\$149.16
Lynnwood	\$146.77
Kelso	\$146.27

Comparison Average (2024) \$179.96 (\$30.73 under average)

DISCUSSION

COUNCIL DIRECTION

Staff Recommendations:

Sewer

- Choose Options 1 (5%), 2 (6.5%), 3 (8%), or 4 (9.5%)
- Provide direction for capital and enhancements.

Water

- Choose Option 1 (8%), 2 (9.5%), 3 (10%), or 4 (11.5%)
- Provide direction on capital and enhancement requests.

Stormwater

- Stormwater rate increase of \$1.54 per ERU
- Provide direction on capital and enhancement requests.



City of Longview

Agenda Summary

RESOLUTION NO. 2510 – WATER RATES FOR 2025

RECOMMENDED ACTION:

MOTION TO ADOPT RESOLUTION NO. 2510

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Continue effective financial management.

Provide sustainable water quality & environmental infrastructure.

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

Proposed Resolution No. 2510 raises water rates to cover increasing operating costs and planned capital improvements to the City's water system facilities. The resolution is offered in four options. Option one implements a water utility increase of 8%. Option two implements a water utility increase of 9.5. Option 3 implements a water utility increase of 10%. Option 4 implements a water utility increase of 11.5%. As of 2024 the water utility is 56.97% underfunded.

STAFF CONTACT:

Chris Collins, Public Works Director/ Asst. City Manager

Attachments:

1. Resolution 2510 Water Rates 2025 8 % Red
2. Resolution 2510 Water Rates 2025 8% Clean
3. Resolution 2510 Water Rates 2025 9.5 % Red
4. Resolution 2510 Water Rates 2025 9.5% Clean
5. Resolution 2510 Water Rates 2025 10% Clean
6. Resolution 2510 Water Rates 2025 10% Red
7. Resolution 2510 Water Rates 2025 11.5% Clean
8. Resolution 2510 Water Rates 2025 11.5% Red

RESOLUTION NO. ~~2503~~-2510

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR WATER AND WATER SERVICE CONNECTIONS, FOR FIRE SERVICE, AND OTHER RELATED CHARGES FOR PROVIDING WATER SERVICE WITHIN AND OUTSIDE THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO. ~~2471~~ 2503.

WHEREAS, Pursuant to Chapter 15.~~56-02~~ of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to set the rates and charges for providing water to cover the projected operating and capital costs of the water utility; now, therefore

BE IT RESOLVED by the City Council of said City that the rates for water service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Water for All Uses Within the Corporate Limits.

All water supplied for domestic or commercial purposes within the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

(1) All Classes Except Irrigation

\$ ~~17.77~~ 19.19 per month for 3/4" x 5/8" meter
\$ ~~35.82~~ 38.69 per month for 1" meter
\$ ~~65.87~~ 71.14 per month for 1-1/2" meter
\$ ~~101.90~~ 110.05 per month for 2" meter
\$ ~~198.00~~ 213.84 per month for 3" meter

~~\$ 306.15~~ 330.64 per month for 4" meter
~~\$ 606.53~~ 655.05 per month for 6" meter
~~\$ 966.94~~ 1044.30 per month for 8" meter
~~\$ 1387.47~~ 1498.47 per month for 10" meter
~~\$ 1988.18~~ 2147.23 per month for 12" meter

(2) Irrigation

~~\$ 14.05-15.17~~ per month for 3/4" x 5/8" meter
~~\$ 26.51-28.63~~ per month for 1" meter
~~\$ 47.22 51.00~~ per month for 1-1/2" meter
~~\$ 72.11 77.88~~ per month for 2" meter
~~\$ 138.46-149.54~~ per month for 3" meter
~~\$ 213.08-230.13~~ per month for 4" meter
~~\$ 420.41 454.04~~ per month for 6" meter
~~\$ 669.21-722.75~~ per month for 8" meter
~~\$ 960.60-1037.45~~ per month for 10" meter
~~\$ 1374.06-1483.98~~ per month for 12" meter

B. Consumptive Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water consumed:

(1) Single Family Residence and Duplex

For the first 800 cu. ft. or any portion thereof - ~~\$ 3.76~~ 4.06 per 100 cu. ft.
For the next 800 cu. ft. - ~~\$ 4.38~~ 4.73 per 100 cu. ft.
For all over 1,600 cu. ft. - ~~\$ 5.71~~ 6.17 per 100 cu. ft.

(2) Trailer Courts and Apartments (Triplex and above)

All water consumed - ~~\$ 4.32~~ 4.67 per 100 cu. ft.

(3) Commercial, Churches, Schools, Hospitals, and Motels/Hotels

All water consumed - ~~\$ 4.62~~ 4.99 per 100 cu. ft.

(4) Irrigation

All water consumed - ~~\$ 6.83~~ 7.38 per 100 cu. ft.

Section 2. Water for all Uses Outside the Corporate Limits.

All water supplied for domestic or commercial purposes outside the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied shall be in

accordance with the schedule in Section 1, plus an additional charge of sixty-five percent (65%) to cover public fire protection costs of the water system serving outside customers and other costs applicable thereto.

Section 3. Partial Monthly Charges.

When water has been supplied to any one customer for less than a calendar month, the amount to be charged such customer for the water furnished during said partial period shall be determined by dividing the applicable monthly minimum meter charge by thirty and multiplying the quotient times the number of days water was so supplied, plus the total consumptive charges for water actually supplied.

Section 4. Water Service Connection Charges.

- (a) All water installations shall meet or exceed the existing standards and specifications of the City, as set forth in the Longview Municipal Code or as determined by the City Engineer. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No water installations or taps into the City water mains shall occur without a utility permit issued under LMC 15.44. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no water installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her representative. All water installations requiring taps into a water main shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (b) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.
- (c) No water installations or taps into the City's water main shall be covered or obscured until inspected and approved by the City Engineer, or his representative. An inspection fee of one-hundred fifty dollars (\$150) shall be charged for such inspections and shall be paid at the time that a permit is granted under LMC 15.44. Where the developer of newly platted land has installed a complete water

service to City standards, including corporation stop, service line, meter stop and meter box, the inspection fee is waived.

(d)

Section 5. Monthly Rates for Private Fire Sprinkler Systems and for Hydrants on Private Property.

The monthly charges for private fire sprinkler systems and hydrants installed on private property shall be as follows:

<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
\$ 17.54 18.94	\$ 29.33 31.68

Private fire protection systems must be metered as provided in Section 15.64.080 of the Longview Municipal Code, and payment of the costs of such installation shall be the responsibility of the property owner. Use of water from private fire sprinkler systems and hydrants shall be for fire suppression or system testing purposes only.

Section 6. Charges to City Owned Facilities.

- (a) Unmetered Service: For each unmetered water service to a City park or other City facility, the City shall pay into the Water Utility Fund, ~~two-three~~ thousand ~~nine-one~~ hundred ~~forty-five-eighty-one~~ dollars and ~~seventy-thirty-six~~ (\$2945.70) (~~\$3181.36~~) per year for each such service.
- (b) Youth Athletic Leagues: Water consumed at City parks that host Youth Athletic Leagues shall be charged at twenty-five percent (25%) of the rates set forth in the resolution. The park accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.
- (c) Mint Valley Golf Course Irrigation: Water consumed at the Mint Valley Golf Course for irrigation purposes only, shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution.
- (d) Community Gardens Irrigation: Water consumed by community gardeners utilizing City Community Garden facilities owned and operated by the City of Longview Parks and Recreation Department shall be charged at twenty-five percent (25%) of the rates set forth in this

Resolution. The Community Gardens accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.

Section 7. Delinquent Payments.

All money due the City for furnishing water service for any customers shall be due and payable within fifteen (15) days of the due date shown on each bill, and if not paid within fifteen (15) days thereafter, shall be deemed delinquent. In accordance with Longview Municipal Code, if full payment on a utility account has not been received at the Finance Department by the thirtieth (30th) day after the due date, a penalty as shown in the master fee schedule shall be assessed and written notice will be mailed for demand for payment or otherwise. In the event the utility account remains delinquent beyond the forty-first (41st) day after the due date, and after such contact has been attempted by the City, the utility service shall be disconnected or shut off until such time as the balance is paid in full. In accordance with the Longview Municipal Code, a penalty as shown in the master fee schedule shall be assessed to turn on the utility service, once the balance, including penalty fees, are paid in full. In accordance with Longview Municipal Code, there is hereby established a charge as shown in the master fee schedule to turn on a water service which has been disconnected or turned off due to a user failing to apply for water service as provided in Longview Municipal Code. A charge as shown in the master fee schedule is hereby established if the City is required to turn on a water service after regular working hours. If the City determined that it was necessary to physically remove the meter to enforce the provisions of the Longview Municipal Code and this resolution, a charge as shown in the master fee schedule shall be assessed to reinstall the meter and turn on water service.

Section 8. Water Obtained from Fire Hydrant.

Anyone desiring to obtain water from an un-metered fire hydrant shall first obtain a Fire Hydrant Use Permit and, pay all applicable fees and deposits. Use of a fire hydrant to obtain water shall be temporary only, shall occur only at hydrants designated and approved by the Utilities Systems Manager or his/her designee, and shall not exceed ninety (90) calendar days unless otherwise approved by the Utilities Systems Manager or his/her designee. All water obtained from a hydrant shall be through a water meter and backflow prevention assembly

provided by the City, except that the Utilities Systems Manager may authorize the permittee to provide its own meter and backflow prevention assembly.

The permittee shall pay a deposit as shown in the master fee schedule and a non-refundable meter assembly installation and removal fee as shown in the master fee schedule in advance of the City installing the meter assembly on the hydrant. The permittee shall also pay a meter rental charge as shown in the master fee schedule per calendar day and shall pay for water used at the rates shown in Section 1.B (3).

All water supplied for use outside the corporate limits of the City shall be charged at the rates shown in Section 1.B (3), plus an additional charge of sixty-five percent (65%) as identified in Section 2 of this resolution.

The deposit is required for the purpose of assuring that said meter will be returned to the City, and that it will not be damaged. The permittee shall be fully responsible for any damage or loss to the hydrant and/or the hydrant meter assembly. If a meter assembly is returned to the City in a damaged condition, or the hydrant is damaged by the permittee's use, the permittee shall be responsible to pay all replacement or repair costs that exceed the deposit amount, in addition to the meter rental and water consumption charges. Replacement or repair costs shall become payable to the City within thirty (30) calendar days after notification and subsequent mailing of an invoice to permittee.

Permittees providing their own meter and backflow prevention assembly shall obtain a Fire Hydrant Use Permit for each hydrant used, and shall use only hydrants designated and approved by the Utilities Systems Manager or his/her designee. Such permittees shall be exempt from the installation/removal fee and meter rental charge, but shall pay a one hundred dollar (\$100.00) deposit, shall pay for all water consumed, and shall be responsible for any damage or loss to the hydrant due to their use of the hydrant.

The permit shall be on site at any time water is to be withdrawn from the hydrant and shall be subject to examination on request of employees of the City. The permittee shall comply

with the requirements set forth in the 2015 International Fire Code, Section 901.8 and subsequent editions; and LMC Sections 15.60.050 and 15.60.070.

The Utilities Division shall provide meter readings to the Finance Department, who shall determine and issue the monthly and final billings. The Finance Department shall refund the deposit to the permittee after all charges have been paid and upon verification from the Utilities Operations Manager or his/her designee, that the meter has been returned and that all City-owned property is undamaged.

Section 9. Water Shortage Fees.

During a water shortage emergency as defined in Chapter 15.74 of the Longview Municipal Code, fees shall be assessed as follows for installation and removal of flow restrictor devices on individual water services, or for disconnecting or shutting off services, as provided for to enforce the measures set forth in the Longview Municipal Code:

¾ -inch to 1 ½ -inch meters: as shown in the master fee schedule

larger than 1 ½ -inch meters: as shown in the master fee schedule

Section 10. City of Kelso Water Delivery Rate

All water delivered to the City of Kelso for domestic or commercial purposes shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

Monthly meter charges will be applied according to Section 1.A.(1) above.

B. Delivery Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water delivered:

All water delivered - \$ ~~1.75~~ 1.89 per 100 cu. ft.

C. Purveyor rate

In addition to the minimum monthly meter charges and delivery charges shown above, a purveyor rate will also be levied by the Water Operating Board for water consumed.

Sections 3, 4 and 7 above will apply to the City of Kelso and all its connections to the City of Longview water distribution system.

BE IT FURTHER RESOLVED that Resolution No. ~~2471-2503~~ passed by the City Council on ~~December 20, 2023~~ June 20, 2024 is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on ~~July~~ January 1, 2024~~5~~.

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular council meeting of said City Council held on the 27th day of ~~June~~ August, 2024~~5~~.

ATTEST:

M A Y O R

City Clerk

RESOLUTION NO. 2510

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR WATER AND WATER SERVICE CONNECTIONS, FOR FIRE SERVICE, AND OTHER RELATED CHARGES FOR PROVIDING WATER SERVICE WITHIN AND OUTSIDE THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO.2503.

WHEREAS, Pursuant to Chapter 15.02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to set the rates and charges for providing water to cover the projected operating and capital costs of the water utility; now, therefore

BE IT RESOLVED by the City Council of said City that the rates for water service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Water for All Uses Within the Corporate Limits.

All water supplied for domestic or commercial purposes within the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

(1) All Classes Except Irrigation

\$ 19.19 per month for 3/4" x 5/8" meter
\$ 38.69 per month for 1" meter
\$ 71.14 per month for 1-1/2" meter
\$ 110.05 per month for 2" meter
\$ 213.84 per month for 3" meter

\$ 330.64 per month for 4" meter
\$ 655.05 per month for 6" meter
\$ 1044.80 per month for 8" meter
\$ 1498.47 per month for 10" meter
\$ 2147.23 per month for 12" meter

(2) Irrigation

\$ 15.17 per month for 3/4" x 5/8" meter
\$ 28.63 per month for 1" meter
\$ 51.00 per month for 1-1/2" meter
\$ 77.88 per month for 2" meter
\$ 149.54 per month for 3" meter
\$ 230.13 per month for 4" meter
\$ 454.04 per month for 6" meter
\$ 722.75 per month for 8" meter
\$ 1037.45 per month for 10" meter
\$ 1483.98 per month for 12" meter

B. Consumptive Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water consumed:

(1) Single Family Residence and Duplex

For the first 800 cu. ft. or any portion thereof - \$ 4.06 per 100 cu. ft.
For the next 800 cu. ft. - \$ 4.73 per 100 cu. ft.
For all over 1,600 cu. ft. - \$ 6.17 per 100 cu. ft.

(2) Trailer Courts and Apartments (Triplex and above)

All water consumed - \$ 4.67 per 100 cu. ft.

(3) Commercial, Churches, Schools, Hospitals, and Motels/Hotels

All water consumed - \$ 4.99 per 100 cu. ft.

(4) Irrigation

All water consumed - \$ 7.38 per 100 cu. ft.

Section 2. Water for all Uses Outside the Corporate Limits.

All water supplied for domestic or commercial purposes outside the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied shall be in

accordance with the schedule in Section 1, plus an additional charge of sixty-five percent (65%) to cover public fire protection costs of the water system serving outside customers and other costs applicable thereto.

Section 3. Partial Monthly Charges.

When water has been supplied to any one customer for less than a calendar month, the amount to be charged such customer for the water furnished during said partial period shall be determined by dividing the applicable monthly minimum meter charge by thirty and multiplying the quotient times the number of days water was so supplied, plus the total consumptive charges for water actually supplied.

Section 4. Water Service Connection Charges.

- (a) All water installations shall meet or exceed the existing standards and specifications of the City, as set forth in the Longview Municipal Code or as determined by the City Engineer. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No water installations or taps into the City water mains shall occur without a utility permit issued under LMC 15.44. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no water installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her representative. All water installations requiring taps into a water main shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (b) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.
- (c) No water installations or taps into the City's water main shall be covered or obscured until inspected and approved by the City Engineer, or his representative. An inspection fee of one-hundred fifty dollars (\$150) shall be charged for such inspections and shall be paid at the time that a permit is granted under LMC 15.44. Where the developer of newly platted land has installed a complete water

service to City standards, including corporation stop, service line, meter stop and meter box, the inspection fee is waived.

(d)

Section 5. Monthly Rates for Private Fire Sprinkler Systems and for Hydrants on Private Property.

The monthly charges for private fire sprinkler systems and hydrants installed on private property shall be as follows:

<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
\$ 18.94	\$ 31.68

Private fire protection systems must be metered as provided in Section 15.64.080 of the Longview Municipal Code, and payment of the costs of such installation shall be the responsibility of the property owner. Use of water from private fire sprinkler systems and hydrants shall be for fire suppression or system testing purposes only.

Section 6. Charges to City Owned Facilities.

- (a) Unmetered Service: For each unmetered water service to a City park or other City facility, the City shall pay into the Water Utility Fund, three thousand one hundred eighty-one dollars and thirty-six (\$3181.36) per year for each such service.
- (b) Youth Athletic Leagues: Water consumed at City parks that host Youth Athletic Leagues shall be charged at twenty-five percent (25%) of the rates set forth in the resolution. The park accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.
- (c) Mint Valley Golf Course Irrigation: Water consumed at the Mint Valley Golf Course for irrigation purposes only, shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution.
- (d) Community Gardens Irrigation: Water consumed by community gardeners utilizing City Community Garden facilities owned and operated by the City of Longview Parks and Recreation Department shall be charged at twenty-five percent (25%) of the rates set forth in this

Resolution. The Community Gardens accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.

Section 7. Delinquent Payments.

All money due the City for furnishing water service for any customers shall be due and payable within fifteen (15) days of the due date shown on each bill, and if not paid within fifteen (15) days thereafter, shall be deemed delinquent. In accordance with Longview Municipal Code, if full payment on a utility account has not been received at the Finance Department by the thirtieth (30th) day after the due date, a penalty as shown in the master fee schedule shall be assessed and written notice will be mailed for demand for payment or otherwise. In the event the utility account remains delinquent beyond the forty-first (41st) day after the due date, and after such contact has been attempted by the City, the utility service shall be disconnected or shut off until such time as the balance is paid in full. In accordance with the Longview Municipal Code, a penalty as shown in the master fee schedule shall be assessed to turn on the utility service, once the balance, including penalty fees, are paid in full. In accordance with Longview Municipal Code, there is hereby established a charge as shown in the master fee schedule to turn on a water service which has been disconnected or turned off due to a user failing to apply for water service as provided in Longview Municipal Code. A charge as shown in the master fee schedule is hereby established if the City is required to turn on a water service after regular working hours. If the City determined that it was necessary to physically remove the meter to enforce the provisions of the Longview Municipal Code and this resolution, a charge as shown in the master fee schedule shall be assessed to reinstall the meter and turn on water service.

Section 8. Water Obtained from Fire Hydrant.

Anyone desiring to obtain water from an un-metered fire hydrant shall first obtain a Fire Hydrant Use Permit and, pay all applicable fees and deposits. Use of a fire hydrant to obtain water shall be temporary only, shall occur only at hydrants designated and approved by the Utilities Systems Manager or his/her designee, and shall not exceed ninety (90) calendar days unless otherwise approved by the Utilities Systems Manager or his/her designee. All water obtained from a hydrant shall be through a water meter and backflow prevention assembly

provided by the City, except that the Utilities Systems Manager may authorize the permittee to provide its own meter and backflow prevention assembly.

The permittee shall pay a deposit as shown in the master fee schedule and a non-refundable meter assembly installation and removal fee as shown in the master fee schedule in advance of the City installing the meter assembly on the hydrant. The permittee shall also pay a meter rental charge as shown in the master fee schedule per calendar day and shall pay for water used at the rates shown in Section 1.B (3).

All water supplied for use outside the corporate limits of the City shall be charged at the rates shown in Section 1.B (3), plus an additional charge of sixty-five percent (65%) as identified in Section 2 of this resolution.

The deposit is required for the purpose of assuring that said meter will be returned to the City, and that it will not be damaged. The permittee shall be fully responsible for any damage or loss to the hydrant and/or the hydrant meter assembly. If a meter assembly is returned to the City in a damaged condition, or the hydrant is damaged by the permittee's use, the permittee shall be responsible to pay all replacement or repair costs that exceed the deposit amount, in addition to the meter rental and water consumption charges. Replacement or repair costs shall become payable to the City within thirty (30) calendar days after notification and subsequent mailing of an invoice to permittee.

Permittees providing their own meter and backflow prevention assembly shall obtain a Fire Hydrant Use Permit for each hydrant used, and shall use only hydrants designated and approved by the Utilities Systems Manager or his/her designee. Such permittees shall be exempt from the installation/removal fee and meter rental charge, but shall pay a one hundred dollar (\$100.00) deposit, shall pay for all water consumed, and shall be responsible for any damage or loss to the hydrant due to their use of the hydrant.

The permit shall be on site at any time water is to be withdrawn from the hydrant and shall be subject to examination on request of employees of the City. The permittee shall comply

with the requirements set forth in the 2015 International Fire Code, Section 901.8 and subsequent editions; and LMC Sections 15.60.050 and 15.60.070.

The Utilities Division shall provide meter readings to the Finance Department, who shall determine and issue the monthly and final billings. The Finance Department shall refund the deposit to the permittee after all charges have been paid and upon verification from the Utilities Operations Manager or his/her designee, that the meter has been returned and that all City-owned property is undamaged.

Section 9. Water Shortage Fees.

During a water shortage emergency as defined in Chapter 15.74 of the Longview Municipal Code, fees shall be assessed as follows for installation and removal of flow restrictor devices on individual water services, or for disconnecting or shutting off services, as provided for to enforce the measures set forth in the Longview Municipal Code:

¾ -inch to 1 ½ -inch meters: as shown in the master fee schedule

larger than 1 ½ -inch meters: as shown in the master fee schedule

Section 10. City of Kelso Water Delivery Rate

All water delivered to the City of Kelso for domestic or commercial purposes shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

Monthly meter charges will be applied according to Section 1.A.(1) above.

B. Delivery Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water delivered:

All water delivered - \$ 1.89 per 100 cu. ft.

C. Purveyor rate

In addition to the minimum monthly meter charges and delivery charges shown above, a purveyor rate will also be levied by the Water Operating Board for water consumed.

Sections 3, 4 and 7 above will apply to the City of Kelso and all its connections to the City of Longview water distribution system.

BE IT FURTHER RESOLVED that Resolution No. 2503 passed by the City Council on June 27, 2024 is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on January 1, 2025.

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular council meeting of said City Council held on the 27th day of August, 2024.

ATTEST:

M A Y O R

City Clerk

RESOLUTION NO. ~~2503~~-2510

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR WATER AND WATER SERVICE CONNECTIONS, FOR FIRE SERVICE, AND OTHER RELATED CHARGES FOR PROVIDING WATER SERVICE WITHIN AND OUTSIDE THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO. ~~2471~~ 2503.

WHEREAS, Pursuant to Chapter 15.~~56-02~~ of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to set the rates and charges for providing water to cover the projected operating and capital costs of the water utility; now, therefore

BE IT RESOLVED by the City Council of said City that the rates for water service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Water for All Uses Within the Corporate Limits.

All water supplied for domestic or commercial purposes within the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

(1) All Classes Except Irrigation

\$ ~~17.77~~ 19.46 per month for 3/4" x 5/8" meter
\$ ~~35.82~~ 39.22 per month for 1" meter
\$ ~~65.87~~ 72.13 per month for 1-1/2" meter
\$ ~~101.90~~ 111.58 per month for 2" meter
\$ ~~198.00~~ 216.81 per month for 3" meter

~~\$ 306.15~~ ~~335.23~~ per month for 4" meter
~~\$ 606.53~~ ~~664.15~~ per month for 6" meter
~~\$ 966.94~~ ~~1058.80~~ per month for 8" meter
~~\$ 1387.47~~ ~~1519.28~~ per month for 10" meter
~~\$ 1988.18~~ ~~2177.06~~ per month for 12" meter

(2) Irrigation

~~\$ 14.05~~ ~~15.38~~ per month for 3/4" x 5/8" meter
~~\$ 26.51~~ ~~29.03~~ per month for 1" meter
~~\$ 47.22~~ ~~51.71~~ per month for 1-1/2" meter
~~\$ 72.11~~ ~~78.96~~ per month for 2" meter
~~\$ 138.46~~ ~~151.61~~ per month for 3" meter
~~\$ 213.08~~ ~~233.32~~ per month for 4" meter
~~\$ 420.41~~ ~~460.35~~ per month for 6" meter
~~\$ 669.21~~ ~~732.78~~ per month for 8" meter
~~\$ 960.60~~ ~~1051.86~~ per month for 10" meter
~~\$ 1374.06~~ ~~1504.60~~ per month for 12" meter

B. Consumptive Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water consumed:

(1) Single Family Residence and Duplex

For the first 800 cu. ft. or any portion thereof - ~~\$ 3.76~~ ~~4.12~~ per 100 cu. ft.
For the next 800 cu. ft. - ~~\$ 4.38~~ ~~4.80~~ per 100 cu. ft.
For all over 1,600 cu. ft. - ~~\$ 5.71~~ ~~6.25~~ per 100 cu. ft.

(2) Trailer Courts and Apartments (Triplex and above)

All water consumed - ~~\$ 4.32~~ ~~4.73~~ per 100 cu. ft.

(3) Commercial, Churches, Schools, Hospitals, and Motels/Hotels

All water consumed - ~~\$ 4.62~~ ~~5.06~~ per 100 cu. ft.

(4) Irrigation

All water consumed - ~~\$ 6.83~~ ~~7.48~~ per 100 cu. ft.

Section 2. Water for all Uses Outside the Corporate Limits.

All water supplied for domestic or commercial purposes outside the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied shall be in

accordance with the schedule in Section 1, plus an additional charge of sixty-five percent (65%) to cover public fire protection costs of the water system serving outside customers and other costs applicable thereto.

Section 3. Partial Monthly Charges.

When water has been supplied to any one customer for less than a calendar month, the amount to be charged such customer for the water furnished during said partial period shall be determined by dividing the applicable monthly minimum meter charge by thirty and multiplying the quotient times the number of days water was so supplied, plus the total consumptive charges for water actually supplied.

Section 4. Water Service Connection Charges.

- (a) All water installations shall meet or exceed the existing standards and specifications of the City, as set forth in the Longview Municipal Code or as determined by the City Engineer. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No water installations or taps into the City water mains shall occur without a utility permit issued under LMC 15.44. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no water installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her representative. All water installations requiring taps into a water main shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (b) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.
- (c) No water installations or taps into the City's water main shall be covered or obscured until inspected and approved by the City Engineer, or his representative. An inspection fee of one-hundred fifty dollars (\$150) shall be charged for such inspections and shall be paid at the time that a permit is granted under LMC 15.44. Where the developer of newly platted land has installed a complete water

service to City standards, including corporation stop, service line, meter stop and meter box, the inspection fee is waived.

(d)

Section 5. Monthly Rates for Private Fire Sprinkler Systems and for Hydrants on Private Property.

The monthly charges for private fire sprinkler systems and hydrants installed on private property shall be as follows:

<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
\$ 17.54 19.21	\$ 29.33 32.12

Private fire protection systems must be metered as provided in Section 15.64.080 of the Longview Municipal Code, and payment of the costs of such installation shall be the responsibility of the property owner. Use of water from private fire sprinkler systems and hydrants shall be for fire suppression or system testing purposes only.

Section 6. Charges to City Owned Facilities.

- (a) Unmetered Service: For each unmetered water service to a City park or other City facility, the City shall pay into the Water Utility Fund, ~~two-three~~ thousand ~~nine-two~~ hundred ~~forty-five-twenty-five~~ dollars and ~~seventy-fifty-four~~ (~~\$2945.70~~) (~~\$3225.54~~) per year for each such service.
- (b) Youth Athletic Leagues: Water consumed at City parks that host Youth Athletic Leagues shall be charged at twenty-five percent (25%) of the rates set forth in the resolution. The park accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.
- (c) Mint Valley Golf Course Irrigation: Water consumed at the Mint Valley Golf Course for irrigation purposes only, shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution.
- (d) Community Gardens Irrigation: Water consumed by community gardeners utilizing City Community Garden facilities owned and operated by the City of Longview Parks and Recreation Department shall be charged at twenty-five percent (25%) of the rates set forth in this

Resolution. The Community Gardens accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.

Section 7. Delinquent Payments.

All money due the City for furnishing water service for any customers shall be due and payable within fifteen (15) days of the due date shown on each bill, and if not paid within fifteen (15) days thereafter, shall be deemed delinquent. In accordance with Longview Municipal Code, if full payment on a utility account has not been received at the Finance Department by the thirtieth (30th) day after the due date, a penalty as shown in the master fee schedule shall be assessed and written notice will be mailed for demand for payment or otherwise. In the event the utility account remains delinquent beyond the forty-first (41st) day after the due date, and after such contact has been attempted by the City, the utility service shall be disconnected or shut off until such time as the balance is paid in full. In accordance with the Longview Municipal Code, a penalty as shown in the master fee schedule shall be assessed to turn on the utility service, once the balance, including penalty fees, are paid in full. In accordance with Longview Municipal Code, there is hereby established a charge as shown in the master fee schedule to turn on a water service which has been disconnected or turned off due to a user failing to apply for water service as provided in Longview Municipal Code. A charge as shown in the master fee schedule is hereby established if the City is required to turn on a water service after regular working hours. If the City determined that it was necessary to physically remove the meter to enforce the provisions of the Longview Municipal Code and this resolution, a charge as shown in the master fee schedule shall be assessed to reinstall the meter and turn on water service.

Section 8. Water Obtained from Fire Hydrant.

Anyone desiring to obtain water from an un-metered fire hydrant shall first obtain a Fire Hydrant Use Permit and, pay all applicable fees and deposits. Use of a fire hydrant to obtain water shall be temporary only, shall occur only at hydrants designated and approved by the Utilities Systems Manager or his/her designee, and shall not exceed ninety (90) calendar days unless otherwise approved by the Utilities Systems Manager or his/her designee. All water obtained from a hydrant shall be through a water meter and backflow prevention assembly

provided by the City, except that the Utilities Systems Manager may authorize the permittee to provide its own meter and backflow prevention assembly.

The permittee shall pay a deposit as shown in the master fee schedule and a non-refundable meter assembly installation and removal fee as shown in the master fee schedule in advance of the City installing the meter assembly on the hydrant. The permittee shall also pay a meter rental charge as shown in the master fee schedule per calendar day and shall pay for water used at the rates shown in Section 1.B (3).

All water supplied for use outside the corporate limits of the City shall be charged at the rates shown in Section 1.B (3), plus an additional charge of sixty-five percent (65%) as identified in Section 2 of this resolution.

The deposit is required for the purpose of assuring that said meter will be returned to the City, and that it will not be damaged. The permittee shall be fully responsible for any damage or loss to the hydrant and/or the hydrant meter assembly. If a meter assembly is returned to the City in a damaged condition, or the hydrant is damaged by the permittee's use, the permittee shall be responsible to pay all replacement or repair costs that exceed the deposit amount, in addition to the meter rental and water consumption charges. Replacement or repair costs shall become payable to the City within thirty (30) calendar days after notification and subsequent mailing of an invoice to permittee.

Permittees providing their own meter and backflow prevention assembly shall obtain a Fire Hydrant Use Permit for each hydrant used, and shall use only hydrants designated and approved by the Utilities Systems Manager or his/her designee. Such permittees shall be exempt from the installation/removal fee and meter rental charge, but shall pay a one hundred dollar (\$100.00) deposit, shall pay for all water consumed, and shall be responsible for any damage or loss to the hydrant due to their use of the hydrant.

The permit shall be on site at any time water is to be withdrawn from the hydrant and shall be subject to examination on request of employees of the City. The permittee shall comply

with the requirements set forth in the 2015 International Fire Code, Section 901.8 and subsequent editions; and LMC Sections 15.60.050 and 15.60.070.

The Utilities Division shall provide meter readings to the Finance Department, who shall determine and issue the monthly and final billings. The Finance Department shall refund the deposit to the permittee after all charges have been paid and upon verification from the Utilities Operations Manager or his/her designee, that the meter has been returned and that all City-owned property is undamaged.

Section 9. Water Shortage Fees.

During a water shortage emergency as defined in Chapter 15.74 of the Longview Municipal Code, fees shall be assessed as follows for installation and removal of flow restrictor devices on individual water services, or for disconnecting or shutting off services, as provided for to enforce the measures set forth in the Longview Municipal Code:

¾ -inch to 1 ½ -inch meters: as shown in the master fee schedule

larger than 1 ½ -inch meters: as shown in the master fee schedule

Section 10. City of Kelso Water Delivery Rate

All water delivered to the City of Kelso for domestic or commercial purposes shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

Monthly meter charges will be applied according to Section 1.A.(1) above.

B. Delivery Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water delivered:

All water delivered - \$ ~~1.75~~ 1.92 per 100 cu. ft.

C. Purveyor rate

In addition to the minimum monthly meter charges and delivery charges shown above, a purveyor rate will also be levied by the Water Operating Board for water consumed.

Sections 3, 4 and 7 above will apply to the City of Kelso and all its connections to the City of Longview water distribution system.

BE IT FURTHER RESOLVED that Resolution No. ~~2471-2503~~ passed by the City Council on ~~December 20, 2023~~ June 20, 2024 is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on ~~July~~ January 1, 2024~~5~~.

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular council meeting of said City Council held on the 27th day of ~~June~~ August, 2024~~5~~.

ATTEST:

MAYOR

City Clerk

RESOLUTION NO. 2510

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR WATER AND WATER SERVICE CONNECTIONS, FOR FIRE SERVICE, AND OTHER RELATED CHARGES FOR PROVIDING WATER SERVICE WITHIN AND OUTSIDE THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO.2503.

WHEREAS, Pursuant to Chapter 15.02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to set the rates and charges for providing water to cover the projected operating and capital costs of the water utility; now, therefore

BE IT RESOLVED by the City Council of said City that the rates for water service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Water for All Uses Within the Corporate Limits.

All water supplied for domestic or commercial purposes within the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

(1) All Classes Except Irrigation

\$ 19.46 per month for 3/4" x 5/8" meter
\$ 39.22 per month for 1" meter
\$ 72.13 per month for 1-1/2" meter
\$ 111.58 per month for 2" meter
\$ 216.81 per month for 3" meter

\$ 335.23 per month for 4" meter
\$ 664.15 per month for 6" meter
\$ 1058.80 per month for 8" meter
\$ 1519.28 per month for 10" meter
\$ 2177.06 per month for 12" meter

(2) Irrigation

\$ 15.38 per month for 3/4" x 5/8" meter
\$ 29.03 per month for 1" meter
\$ 51.71 per month for 1-1/2" meter
\$ 78.96 per month for 2" meter
\$ 151.61 per month for 3" meter
\$ 233.32 per month for 4" meter
\$ 460.35 per month for 6" meter
\$ 732.78 per month for 8" meter
\$ 1051.86 per month for 10" meter
\$ 1504.60 per month for 12" meter

B. Consumptive Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water consumed:

(1) Single Family Residence and Duplex

For the first 800 cu. ft. or any portion thereof - \$ 4.12 per 100 cu. ft.
For the next 800 cu. ft. - \$ 4.80 per 100 cu. ft.
For all over 1,600 cu. ft. - \$ 6.25 per 100 cu. ft.

(2) Trailer Courts and Apartments (Triplex and above)

All water consumed - \$ 4.73 per 100 cu. ft.

(3) Commercial, Churches, Schools, Hospitals, and Motels/Hotels

All water consumed - \$ 5.06 per 100 cu. ft.

(4) Irrigation

All water consumed - \$ 7.48 per 100 cu. ft.

Section 2. Water for all Uses Outside the Corporate Limits.

All water supplied for domestic or commercial purposes outside the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied shall be in

accordance with the schedule in Section 1, plus an additional charge of sixty-five percent (65%) to cover public fire protection costs of the water system serving outside customers and other costs applicable thereto.

Section 3. Partial Monthly Charges.

When water has been supplied to any one customer for less than a calendar month, the amount to be charged such customer for the water furnished during said partial period shall be determined by dividing the applicable monthly minimum meter charge by thirty and multiplying the quotient times the number of days water was so supplied, plus the total consumptive charges for water actually supplied.

Section 4. Water Service Connection Charges.

- (a) All water installations shall meet or exceed the existing standards and specifications of the City, as set forth in the Longview Municipal Code or as determined by the City Engineer. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No water installations or taps into the City water mains shall occur without a utility permit issued under LMC 15.44. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no water installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her representative. All water installations requiring taps into a water main shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (b) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.
- (c) No water installations or taps into the City's water main shall be covered or obscured until inspected and approved by the City Engineer, or his representative. An inspection fee of one-hundred fifty dollars (\$150) shall be charged for such inspections and shall be paid at the time that a permit is granted under LMC 15.44. Where the developer of newly platted land has installed a complete water

service to City standards, including corporation stop, service line, meter stop and meter box, the inspection fee is waived.

(d)

Section 5. Monthly Rates for Private Fire Sprinkler Systems and for Hydrants on Private Property.

The monthly charges for private fire sprinkler systems and hydrants installed on private property shall be as follows:

<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
\$ 19.21	\$ 32.12

Private fire protection systems must be metered as provided in Section 15.64.080 of the Longview Municipal Code, and payment of the costs of such installation shall be the responsibility of the property owner. Use of water from private fire sprinkler systems and hydrants shall be for fire suppression or system testing purposes only.

Section 6. Charges to City Owned Facilities.

- (a) Unmetered Service: For each unmetered water service to a City park or other City facility, the City shall pay into the Water Utility Fund, three thousand two hundred twenty-five dollars and fifty-four (\$3225.54) per year for each such service.
- (b) Youth Athletic Leagues: Water consumed at City parks that host Youth Athletic Leagues shall be charged at twenty-five percent (25%) of the rates set forth in the resolution. The park accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.
- (c) Mint Valley Golf Course Irrigation: Water consumed at the Mint Valley Golf Course for irrigation purposes only, shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution.
- (d) Community Gardens Irrigation: Water consumed by community gardeners utilizing City Community Garden facilities owned and operated by the City of Longview Parks and Recreation Department shall be charged at twenty-five percent (25%) of the rates set forth in this

Resolution. The Community Gardens accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.

Section 7. Delinquent Payments.

All money due the City for furnishing water service for any customers shall be due and payable within fifteen (15) days of the due date shown on each bill, and if not paid within fifteen (15) days thereafter, shall be deemed delinquent. In accordance with Longview Municipal Code, if full payment on a utility account has not been received at the Finance Department by the thirtieth (30th) day after the due date, a penalty as shown in the master fee schedule shall be assessed and written notice will be mailed for demand for payment or otherwise. In the event the utility account remains delinquent beyond the forty-first (41st) day after the due date, and after such contact has been attempted by the City, the utility service shall be disconnected or shut off until such time as the balance is paid in full. In accordance with the Longview Municipal Code, a penalty as shown in the master fee schedule shall be assessed to turn on the utility service, once the balance, including penalty fees, are paid in full. In accordance with Longview Municipal Code, there is hereby established a charge as shown in the master fee schedule to turn on a water service which has been disconnected or turned off due to a user failing to apply for water service as provided in Longview Municipal Code. A charge as shown in the master fee schedule is hereby established if the City is required to turn on a water service after regular working hours. If the City determined that it was necessary to physically remove the meter to enforce the provisions of the Longview Municipal Code and this resolution, a charge as shown in the master fee schedule shall be assessed to reinstall the meter and turn on water service.

Section 8. Water Obtained from Fire Hydrant.

Anyone desiring to obtain water from an un-metered fire hydrant shall first obtain a Fire Hydrant Use Permit and, pay all applicable fees and deposits. Use of a fire hydrant to obtain water shall be temporary only, shall occur only at hydrants designated and approved by the Utilities Systems Manager or his/her designee, and shall not exceed ninety (90) calendar days unless otherwise approved by the Utilities Systems Manager or his/her designee. All water obtained from a hydrant shall be through a water meter and backflow prevention assembly

provided by the City, except that the Utilities Systems Manager may authorize the permittee to provide its own meter and backflow prevention assembly.

The permittee shall pay a deposit as shown in the master fee schedule and a non-refundable meter assembly installation and removal fee as shown in the master fee schedule in advance of the City installing the meter assembly on the hydrant. The permittee shall also pay a meter rental charge as shown in the master fee schedule per calendar day and shall pay for water used at the rates shown in Section 1.B (3).

All water supplied for use outside the corporate limits of the City shall be charged at the rates shown in Section 1.B (3), plus an additional charge of sixty-five percent (65%) as identified in Section 2 of this resolution.

The deposit is required for the purpose of assuring that said meter will be returned to the City, and that it will not be damaged. The permittee shall be fully responsible for any damage or loss to the hydrant and/or the hydrant meter assembly. If a meter assembly is returned to the City in a damaged condition, or the hydrant is damaged by the permittee's use, the permittee shall be responsible to pay all replacement or repair costs that exceed the deposit amount, in addition to the meter rental and water consumption charges. Replacement or repair costs shall become payable to the City within thirty (30) calendar days after notification and subsequent mailing of an invoice to permittee.

Permittees providing their own meter and backflow prevention assembly shall obtain a Fire Hydrant Use Permit for each hydrant used, and shall use only hydrants designated and approved by the Utilities Systems Manager or his/her designee. Such permittees shall be exempt from the installation/removal fee and meter rental charge, but shall pay a one hundred dollar (\$100.00) deposit, shall pay for all water consumed, and shall be responsible for any damage or loss to the hydrant due to their use of the hydrant.

The permit shall be on site at any time water is to be withdrawn from the hydrant and shall be subject to examination on request of employees of the City. The permittee shall comply

with the requirements set forth in the 2015 International Fire Code, Section 901.8 and subsequent editions; and LMC Sections 15.60.050 and 15.60.070.

The Utilities Division shall provide meter readings to the Finance Department, who shall determine and issue the monthly and final billings. The Finance Department shall refund the deposit to the permittee after all charges have been paid and upon verification from the Utilities Operations Manager or his/her designee, that the meter has been returned and that all City-owned property is undamaged.

Section 9. Water Shortage Fees.

During a water shortage emergency as defined in Chapter 15.74 of the Longview Municipal Code, fees shall be assessed as follows for installation and removal of flow restrictor devices on individual water services, or for disconnecting or shutting off services, as provided for to enforce the measures set forth in the Longview Municipal Code:

¾ -inch to 1 ½ -inch meters: as shown in the master fee schedule

larger than 1 ½ -inch meters: as shown in the master fee schedule

Section 10. City of Kelso Water Delivery Rate

All water delivered to the City of Kelso for domestic or commercial purposes shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

Monthly meter charges will be applied according to Section 1.A.(1) above.

B. Delivery Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water delivered:

All water delivered - \$ 1.92 per 100 cu. ft.

C. Purveyor rate

In addition to the minimum monthly meter charges and delivery charges shown above, a purveyor rate will also be levied by the Water Operating Board for water consumed.

Sections 3, 4 and 7 above will apply to the City of Kelso and all its connections to the City of Longview water distribution system.

BE IT FURTHER RESOLVED that Resolution No. 2503 passed by the City Council on June 27, 2024 is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on January 1, 2025.

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular council meeting of said City Council held on the 27th day of August, 2024.

ATTEST:

M A Y O R

City Clerk

RESOLUTION NO. 2510

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR WATER AND WATER SERVICE CONNECTIONS, FOR FIRE SERVICE, AND OTHER RELATED CHARGES FOR PROVIDING WATER SERVICE WITHIN AND OUTSIDE THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO.2503.

WHEREAS, Pursuant to Chapter 15.02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to set the rates and charges for providing water to cover the projected operating and capital costs of the water utility; now, therefore

BE IT RESOLVED by the City Council of said City that the rates for water service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Water for All Uses Within the Corporate Limits.

All water supplied for domestic or commercial purposes within the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

(1) All Classes Except Irrigation

\$ 19.55 per month for 3/4" x 5/8" meter
\$ 39.40 per month for 1" meter
\$ 72.46 per month for 1-1/2" meter
\$ 112.09 per month for 2" meter
\$ 217.80 per month for 3" meter

\$ 336.77 per month for 4" meter
\$ 667.18 per month for 6" meter
\$ 1063.63 per month for 8" meter
\$ 1526.22 per month for 10" meter
\$ 2187.00 per month for 12" meter

(2) Irrigation

\$ 15.46 per month for 3/4" x 5/8" meter
\$ 29.16 per month for 1" meter
\$ 51.94 per month for 1-1/2" meter
\$ 79.32 per month for 2" meter
\$ 152.31 per month for 3" meter
\$ 234.39 per month for 4" meter
\$ 462.45 per month for 6" meter
\$ 736.13 per month for 8" meter
\$ 1056.66 per month for 10" meter
\$ 1511.47 per month for 12" meter

B. Consumptive Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water consumed:

(1) Single Family Residence and Duplex

For the first 800 cu. ft. or any portion thereof - \$ 4.14 per 100 cu. ft.
For the next 800 cu. ft. - \$ 4.82 per 100 cu. ft.
For all over 1,600 cu. ft. - \$ 6.28 per 100 cu. ft.

(2) Trailer Courts and Apartments (Triplex and above)

All water consumed - \$ 4.75 per 100 cu. ft.

(3) Commercial, Churches, Schools, Hospitals, and Motels/Hotels

All water consumed - \$ 5.08 per 100 cu. ft.

(4) Irrigation

All water consumed - \$ 7.51 per 100 cu. ft.

Section 2. Water for all Uses Outside the Corporate Limits.

All water supplied for domestic or commercial purposes outside the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied shall be in

accordance with the schedule in Section 1, plus an additional charge of sixty-five percent (65%) to cover public fire protection costs of the water system serving outside customers and other costs applicable thereto.

Section 3. Partial Monthly Charges.

When water has been supplied to any one customer for less than a calendar month, the amount to be charged such customer for the water furnished during said partial period shall be determined by dividing the applicable monthly minimum meter charge by thirty and multiplying the quotient times the number of days water was so supplied, plus the total consumptive charges for water actually supplied.

Section 4. Water Service Connection Charges.

- (a) All water installations shall meet or exceed the existing standards and specifications of the City, as set forth in the Longview Municipal Code or as determined by the City Engineer. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No water installations or taps into the City water mains shall occur without a utility permit issued under LMC 15.44. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no water installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her representative. All water installations requiring taps into a water main shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (b) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.
- (c) No water installations or taps into the City's water main shall be covered or obscured until inspected and approved by the City Engineer, or his representative. An inspection fee of one-hundred fifty dollars (\$150) shall be charged for such inspections and shall be paid at the time that a permit is granted under LMC 15.44. Where the developer of newly platted land has installed a complete water

service to City standards, including corporation stop, service line, meter stop and meter box, the inspection fee is waived.

(d)

Section 5. Monthly Rates for Private Fire Sprinkler Systems and for Hydrants on Private Property.

The monthly charges for private fire sprinkler systems and hydrants installed on private property shall be as follows:

<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
\$ 19.29	\$ 32.26

Private fire protection systems must be metered as provided in Section 15.64.080 of the Longview Municipal Code, and payment of the costs of such installation shall be the responsibility of the property owner. Use of water from private fire sprinkler systems and hydrants shall be for fire suppression or system testing purposes only.

Section 6. Charges to City Owned Facilities.

- (a) Unmetered Service: For each unmetered water service to a City park or other City facility, the City shall pay into the Water Utility Fund, three thousand two hundred forty dollars and twenty-seven (\$3240.27) per year for each such service.
- (b) Youth Athletic Leagues: Water consumed at City parks that host Youth Athletic Leagues shall be charged at twenty-five percent (25%) of the rates set forth in the resolution. The park accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.
- (c) Mint Valley Golf Course Irrigation: Water consumed at the Mint Valley Golf Course for irrigation purposes only, shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution.
- (d) Community Gardens Irrigation: Water consumed by community gardeners utilizing City Community Garden facilities owned and operated by the City of Longview Parks and Recreation Department shall be charged at twenty-five percent (25%) of the rates set forth in this

Resolution. The Community Gardens accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.

Section 7. Delinquent Payments.

All money due the City for furnishing water service for any customers shall be due and payable within fifteen (15) days of the due date shown on each bill, and if not paid within fifteen (15) days thereafter, shall be deemed delinquent. In accordance with Longview Municipal Code, if full payment on a utility account has not been received at the Finance Department by the thirtieth (30th) day after the due date, a penalty as shown in the master fee schedule shall be assessed and written notice will be mailed for demand for payment or otherwise. In the event the utility account remains delinquent beyond the forty-first (41st) day after the due date, and after such contact has been attempted by the City, the utility service shall be disconnected or shut off until such time as the balance is paid in full. In accordance with the Longview Municipal Code, a penalty as shown in the master fee schedule shall be assessed to turn on the utility service, once the balance, including penalty fees, are paid in full. In accordance with Longview Municipal Code, there is hereby established a charge as shown in the master fee schedule to turn on a water service which has been disconnected or turned off due to a user failing to apply for water service as provided in Longview Municipal Code. A charge as shown in the master fee schedule is hereby established if the City is required to turn on a water service after regular working hours. If the City determined that it was necessary to physically remove the meter to enforce the provisions of the Longview Municipal Code and this resolution, a charge as shown in the master fee schedule shall be assessed to reinstall the meter and turn on water service.

Section 8. Water Obtained from Fire Hydrant.

Anyone desiring to obtain water from an un-metered fire hydrant shall first obtain a Fire Hydrant Use Permit and, pay all applicable fees and deposits. Use of a fire hydrant to obtain water shall be temporary only, shall occur only at hydrants designated and approved by the Utilities Systems Manager or his/her designee, and shall not exceed ninety (90) calendar days unless otherwise approved by the Utilities Systems Manager or his/her designee. All water obtained from a hydrant shall be through a water meter and backflow prevention assembly

provided by the City, except that the Utilities Systems Manager may authorize the permittee to provide its own meter and backflow prevention assembly.

The permittee shall pay a deposit as shown in the master fee schedule and a non-refundable meter assembly installation and removal fee as shown in the master fee schedule in advance of the City installing the meter assembly on the hydrant. The permittee shall also pay a meter rental charge as shown in the master fee schedule per calendar day and shall pay for water used at the rates shown in Section 1.B (3).

All water supplied for use outside the corporate limits of the City shall be charged at the rates shown in Section 1.B (3), plus an additional charge of sixty-five percent (65%) as identified in Section 2 of this resolution.

The deposit is required for the purpose of assuring that said meter will be returned to the City, and that it will not be damaged. The permittee shall be fully responsible for any damage or loss to the hydrant and/or the hydrant meter assembly. If a meter assembly is returned to the City in a damaged condition, or the hydrant is damaged by the permittee's use, the permittee shall be responsible to pay all replacement or repair costs that exceed the deposit amount, in addition to the meter rental and water consumption charges. Replacement or repair costs shall become payable to the City within thirty (30) calendar days after notification and subsequent mailing of an invoice to permittee.

Permittees providing their own meter and backflow prevention assembly shall obtain a Fire Hydrant Use Permit for each hydrant used, and shall use only hydrants designated and approved by the Utilities Systems Manager or his/her designee. Such permittees shall be exempt from the installation/removal fee and meter rental charge, but shall pay a one hundred dollar (\$100.00) deposit, shall pay for all water consumed, and shall be responsible for any damage or loss to the hydrant due to their use of the hydrant.

The permit shall be on site at any time water is to be withdrawn from the hydrant and shall be subject to examination on request of employees of the City. The permittee shall comply

with the requirements set forth in the 2015 International Fire Code, Section 901.8 and subsequent editions; and LMC Sections 15.60.050 and 15.60.070.

The Utilities Division shall provide meter readings to the Finance Department, who shall determine and issue the monthly and final billings. The Finance Department shall refund the deposit to the permittee after all charges have been paid and upon verification from the Utilities Operations Manager or his/her designee, that the meter has been returned and that all City-owned property is undamaged.

Section 9. Water Shortage Fees.

During a water shortage emergency as defined in Chapter 15.74 of the Longview Municipal Code, fees shall be assessed as follows for installation and removal of flow restrictor devices on individual water services, or for disconnecting or shutting off services, as provided for to enforce the measures set forth in the Longview Municipal Code:

¾ -inch to 1 ½ -inch meters: as shown in the master fee schedule

larger than 1 ½ -inch meters: as shown in the master fee schedule

Section 10. City of Kelso Water Delivery Rate

All water delivered to the City of Kelso for domestic or commercial purposes shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

Monthly meter charges will be applied according to Section 1.A.(1) above.

B. Delivery Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water delivered:

All water delivered - \$ 1.93 per 100 cu. ft.

C. Purveyor rate

In addition to the minimum monthly meter charges and delivery charges shown above, a purveyor rate will also be levied by the Water Operating Board for water consumed.

Sections 3, 4 and 7 above will apply to the City of Kelso and all its connections to the City of Longview water distribution system.

BE IT FURTHER RESOLVED that Resolution No. 2503 passed by the City Council on June 27, 2024 is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on January 1, 2025.

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular council meeting of said City Council held on the 27th day of August, 2024.

ATTEST:

M A Y O R

City Clerk

RESOLUTION NO. ~~2503~~-2510

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR WATER AND WATER SERVICE CONNECTIONS, FOR FIRE SERVICE, AND OTHER RELATED CHARGES FOR PROVIDING WATER SERVICE WITHIN AND OUTSIDE THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO. ~~2471~~ 2503.

WHEREAS, Pursuant to Chapter 15.~~56~~ 02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to set the rates and charges for providing water to cover the projected operating and capital costs of the water utility; now, therefore

BE IT RESOLVED by the City Council of said City that the rates for water service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Water for All Uses Within the Corporate Limits.

All water supplied for domestic or commercial purposes within the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

(1) All Classes Except Irrigation

\$ ~~17.77~~ 19.55 per month for 3/4" x 5/8" meter
\$ ~~35.82~~ 39.40 per month for 1" meter
\$ ~~65.87~~ 72.46 per month for 1-1/2" meter
\$ ~~101.90~~ 112.09 per month for 2" meter
\$ ~~198.00~~ 217.80 per month for 3" meter

~~\$ 306.15~~ 336.77 per month for 4" meter
~~\$ 606.53~~ 667.18 per month for 6" meter
~~\$ 966.94~~ 1063.63 per month for 8" meter
~~\$ 1387.47~~ 1526.22 per month for 10" meter
~~\$ 1988.18~~ 2187.00 per month for 12" meter

(2) Irrigation

~~\$ 14.05~~-15.46 per month for 3/4" x 5/8" meter
~~\$ 26.51~~-29.16 per month for 1" meter
~~\$ 47.22~~ 51.94 per month for 1-1/2" meter
~~\$ 72.11~~ 79.32 per month for 2" meter
~~\$ 138.46~~-152.31 per month for 3" meter
~~\$ 213.08~~-234.39 per month for 4" meter
~~\$ 420.41~~ 462.45 per month for 6" meter
~~\$ 669.21~~-736.13 per month for 8" meter
~~\$ 960.60~~-1056.66 per month for 10" meter
~~\$ 1374.06~~-1511.47 per month for 12" meter

B. Consumptive Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water consumed:

(1) Single Family Residence and Duplex

For the first 800 cu. ft. or any portion thereof - ~~\$ 3.76~~ 4.14 per 100 cu. ft.
For the next 800 cu. ft. - ~~\$ 4.38~~ 4.82 per 100 cu. ft.
For all over 1,600 cu. ft. - ~~\$ 5.71~~ 6.28 per 100 cu. ft.

(2) Trailer Courts and Apartments (Triplex and above)

All water consumed - ~~\$ 4.32~~ 4.75 per 100 cu. ft.

(3) Commercial, Churches, Schools, Hospitals, and Motels/Hotels

All water consumed - ~~\$ 4.62~~ 5.08 per 100 cu. ft.

(4) Irrigation

All water consumed - ~~\$ 6.83~~ 7.51 per 100 cu. ft.

Section 2. Water for all Uses Outside the Corporate Limits.

All water supplied for domestic or commercial purposes outside the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied shall be in

accordance with the schedule in Section 1, plus an additional charge of sixty-five percent (65%) to cover public fire protection costs of the water system serving outside customers and other costs applicable thereto.

Section 3. Partial Monthly Charges.

When water has been supplied to any one customer for less than a calendar month, the amount to be charged such customer for the water furnished during said partial period shall be determined by dividing the applicable monthly minimum meter charge by thirty and multiplying the quotient times the number of days water was so supplied, plus the total consumptive charges for water actually supplied.

Section 4. Water Service Connection Charges.

- (a) All water installations shall meet or exceed the existing standards and specifications of the City, as set forth in the Longview Municipal Code or as determined by the City Engineer. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No water installations or taps into the City water mains shall occur without a utility permit issued under LMC 15.44. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no water installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her representative. All water installations requiring taps into a water main shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (b) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.
- (c) No water installations or taps into the City's water main shall be covered or obscured until inspected and approved by the City Engineer, or his representative. An inspection fee of one-hundred fifty dollars (\$150) shall be charged for such inspections and shall be paid at the time that a permit is granted under LMC 15.44. Where the developer of newly platted land has installed a complete water

service to City standards, including corporation stop, service line, meter stop and meter box, the inspection fee is waived.

(d)

Section 5. Monthly Rates for Private Fire Sprinkler Systems and for Hydrants on Private Property.

The monthly charges for private fire sprinkler systems and hydrants installed on private property shall be as follows:

<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
\$ 17.54 19.29	\$ 29.33 32.26

Private fire protection systems must be metered as provided in Section 15.64.080 of the Longview Municipal Code, and payment of the costs of such installation shall be the responsibility of the property owner. Use of water from private fire sprinkler systems and hydrants shall be for fire suppression or system testing purposes only.

Section 6. Charges to City Owned Facilities.

- (a) Unmetered Service: For each unmetered water service to a City park or other City facility, the City shall pay into the Water Utility Fund, ~~two-three~~ thousand ~~nine-two~~ hundred ~~forty-five-forty~~ dollars and ~~seventy-twenty-seven~~ (\$2945.70) (~~\$3240.27~~) per year for each such service.
- (b) Youth Athletic Leagues: Water consumed at City parks that host Youth Athletic Leagues shall be charged at twenty-five percent (25%) of the rates set forth in the resolution. The park accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.
- (c) Mint Valley Golf Course Irrigation: Water consumed at the Mint Valley Golf Course for irrigation purposes only, shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution.
- (d) Community Gardens Irrigation: Water consumed by community gardeners utilizing City Community Garden facilities owned and operated by the City of Longview Parks and Recreation Department shall be charged at twenty-five percent (25%) of the rates set forth in this

Resolution. The Community Gardens accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.

Section 7. Delinquent Payments.

All money due the City for furnishing water service for any customers shall be due and payable within fifteen (15) days of the due date shown on each bill, and if not paid within fifteen (15) days thereafter, shall be deemed delinquent. In accordance with Longview Municipal Code, if full payment on a utility account has not been received at the Finance Department by the thirtieth (30th) day after the due date, a penalty as shown in the master fee schedule shall be assessed and written notice will be mailed for demand for payment or otherwise. In the event the utility account remains delinquent beyond the forty-first (41st) day after the due date, and after such contact has been attempted by the City, the utility service shall be disconnected or shut off until such time as the balance is paid in full. In accordance with the Longview Municipal Code, a penalty as shown in the master fee schedule shall be assessed to turn on the utility service, once the balance, including penalty fees, are paid in full. In accordance with Longview Municipal Code, there is hereby established a charge as shown in the master fee schedule to turn on a water service which has been disconnected or turned off due to a user failing to apply for water service as provided in Longview Municipal Code. A charge as shown in the master fee schedule is hereby established if the City is required to turn on a water service after regular working hours. If the City determined that it was necessary to physically remove the meter to enforce the provisions of the Longview Municipal Code and this resolution, a charge as shown in the master fee schedule shall be assessed to reinstall the meter and turn on water service.

Section 8. Water Obtained from Fire Hydrant.

Anyone desiring to obtain water from an un-metered fire hydrant shall first obtain a Fire Hydrant Use Permit and, pay all applicable fees and deposits. Use of a fire hydrant to obtain water shall be temporary only, shall occur only at hydrants designated and approved by the Utilities Systems Manager or his/her designee, and shall not exceed ninety (90) calendar days unless otherwise approved by the Utilities Systems Manager or his/her designee. All water obtained from a hydrant shall be through a water meter and backflow prevention assembly

provided by the City, except that the Utilities Systems Manager may authorize the permittee to provide its own meter and backflow prevention assembly.

The permittee shall pay a deposit as shown in the master fee schedule and a non-refundable meter assembly installation and removal fee as shown in the master fee schedule in advance of the City installing the meter assembly on the hydrant. The permittee shall also pay a meter rental charge as shown in the master fee schedule per calendar day and shall pay for water used at the rates shown in Section 1.B (3).

All water supplied for use outside the corporate limits of the City shall be charged at the rates shown in Section 1.B (3), plus an additional charge of sixty-five percent (65%) as identified in Section 2 of this resolution.

The deposit is required for the purpose of assuring that said meter will be returned to the City, and that it will not be damaged. The permittee shall be fully responsible for any damage or loss to the hydrant and/or the hydrant meter assembly. If a meter assembly is returned to the City in a damaged condition, or the hydrant is damaged by the permittee's use, the permittee shall be responsible to pay all replacement or repair costs that exceed the deposit amount, in addition to the meter rental and water consumption charges. Replacement or repair costs shall become payable to the City within thirty (30) calendar days after notification and subsequent mailing of an invoice to permittee.

Permittees providing their own meter and backflow prevention assembly shall obtain a Fire Hydrant Use Permit for each hydrant used, and shall use only hydrants designated and approved by the Utilities Systems Manager or his/her designee. Such permittees shall be exempt from the installation/removal fee and meter rental charge, but shall pay a one hundred dollar (\$100.00) deposit, shall pay for all water consumed, and shall be responsible for any damage or loss to the hydrant due to their use of the hydrant.

The permit shall be on site at any time water is to be withdrawn from the hydrant and shall be subject to examination on request of employees of the City. The permittee shall comply

with the requirements set forth in the 2015 International Fire Code, Section 901.8 and subsequent editions; and LMC Sections 15.60.050 and 15.60.070.

The Utilities Division shall provide meter readings to the Finance Department, who shall determine and issue the monthly and final billings. The Finance Department shall refund the deposit to the permittee after all charges have been paid and upon verification from the Utilities Operations Manager or his/her designee, that the meter has been returned and that all City-owned property is undamaged.

Section 9. Water Shortage Fees.

During a water shortage emergency as defined in Chapter 15.74 of the Longview Municipal Code, fees shall be assessed as follows for installation and removal of flow restrictor devices on individual water services, or for disconnecting or shutting off services, as provided for to enforce the measures set forth in the Longview Municipal Code:

¾ -inch to 1 ½ -inch meters: as shown in the master fee schedule

larger than 1 ½ -inch meters: as shown in the master fee schedule

Section 10. City of Kelso Water Delivery Rate

All water delivered to the City of Kelso for domestic or commercial purposes shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

Monthly meter charges will be applied according to Section 1.A.(1) above.

B. Delivery Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water delivered:

All water delivered - \$ ~~1.75~~ 1.93 per 100 cu. ft.

C. Purveyor rate

In addition to the minimum monthly meter charges and delivery charges shown above, a purveyor rate will also be levied by the Water Operating Board for water consumed.

Sections 3, 4 and 7 above will apply to the City of Kelso and all its connections to the City of Longview water distribution system.

BE IT FURTHER RESOLVED that Resolution No. ~~2471-2503~~ passed by the City Council on ~~December 20, 2023~~ June 20, 2024 is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on ~~July~~ January 1, 2024~~5~~.

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular council meeting of said City Council held on the 27th day of ~~June~~ August, 2024~~5~~.

ATTEST:

M A Y O R

City Clerk

RESOLUTION NO. 2510

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR WATER AND WATER SERVICE CONNECTIONS, FOR FIRE SERVICE, AND OTHER RELATED CHARGES FOR PROVIDING WATER SERVICE WITHIN AND OUTSIDE THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO.2503.

WHEREAS, Pursuant to Chapter 15.02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to set the rates and charges for providing water to cover the projected operating and capital costs of the water utility; now, therefore

BE IT RESOLVED by the City Council of said City that the rates for water service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Water for All Uses Within the Corporate Limits.

All water supplied for domestic or commercial purposes within the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

(1) All Classes Except Irrigation

\$ 19.81 per month for 3/4" x 5/8" meter
\$ 39.94 per month for 1" meter
\$ 73.45 per month for 1-1/2" meter
\$ 113.62 per month for 2" meter
\$ 220.77 per month for 3" meter

\$ 341.36 per month for 4" meter
\$ 676.28 per month for 6" meter
\$ 1078.14 per month for 8" meter
\$ 1547.14 per month for 10" meter
\$ 2216.82 per month for 12" meter

(2) Irrigation

\$ 15.67 per month for 3/4" x 5/8" meter
\$ 29.56 per month for 1" meter
\$ 52.65 per month for 1-1/2" meter
\$ 80.40 per month for 2" meter
\$ 154.38 per month for 3" meter
\$ 237.58 per month for 4" meter
\$ 468.76 per month for 6" meter
\$ 746.17 per month for 8" meter
\$ 1071.07 per month for 10" meter
\$ 1532.08 per month for 12" meter

B. Consumptive Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water consumed:

(1) Single Family Residence and Duplex

For the first 800 cu. ft. or any portion thereof - \$ 4.19 per 100 cu. ft.
For the next 800 cu. ft. - \$ 4.88 per 100 cu. ft.
For all over 1,600 cu. ft. - \$ 6.37 per 100 cu. ft.

(2) Trailer Courts and Apartments (Triplex and above)

All water consumed - \$ 4.82 per 100 cu. ft.

(3) Commercial, Churches, Schools, Hospitals, and Motels/Hotels

All water consumed - \$ 5.15 per 100 cu. ft.

(4) Irrigation

All water consumed - \$ 7.62 per 100 cu. ft.

Section 2. Water for all Uses Outside the Corporate Limits.

All water supplied for domestic or commercial purposes outside the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied shall be in

accordance with the schedule in Section 1, plus an additional charge of sixty-five percent (65%) to cover public fire protection costs of the water system serving outside customers and other costs applicable thereto.

Section 3. Partial Monthly Charges.

When water has been supplied to any one customer for less than a calendar month, the amount to be charged such customer for the water furnished during said partial period shall be determined by dividing the applicable monthly minimum meter charge by thirty and multiplying the quotient times the number of days water was so supplied, plus the total consumptive charges for water actually supplied.

Section 4. Water Service Connection Charges.

- (a) All water installations shall meet or exceed the existing standards and specifications of the City, as set forth in the Longview Municipal Code or as determined by the City Engineer. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No water installations or taps into the City water mains shall occur without a utility permit issued under LMC 15.44. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no water installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her representative. All water installations requiring taps into a water main shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (b) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.
- (c) No water installations or taps into the City's water main shall be covered or obscured until inspected and approved by the City Engineer, or his representative. An inspection fee of one-hundred fifty dollars (\$150) shall be charged for such inspections and shall be paid at the time that a permit is granted under LMC 15.44. Where the developer of newly platted land has installed a complete water

service to City standards, including corporation stop, service line, meter stop and meter box, the inspection fee is waived.

(d)

Section 5. Monthly Rates for Private Fire Sprinkler Systems and for Hydrants on Private Property.

The monthly charges for private fire sprinkler systems and hydrants installed on private property shall be as follows:

<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
\$ 19.56	\$ 32.70

Private fire protection systems must be metered as provided in Section 15.64.080 of the Longview Municipal Code, and payment of the costs of such installation shall be the responsibility of the property owner. Use of water from private fire sprinkler systems and hydrants shall be for fire suppression or system testing purposes only.

Section 6. Charges to City Owned Facilities.

- (a) Unmetered Service: For each unmetered water service to a City park or other City facility, the City shall pay into the Water Utility Fund, three thousand two hundred eighty-four dollars and forty-six (\$3284.46) per year for each such service.
- (b) Youth Athletic Leagues: Water consumed at City parks that host Youth Athletic Leagues shall be charged at twenty-five percent (25%) of the rates set forth in the resolution. The park accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.
- (c) Mint Valley Golf Course Irrigation: Water consumed at the Mint Valley Golf Course for irrigation purposes only, shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution.
- (d) Community Gardens Irrigation: Water consumed by community gardeners utilizing City Community Garden facilities owned and operated by the City of Longview Parks and Recreation Department shall be charged at twenty-five percent (25%) of the rates set forth in this

Resolution. The Community Gardens accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.

Section 7. Delinquent Payments.

All money due the City for furnishing water service for any customers shall be due and payable within fifteen (15) days of the due date shown on each bill, and if not paid within fifteen (15) days thereafter, shall be deemed delinquent. In accordance with Longview Municipal Code, if full payment on a utility account has not been received at the Finance Department by the thirtieth (30th) day after the due date, a penalty as shown in the master fee schedule shall be assessed and written notice will be mailed for demand for payment or otherwise. In the event the utility account remains delinquent beyond the forty-first (41st) day after the due date, and after such contact has been attempted by the City, the utility service shall be disconnected or shut off until such time as the balance is paid in full. In accordance with the Longview Municipal Code, a penalty as shown in the master fee schedule shall be assessed to turn on the utility service, once the balance, including penalty fees, are paid in full. In accordance with Longview Municipal Code, there is hereby established a charge as shown in the master fee schedule to turn on a water service which has been disconnected or turned off due to a user failing to apply for water service as provided in Longview Municipal Code. A charge as shown in the master fee schedule is hereby established if the City is required to turn on a water service after regular working hours. If the City determined that it was necessary to physically remove the meter to enforce the provisions of the Longview Municipal Code and this resolution, a charge as shown in the master fee schedule shall be assessed to reinstall the meter and turn on water service.

Section 8. Water Obtained from Fire Hydrant.

Anyone desiring to obtain water from an un-metered fire hydrant shall first obtain a Fire Hydrant Use Permit and, pay all applicable fees and deposits. Use of a fire hydrant to obtain water shall be temporary only, shall occur only at hydrants designated and approved by the Utilities Systems Manager or his/her designee, and shall not exceed ninety (90) calendar days unless otherwise approved by the Utilities Systems Manager or his/her designee. All water obtained from a hydrant shall be through a water meter and backflow prevention assembly

provided by the City, except that the Utilities Systems Manager may authorize the permittee to provide its own meter and backflow prevention assembly.

The permittee shall pay a deposit as shown in the master fee schedule and a non-refundable meter assembly installation and removal fee as shown in the master fee schedule in advance of the City installing the meter assembly on the hydrant. The permittee shall also pay a meter rental charge as shown in the master fee schedule per calendar day and shall pay for water used at the rates shown in Section 1.B (3).

All water supplied for use outside the corporate limits of the City shall be charged at the rates shown in Section 1.B (3), plus an additional charge of sixty-five percent (65%) as identified in Section 2 of this resolution.

The deposit is required for the purpose of assuring that said meter will be returned to the City, and that it will not be damaged. The permittee shall be fully responsible for any damage or loss to the hydrant and/or the hydrant meter assembly. If a meter assembly is returned to the City in a damaged condition, or the hydrant is damaged by the permittee's use, the permittee shall be responsible to pay all replacement or repair costs that exceed the deposit amount, in addition to the meter rental and water consumption charges. Replacement or repair costs shall become payable to the City within thirty (30) calendar days after notification and subsequent mailing of an invoice to permittee.

Permittees providing their own meter and backflow prevention assembly shall obtain a Fire Hydrant Use Permit for each hydrant used, and shall use only hydrants designated and approved by the Utilities Systems Manager or his/her designee. Such permittees shall be exempt from the installation/removal fee and meter rental charge, but shall pay a one hundred dollar (\$100.00) deposit, shall pay for all water consumed, and shall be responsible for any damage or loss to the hydrant due to their use of the hydrant.

The permit shall be on site at any time water is to be withdrawn from the hydrant and shall be subject to examination on request of employees of the City. The permittee shall comply

with the requirements set forth in the 2015 International Fire Code, Section 901.8 and subsequent editions; and LMC Sections 15.60.050 and 15.60.070.

The Utilities Division shall provide meter readings to the Finance Department, who shall determine and issue the monthly and final billings. The Finance Department shall refund the deposit to the permittee after all charges have been paid and upon verification from the Utilities Operations Manager or his/her designee, that the meter has been returned and that all City-owned property is undamaged.

Section 9. Water Shortage Fees.

During a water shortage emergency as defined in Chapter 15.74 of the Longview Municipal Code, fees shall be assessed as follows for installation and removal of flow restrictor devices on individual water services, or for disconnecting or shutting off services, as provided for to enforce the measures set forth in the Longview Municipal Code:

¾ -inch to 1 ½ -inch meters: as shown in the master fee schedule

larger than 1 ½ -inch meters: as shown in the master fee schedule

Section 10. City of Kelso Water Delivery Rate

All water delivered to the City of Kelso for domestic or commercial purposes shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

Monthly meter charges will be applied according to Section 1.A.(1) above.

B. Delivery Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water delivered:

All water delivered - \$ 1.95 per 100 cu. ft.

C. Purveyor rate

In addition to the minimum monthly meter charges and delivery charges shown above, a purveyor rate will also be levied by the Water Operating Board for water consumed.

Sections 3, 4 and 7 above will apply to the City of Kelso and all its connections to the City of Longview water distribution system.

BE IT FURTHER RESOLVED that Resolution No. 2503 passed by the City Council on June 27, 2024 is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on January 1, 2025.

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular council meeting of said City Council held on the 27th day of August, 2024.

ATTEST:

M A Y O R

City Clerk

RESOLUTION NO. ~~2503~~-2510

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR WATER AND WATER SERVICE CONNECTIONS, FOR FIRE SERVICE, AND OTHER RELATED CHARGES FOR PROVIDING WATER SERVICE WITHIN AND OUTSIDE THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO. ~~2471~~ 2503.

WHEREAS, Pursuant to Chapter 15.~~56-02~~ of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to set the rates and charges for providing water to cover the projected operating and capital costs of the water utility; now, therefore

BE IT RESOLVED by the City Council of said City that the rates for water service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Water for All Uses Within the Corporate Limits.

All water supplied for domestic or commercial purposes within the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

(1) All Classes Except Irrigation

\$ ~~17.77~~ 19.81 per month for 3/4" x 5/8" meter
\$ ~~35.82~~ 49.94 per month for 1" meter
\$ ~~65.87~~ 73.45 per month for 1-1/2" meter
\$ ~~101.90~~ 113.62 per month for 2" meter
\$ ~~198.00~~ 220.77 per month for 3" meter

~~\$ 306.15~~ 341.36 per month for 4" meter
~~\$ 606.53~~ 676.28 per month for 6" meter
~~\$ 966.94~~ 1078.14 per month for 8" meter
~~\$ 1387.47~~ 1547.03 per month for 10" meter
~~\$ 1988.18~~ 2216.82 per month for 12" meter

(2) Irrigation

~~\$ 14.05~~-15.67 per month for 3/4" x 5/8" meter
~~\$ 26.51~~-29.56 per month for 1" meter
~~\$ 47.22~~ 52.65 per month for 1-1/2" meter
~~\$ 72.11~~ 80.40 per month for 2" meter
~~\$ 138.46~~-154.38 per month for 3" meter
~~\$ 213.08~~-237.58 per month for 4" meter
~~\$ 420.41~~ 468.76 per month for 6" meter
~~\$ 669.21~~-746.17 per month for 8" meter
~~\$ 960.60~~-1071.07 per month for 10" meter
~~\$ 1374.06~~-1532.08 per month for 12" meter

B. Consumptive Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water consumed:

(1) Single Family Residence and Duplex

For the first 800 cu. ft. or any portion thereof - ~~\$ 3.76~~ 4.19 per 100 cu. ft.
For the next 800 cu. ft. - ~~\$ 4.38~~ 4.88 per 100 cu. ft.
For all over 1,600 cu. ft. - ~~\$ 5.71~~ 6.37 per 100 cu. ft.

(2) Trailer Courts and Apartments (Triplex and above)

All water consumed - ~~\$ 4.32~~ 4.82 per 100 cu. ft.

(3) Commercial, Churches, Schools, Hospitals, and Motels/Hotels

All water consumed - ~~\$ 4.62~~ 5.15 per 100 cu. ft.

(4) Irrigation

All water consumed - ~~\$ 6.83~~ 7.62 per 100 cu. ft.

Section 2. Water for all Uses Outside the Corporate Limits.

All water supplied for domestic or commercial purposes outside the corporate limits of the City shall be supplied by meter only. The rates for such metered water supplied shall be in

accordance with the schedule in Section 1, plus an additional charge of sixty-five percent (65%) to cover public fire protection costs of the water system serving outside customers and other costs applicable thereto.

Section 3. Partial Monthly Charges.

When water has been supplied to any one customer for less than a calendar month, the amount to be charged such customer for the water furnished during said partial period shall be determined by dividing the applicable monthly minimum meter charge by thirty and multiplying the quotient times the number of days water was so supplied, plus the total consumptive charges for water actually supplied.

Section 4. Water Service Connection Charges.

- (a) All water installations shall meet or exceed the existing standards and specifications of the City, as set forth in the Longview Municipal Code or as determined by the City Engineer. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No water installations or taps into the City water mains shall occur without a utility permit issued under LMC 15.44. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no water installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her representative. All water installations requiring taps into a water main shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (b) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.
- (c) No water installations or taps into the City's water main shall be covered or obscured until inspected and approved by the City Engineer, or his representative. An inspection fee of one-hundred fifty dollars (\$150) shall be charged for such inspections and shall be paid at the time that a permit is granted under LMC 15.44. Where the developer of newly platted land has installed a complete water

service to City standards, including corporation stop, service line, meter stop and meter box, the inspection fee is waived.

(d)

Section 5. Monthly Rates for Private Fire Sprinkler Systems and for Hydrants on Private Property.

The monthly charges for private fire sprinkler systems and hydrants installed on private property shall be as follows:

<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
\$ 17.54 19.56	\$ 29.33 32.70

Private fire protection systems must be metered as provided in Section 15.64.080 of the Longview Municipal Code, and payment of the costs of such installation shall be the responsibility of the property owner. Use of water from private fire sprinkler systems and hydrants shall be for fire suppression or system testing purposes only.

Section 6. Charges to City Owned Facilities.

- (a) Unmetered Service: For each unmetered water service to a City park or other City facility, the City shall pay into the Water Utility Fund, ~~two-three~~ thousand ~~nine-two~~ hundred ~~forty-five-eighty-four~~ dollars and ~~seventy-forty-six~~ (\$2945.70) (~~\$3284.46~~) per year for each such service.
- (b) Youth Athletic Leagues: Water consumed at City parks that host Youth Athletic Leagues shall be charged at twenty-five percent (25%) of the rates set forth in the resolution. The park accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.
- (c) Mint Valley Golf Course Irrigation: Water consumed at the Mint Valley Golf Course for irrigation purposes only, shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution.
- (d) Community Gardens Irrigation: Water consumed by community gardeners utilizing City Community Garden facilities owned and operated by the City of Longview Parks and Recreation Department shall be charged at twenty-five percent (25%) of the rates set forth in this

Resolution. The Community Gardens accounts are in the name of the City of Longview and shall be billed to the City of Longview Parks and Recreation Department.

Section 7. Delinquent Payments.

All money due the City for furnishing water service for any customers shall be due and payable within fifteen (15) days of the due date shown on each bill, and if not paid within fifteen (15) days thereafter, shall be deemed delinquent. In accordance with Longview Municipal Code, if full payment on a utility account has not been received at the Finance Department by the thirtieth (30th) day after the due date, a penalty as shown in the master fee schedule shall be assessed and written notice will be mailed for demand for payment or otherwise. In the event the utility account remains delinquent beyond the forty-first (41st) day after the due date, and after such contact has been attempted by the City, the utility service shall be disconnected or shut off until such time as the balance is paid in full. In accordance with the Longview Municipal Code, a penalty as shown in the master fee schedule shall be assessed to turn on the utility service, once the balance, including penalty fees, are paid in full. In accordance with Longview Municipal Code, there is hereby established a charge as shown in the master fee schedule to turn on a water service which has been disconnected or turned off due to a user failing to apply for water service as provided in Longview Municipal Code. A charge as shown in the master fee schedule is hereby established if the City is required to turn on a water service after regular working hours. If the City determined that it was necessary to physically remove the meter to enforce the provisions of the Longview Municipal Code and this resolution, a charge as shown in the master fee schedule shall be assessed to reinstall the meter and turn on water service.

Section 8. Water Obtained from Fire Hydrant.

Anyone desiring to obtain water from an un-metered fire hydrant shall first obtain a Fire Hydrant Use Permit and, pay all applicable fees and deposits. Use of a fire hydrant to obtain water shall be temporary only, shall occur only at hydrants designated and approved by the Utilities Systems Manager or his/her designee, and shall not exceed ninety (90) calendar days unless otherwise approved by the Utilities Systems Manager or his/her designee. All water obtained from a hydrant shall be through a water meter and backflow prevention assembly

provided by the City, except that the Utilities Systems Manager may authorize the permittee to provide its own meter and backflow prevention assembly.

The permittee shall pay a deposit as shown in the master fee schedule and a non-refundable meter assembly installation and removal fee as shown in the master fee schedule in advance of the City installing the meter assembly on the hydrant. The permittee shall also pay a meter rental charge as shown in the master fee schedule per calendar day and shall pay for water used at the rates shown in Section 1.B (3).

All water supplied for use outside the corporate limits of the City shall be charged at the rates shown in Section 1.B (3), plus an additional charge of sixty-five percent (65%) as identified in Section 2 of this resolution.

The deposit is required for the purpose of assuring that said meter will be returned to the City, and that it will not be damaged. The permittee shall be fully responsible for any damage or loss to the hydrant and/or the hydrant meter assembly. If a meter assembly is returned to the City in a damaged condition, or the hydrant is damaged by the permittee's use, the permittee shall be responsible to pay all replacement or repair costs that exceed the deposit amount, in addition to the meter rental and water consumption charges. Replacement or repair costs shall become payable to the City within thirty (30) calendar days after notification and subsequent mailing of an invoice to permittee.

Permittees providing their own meter and backflow prevention assembly shall obtain a Fire Hydrant Use Permit for each hydrant used, and shall use only hydrants designated and approved by the Utilities Systems Manager or his/her designee. Such permittees shall be exempt from the installation/removal fee and meter rental charge, but shall pay a one hundred dollar (\$100.00) deposit, shall pay for all water consumed, and shall be responsible for any damage or loss to the hydrant due to their use of the hydrant.

The permit shall be on site at any time water is to be withdrawn from the hydrant and shall be subject to examination on request of employees of the City. The permittee shall comply

with the requirements set forth in the 2015 International Fire Code, Section 901.8 and subsequent editions; and LMC Sections 15.60.050 and 15.60.070.

The Utilities Division shall provide meter readings to the Finance Department, who shall determine and issue the monthly and final billings. The Finance Department shall refund the deposit to the permittee after all charges have been paid and upon verification from the Utilities Operations Manager or his/her designee, that the meter has been returned and that all City-owned property is undamaged.

Section 9. Water Shortage Fees.

During a water shortage emergency as defined in Chapter 15.74 of the Longview Municipal Code, fees shall be assessed as follows for installation and removal of flow restrictor devices on individual water services, or for disconnecting or shutting off services, as provided for to enforce the measures set forth in the Longview Municipal Code:

¾ -inch to 1 ½ -inch meters: as shown in the master fee schedule

larger than 1 ½ -inch meters: as shown in the master fee schedule

Section 10. City of Kelso Water Delivery Rate

All water delivered to the City of Kelso for domestic or commercial purposes shall be supplied by meter only. The rates for such metered water supplied in any one month or fractional part thereof shall be in accordance with the following schedule but not less than the minimum monthly meter charge. These base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Minimum Monthly Meter Charges

Monthly meter charges will be applied according to Section 1.A.(1) above.

B. Delivery Charges

In addition to the minimum monthly meter charges shown above, the following rates shall be charged for metered water delivered:

All water delivered - \$ ~~1.75~~ 1.95 per 100 cu. ft.

C. Purveyor rate

In addition to the minimum monthly meter charges and delivery charges shown above, a purveyor rate will also be levied by the Water Operating Board for water consumed.

Sections 3, 4 and 7 above will apply to the City of Kelso and all its connections to the City of Longview water distribution system.

BE IT FURTHER RESOLVED that Resolution No. ~~2471-2503~~ passed by the City Council on ~~December 20, 2023~~ June 20, 2024 is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on ~~July~~ January 1, 2024~~5~~.

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular council meeting of said City Council held on the 27th day of ~~June~~ August, 2024~~5~~.

ATTEST:

M A Y O R

City Clerk



City of Longview

Agenda Summary

RESOLUTION NO. 2511 – SEWER RATES FOR 2025

RECOMMENDED ACTION:

MOTION ADOPTING RESOLUTION NO. 2511

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Continue effective financial management.

Provide sustainable water quality & environmental infrastructure.

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

Proposed Resolution No. 2511 raises sewer rates to pay for increasing cost and capital improvements of the sewer utility. Four options are proposed. Option one provides for a 5% increase to the sewer utility. Option 2 implement a 6.5% increase in the sewer utility rates. Option three implements an 8% increase to the sewer utility rates. Option four provides a 9.5% increase in the sewer utility rates. The sewer utility is 24.14% underfunded in 2024. The new rates will become effective on January 1, 2025.

STAFF CONTACT:

Chris Collins, Public Works Director/ Asst. City Manager

Attachments:

1. Resolution 2511 Sewer Rates 5 % 2025 Red
2. Resolution 2511 Sewer Rates 5 % 2025 clean
3. Resolution 2511 Sewer Rates 6.5 % 2025 Red
4. Resolution 2511 Sewer Rates 6.5 % 2025 clean
5. Resolution 2511 Sewer Rates 8 % 2025 Red
6. Resolution 2511 Sewer Rates 8 % 2025 clean
7. Resolution 2511 Sewer Rates 9.5 % 2025 Red
8. Resolution 2511 Sewer Rates 9.5 % 2025 clean

RESOLUTION NO. ~~2504~~2511

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR SANITARY SEWER SERVICE AND CONNECTIONS AND OTHER RELATED CHARGES FOR PROVIDING SANITARY SEWER SERVICE WITHIN THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO. ~~2472~~2504

WHEREAS, pursuant to Chapter 15.~~12~~ 02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to increase the rates and charges for providing sewer service to cover the projected operating and capital costs of the sewer utility; now therefore

BE IT RESOLVED by the City Council of said City that the rates for sanitary sewer service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Customer Rates Inside Corporate Limits of the City.

The rates for sanitary sewer service for customers inside the corporate limits of the City shall be as follows; these base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Monthly Base Customer Charges

(1) Residential

\$ ~~36.82~~38.66 per month for each single family residence and duplex (if single account)

\$ ~~36.82~~ 38.66 per month for each unit of a duplex (if two separate accounts)

(2) Trailer Courts and Apartments (Triplex and above)

\$ ~~82.83~~86.97 per month

(3) Commercial, Churches, Schools and Motels/Hotels

\$ ~~63.15~~66.31 per month

B. Consumptive Charges

In addition to the monthly charges shown above, the following rates shall be charged based on metered water consumed or as otherwise specified:

(1) Residential

- (a) Monthly consumptive charges for single family and duplex residential customers shall be \$ ~~6.11~~ 6.42 per 100 cubic feet (CCF) multiplied times the customer's average metered water consumed per month during the previous winter season billing periods. For customers on a bi-monthly billing cycle, average consumption shall be calculated using the customer's water meter readings that generally represent the customer's consumption during the months of November through February, or during the months of December through March, depending on the customer's assigned billing cycle. Charges for customers on a monthly billing cycle shall be based on the monthly average of their water consumption during the November through February billing periods. Except as provided below, such charges shall remain constant for a 12-month period and shall be adjusted annually.
- (b) Single family and duplex residential customers who do not have a complete billing cycle water consumption history for the billing periods specified above shall be charged \$ ~~6.11~~ 6.42 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (c) Single family and duplex residential customers with an average water consumption of 1 CCF or less per month during the billing periods specified above, shall be charged \$ ~~6.11~~ 6.42 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (d) Single family and duplex residential customers who do not have a City water service account and for which the City is unable to obtain official billing history from a state of Washington Department of Health approved water system for the billing periods specified above, shall be charged \$ ~~35.97~~ 37.77 per month, which amount represents \$ ~~6.11~~ 6.42 CCF multiplied by the current average residential metered water consumption of 6 CCF per month.
- (e) For any billing period, if the customer's total metered water consumption is zero, the consumptive sewer charge will be \$0.

- (2) Commercial, Churches, Schools, Hotels/Motels, Trailer Courts, and Apartments (Triplex and above)
 - (a) The sewer consumptive charge shall be based on metered water consumed at the rate of \$ 6.11 per 100 cubic feet.
- (3) The following charges for extra strength sewage shall be in addition to any other charges and shall be as determined by taking samples at intervals approved by the Director of Public Works. The fee shall be imposed on an industry or commercial business when any sample of wastewater discharged from that business during that month exceeds 350 mg/l TSS (total suspended solids) and/or BOD (biochemical oxygen demand). However, if the Volatile Suspended Solids (VSS) portion of the TSS is 100 mg/l or lower, then the surcharge for TSS shall not apply. The high strength fee shall be the greater of:
 - (a) For single or intermittent discharges, the sum of the following high strength waste fees calculated for each sample tested during the month that exceeds 350 mg/l TSS and/or BOD:

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.64$$

.64

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.44$$

.46

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, "Flow (mgd)" means the volume of wastewater discharged during the sample collection period.

OR:

- (b) For discharges of longer duration, the high strength waste fee will be based upon the average TSS and/or BOD concentration for all samples tested during that month when either or both averages exceed 350 mg/l.

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.64$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.44$$

.46

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, “Flow (mgd)” means the total volume of wastewater discharged during the month.

- (4) Subject to City Council approval, the City Manager may recommend modifications to commercial and industrial user charges for businesses that use metered water in excess of 7,500 cubic feet per month. Any such modification shall be based on classification of user and shall reflect the businesses' sewage flow volume as well as the degree of sewage treatment required for that class of business.

(5)

For sewer discharge patterns not accurately predicted by metered water consumption nor captured by the billing periods or calculation methods specified above, the City may calculate the customer's sewer service charges based on past water consumption at the site, water consumption patterns for similar customers, or from customer-provided data. The calculated sewer consumption billing shall be agreed to in writing by the customer and the Director of Public Works. The City shall periodically review on-site water and sewer consumption patterns and business practices for continued accuracy, and retains the right to adjust the calculated sewer billing accordingly.

Section 2. Sewer Service for Youth Athletic Leagues.

Sewer service provided to City parks that host Youth Athletic Leagues under a Longview Parks and Recreation Department Youth Sports Facility Use Agreement shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution. Where a Youth Athletic League has secured its own facility, operates in coordination with the Longview Parks and Recreation Department, and is the account customer billed directly by the City, the league shall be billed at twenty-five percent (25%) of the account total determined by the rates set forth in this Resolution.

Section 3. Customer Rates Outside Corporate Limits of the City.

The sanitary sewer rates for customers outside the corporate limits of the City shall be as follows:

- A. All Accounts Except Schools – To the sewer rates set forth in Section 1, add 65% of such rate to compensate the City as provided in Chapter 15.12 of the Longview Municipal Code.
- B. Schools – The same school rate for inside corporate limits, Sections 1A(3) & 1B(2)(a).

- C. Charges for extra strength sewage shall be as provided in Section 1B(3).

Section 4. Partial Monthly Charges.

When sewer service has been provided to any one customer for less than a calendar month, the amount to be charged such customer for the sewer service furnished during said partial period shall be determined by dividing the applicable monthly base charge by thirty and multiplying the quotient times the number of days sewer service was provided, plus the total consumptive charges. For single family and duplex residential customers charged a flat monthly consumptive charge in accordance with Section 1.B.(1)(a), the consumptive charge shall also be determined by dividing the applicable flat monthly charge by thirty and multiplying the quotient times the number of days sewer service was provided.

Section 5. Charge for Connection to Sanitary Sewer.

As provided by Chapter 15 of the Longview Municipal Code, the charge for connection to the sanitary sewer system shall be as follows:

A. Sewer Service Connection Charges

- (1) All sewer installations shall meet or exceed the existing standards and specifications of the City. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No sewer installations or taps into the City sewer mains shall occur without a utility permit issued under LMC. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no sewer installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her assigned representative. All sewer installations, including taps into a sewer main, shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (2) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor

shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.

- (3) No sewer installation or taps into the City's sewer main shall be covered or obscured until inspected and approved by the City Engineer, or his/her representative. An inspection fee as shown in the master fee schedule shall be charged for such inspections, and shall be paid at the time that a permit is granted under LMC. Where the developer of newly platted land has installed a complete sewer lateral or connection up to the property or sewer easement boundary, in accordance with City standards, including a cleanout, and the lateral or connection was approved as part of the development infrastructure, the inspection fee is waived.

B. Capital Recovery Fee

In addition to the foregoing charges, a Capital Recovery fee will be charged, for new and added sewer connections, according to the associated water connection size as shown in the master fee schedule.

C. Sewer Treatment System Development Charge

- (1) In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each Equivalent Residential Unit (ERU).

- (2) Very Low Strength Industrial:

In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each new Equivalent Residential Unit (ERU) in accordance with the following:

Industrial development, expansion, or increased discharge having projected discharge concentrations of less than 35 mg/L each for BOD and TSS:

1 ERU per each three hundred (300) gallons per day flow

For qualifying industrial dischargers, this SDC fee is charged in lieu of the SDC for industrial dischargers identified in Section C(1) above.

- (3) For System Development Charges required to be paid by the City to the Three Rivers Regional Wastewater Authority (TRRWA), payment of such System Development Charges by City customers shall be made to the City thirty (30) days or more prior to the time that such charges are required to be paid by the City to TRRWA. In the event that payment to the City is not paid promptly, the City may discontinue sewer service or take other measures to effect collection as provided in any contractual agreement between the City and its customer.

- (4) Deferral of Payment of SDCs of \$30,000 or More:

Deferral of payment of SDCs of thirty thousand dollars (\$30,000.00) or more, together with any “SDC increase” charges, may be made in the manner, in the amounts, and in accordance with the schedule of payments set forth in Resolution Nos. 02-87 and OB 19-179 of TRRWA, including any amendments thereto.

Section 6. Three Rivers Regional Wastewater Authority Discharge Permits

The rates for issuance of a Three Rivers Regional Wastewater Authority (TRRWA) discharge permit shall be as shown in the master fee schedule.:

Permits will be issued based on the provisions contained in LMC and the Three Rivers Regional Wastewater Authority Discharge Pretreatment Policy.

BE IT FURTHER RESOLVED that Resolution No. 2472 assed by the City Council on December 2, 2023, is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on ~~July 1, 2024~~
~~January 1, 2025~~

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular meeting of said Council held on the 27 th day of ~~June~~ August, 2024.

M A Y O R

ATTEST:

City Clerk

RESOLUTION NO. 2511

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR SANITARY SEWER SERVICE AND CONNECTIONS AND OTHER RELATED CHARGES FOR PROVIDING SANITARY SEWER SERVICE WITHIN THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO.2504

WHEREAS, pursuant to Chapter 15.02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to increase the rates and charges for providing sewer service to cover the projected operating and capital costs of the sewer utility; now therefore

BE IT RESOLVED by the City Council of said City that the rates for sanitary sewer service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Customer Rates Inside Corporate Limits of the City.

The rates for sanitary sewer service for customers inside the corporate limits of the City shall be as follows; these base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Monthly Base Customer Charges

(1) Residential

\$ 38.66 per month for each single family residence and duplex (if single account)

\$ 38.66 per month for each unit of a duplex (if two separate accounts)

(2) Trailer Courts and Apartments (Triplex and above)

\$ 86.97 per month

(3) Commercial, Churches, Schools and Motels/Hotels

\$ 66.31 per month

B. Consumptive Charges

In addition to the monthly charges shown above, the following rates shall be charged based on metered water consumed or as otherwise specified:

(1) Residential

- (a) Monthly consumptive charges for single family and duplex residential customers shall be \$ 6.42 per 100 cubic feet (CCF) multiplied times the customer's average metered water consumed per month during the previous winter season billing periods. For customers on a bi-monthly billing cycle, average consumption shall be calculated using the customer's water meter readings that generally represent the customer's consumption during the months of November through February, or during the months of December through March, depending on the customer's assigned billing cycle. Charges for customers on a monthly billing cycle shall be based on the monthly average of their water consumption during the November through February billing periods. Except as provided below, such charges shall remain constant for a 12-month period and shall be adjusted annually.
- (b) Single family and duplex residential customers who do not have a complete billing cycle water consumption history for the billing periods specified above shall be charged \$ 6.42 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (c) Single family and duplex residential customers with an average water consumption of 1 CCF or less per month during the billing periods specified above, shall be charged \$ 6.42 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (d) Single family and duplex residential customers who do not have a City water service account and for which the City is unable to obtain official billing history from a state of Washington Department of Health approved water system for the billing periods specified above, shall be charged \$ 37.77 per month, which amount represents \$ 6.42 CCF multiplied by the current average residential metered water consumption of 6 CCF per month.
- (e) For any billing period, if the customer's total metered water consumption is zero, the consumptive sewer charge will be \$0.

- (2) Commercial, Churches, Schools, Hotels/Motels, Trailer Courts, and Apartments (Triplex and above)
- (a) The sewer consumptive charge shall be based on metered water consumed at the rate of \$ 6.42per 100 cubic feet.
- (3) The following charges for extra strength sewage shall be in addition to any other charges and shall be as determined by taking samples at intervals approved by the Director of Public Works. The fee shall be imposed on an industry or commercial business when any sample of wastewater discharged from that business during that month exceeds 350 mg/l TSS (total suspended solids) and/or BOD (biochemical oxygen demand). However, if the Volatile Suspended Solids (VSS) portion of the TSS is 100 mg/l or lower, then the surcharge for TSS shall not apply. The high strength fee shall be the greater of:
- (a) For single or intermittent discharges, the sum of the following high strength waste fees calculated for each sample tested during the month that exceeds 350 mg/l TSS and/or BOD:

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.64$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.46$$

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, “Flow (mgd)” means the volume of wastewater discharged during the sample collection period.

OR:

- (b) For discharges of longer duration, the high strength waste fee will be based upon the average TSS and/or BOD concentration for all samples tested during that month when either or both averages exceed 350 mg/l.

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.64$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.46$$

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, “Flow (mgd)” means the total volume of wastewater discharged during the month.

- (4) Subject to City Council approval, the City Manager may recommend modifications to commercial and industrial user charges for businesses that use metered water in excess of 7,500 cubic feet per month. Any such modification shall be based on classification of user and shall reflect the businesses' sewage flow volume as well as the degree of sewage treatment required for that class of business.

(5)

For sewer discharge patterns not accurately predicted by metered water consumption nor captured by the billing periods or calculation methods specified above, the City may calculate the customer's sewer service charges based on past water consumption at the site, water consumption patterns for similar customers, or from customer-provided data. The calculated sewer consumption billing shall be agreed to in writing by the customer and the Director of Public Works. The City shall periodically review on-site water and sewer consumption patterns and business practices for continued accuracy, and retains the right to adjust the calculated sewer billing accordingly.

Section 2. Sewer Service for Youth Athletic Leagues.

Sewer service provided to City parks that host Youth Athletic Leagues under a Longview Parks and Recreation Department Youth Sports Facility Use Agreement shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution. Where a Youth Athletic League has secured its own facility, operates in coordination with the Longview Parks and Recreation Department, and is the account customer billed directly by the City, the league shall be billed at twenty-five percent (25%) of the account total determined by the rates set forth in this Resolution.

Section 3. Customer Rates Outside Corporate Limits of the City.

The sanitary sewer rates for customers outside the corporate limits of the City shall be as follows:

- A. All Accounts Except Schools – To the sewer rates set forth in Section 1, add 65% of such rate to compensate the City as provided in Chapter 15.12 of the Longview Municipal Code.
- B. Schools – The same school rate for inside corporate limits, Sections 1A(3) & 1B(2)(a).
- C. Charges for extra strength sewage shall be as provided in Section 1B(3).

Section 4. Partial Monthly Charges.

When sewer service has been provided to any one customer for less than a calendar month, the amount to be charged such customer for the sewer service furnished during said partial period shall be determined by dividing the applicable monthly base charge by thirty and multiplying the quotient times the number of days sewer service was provided, plus the total consumptive charges. For single family and duplex residential customers charged a flat monthly consumptive charge in accordance with Section 1.B.(1)(a), the consumptive charge shall also be determined by dividing the applicable flat monthly charge by thirty and multiplying the quotient times the number of days sewer service was provided.

Section 5. Charge for Connection to Sanitary Sewer.

As provided by Chapter 15 of the Longview Municipal Code, the charge for connection to the sanitary sewer system shall be as follows:

A. Sewer Service Connection Charges

- (1) All sewer installations shall meet or exceed the existing standards and specifications of the City. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No sewer installations or taps into the City sewer mains shall occur without a utility permit issued under LMC. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no sewer installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her assigned representative. All sewer installations, including taps into a sewer main, shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (2) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.

- (3) No sewer installation or taps into the City's sewer main shall be covered or obscured until inspected and approved by the City Engineer, or his/her representative. An inspection fee as shown in the master fee schedule shall be charged for such inspections, and shall be paid at the time that a permit is granted under LMC. Where the developer of newly platted land has installed a complete sewer lateral or connection up to the property or sewer easement boundary, in accordance with City standards, including a cleanout, and the lateral or connection was approved as part of the development infrastructure, the inspection fee is waived.

B. Capital Recovery Fee

In addition to the foregoing charges, a Capital Recovery fee will be charged, for new and added sewer connections, according to the associated water connection size as shown in the master fee schedule.

C. Sewer Treatment System Development Charge

- (1) In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each Equivalent Residential Unit (ERU).

- (2) Very Low Strength Industrial:

In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each new Equivalent Residential Unit (ERU) in accordance with the following:

Industrial development, expansion, or increased discharge having projected discharge concentrations of less than 35 mg/L each for BOD and TSS:

1 ERU per each three hundred (300) gallons per day flow

For qualifying industrial dischargers, this SDC fee is charged in lieu of the SDC for industrial dischargers identified in Section C(1) above.

- (3) For System Development Charges required to be paid by the City to the Three Rivers Regional Wastewater Authority (TRRWA), payment of such

System Development Charges by City customers shall be made to the City thirty (30) days or more prior to the time that such charges are required to be paid by the City to TRRWA. In the event that payment to the City is not paid promptly, the City may discontinue sewer service or take other measures to effect collection as provided in any contractual agreement between the City and its customer.

(4) Deferral of Payment of SDCs of \$30,000 or More:

Deferral of payment of SDCs of thirty thousand dollars (\$30,000.00) or more, together with any “SDC increase” charges, may be made in the manner, in the amounts, and in accordance with the schedule of payments set forth in Resolution Nos. 02-87 and OB 19-179 of TRRWA, including any amendments thereto.

Section 6. Three Rivers Regional Wastewater Authority Discharge Permits

The rates for issuance of a Three Rivers Regional Wastewater Authority (TRRWA) discharge permit shall be as shown in the master fee schedule.:

Permits will be issued based on the provisions contained in LMC and the Three Rivers Regional Wastewater Authority Discharge Pretreatment Policy.

BE IT FURTHER RESOLVED that Resolution No. 2472 assed by the City Council on December 2, 2023, is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on January 1, 2025

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular meeting of said Council held on the 27 th day of August, 2024.

M A Y O R

ATTEST:

City Clerk

RESOLUTION NO. ~~2504~~2511

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR SANITARY SEWER SERVICE AND CONNECTIONS AND OTHER RELATED CHARGES FOR PROVIDING SANITARY SEWER SERVICE WITHIN THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO. ~~2472~~2504

WHEREAS, pursuant to Chapter 15.~~12~~ 02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to increase the rates and charges for providing sewer service to cover the projected operating and capital costs of the sewer utility; now therefore

BE IT RESOLVED by the City Council of said City that the rates for sanitary sewer service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Customer Rates Inside Corporate Limits of the City.

The rates for sanitary sewer service for customers inside the corporate limits of the City shall be as follows; these base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Monthly Base Customer Charges

(1) Residential

\$ ~~36.82~~39.21 per month for each single family residence and duplex (if single account)

\$ ~~36.82~~ 39.21 per month for each unit of a duplex (if two separate accounts)

(2) Trailer Courts and Apartments (Triplex and above)

\$ ~~82.83~~88.21 per month

(3) Commercial, Churches, Schools and Motels/Hotels

\$ ~~63.15~~67.25 per month

B. Consumptive Charges

In addition to the monthly charges shown above, the following rates shall be charged based on metered water consumed or as otherwise specified:

(1) Residential

- (a) Monthly consumptive charges for single family and duplex residential customers shall be \$ ~~6.44~~ 6.51 per 100 cubic feet (CCF) multiplied times the customer's average metered water consumed per month during the previous winter season billing periods. For customers on a bi-monthly billing cycle, average consumption shall be calculated using the customer's water meter readings that generally represent the customer's consumption during the months of November through February, or during the months of December through March, depending on the customer's assigned billing cycle. Charges for customers on a monthly billing cycle shall be based on the monthly average of their water consumption during the November through February billing periods. Except as provided below, such charges shall remain constant for a 12-month period and shall be adjusted annually.
- (b) Single family and duplex residential customers who do not have a complete billing cycle water consumption history for the billing periods specified above shall be charged \$ ~~6.44~~ 6.51 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (c) Single family and duplex residential customers with an average water consumption of 1 CCF or less per month during the billing periods specified above, shall be charged \$ ~~6.44~~ 6.51 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (d) Single family and duplex residential customers who do not have a City water service account and for which the City is unable to obtain official billing history from a state of Washington Department of Health approved water system for the billing periods specified above, shall be charged \$ ~~35.97~~ 38.31 per month, which amount represents \$ ~~6.44~~ 6.51 CCF multiplied by the current average residential metered water consumption of 6 CCF per month.
- (e) For any billing period, if the customer's total metered water consumption is zero, the consumptive sewer charge will be \$0.

- (2) Commercial, Churches, Schools, Hotels/Motels, Trailer Courts, and Apartments (Triplex and above)
- (a) The sewer consumptive charge shall be based on metered water consumed at the rate of \$ 6.11 per 100 cubic feet.
- (3) The following charges for extra strength sewage shall be in addition to any other charges and shall be as determined by taking samples at intervals approved by the Director of Public Works. The fee shall be imposed on an industry or commercial business when any sample of wastewater discharged from that business during that month exceeds 350 mg/l TSS (total suspended solids) and/or BOD (biochemical oxygen demand). However, if the Volatile Suspended Solids (VSS) portion of the TSS is 100 mg/l or lower, then the surcharge for TSS shall not apply. The high strength fee shall be the greater of:
- (a) For single or intermittent discharges, the sum of the following high strength waste fees calculated for each sample tested during the month that exceeds 350 mg/l TSS and/or BOD:

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.61$$

.65

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.44$$

.47

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, "Flow (mgd)" means the volume of wastewater discharged during the sample collection period.

OR:

- (b) For discharges of longer duration, the high strength waste fee will be based upon the average TSS and/or BOD concentration for all samples tested during that month when either or both averages exceed 350 mg/l.

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.61-.65$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.44$$

.47

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, “Flow (mgd)” means the total volume of wastewater discharged during the month.

- (4) Subject to City Council approval, the City Manager may recommend modifications to commercial and industrial user charges for businesses that use metered water in excess of 7,500 cubic feet per month. Any such modification shall be based on classification of user and shall reflect the businesses' sewage flow volume as well as the degree of sewage treatment required for that class of business.

(5)

For sewer discharge patterns not accurately predicted by metered water consumption nor captured by the billing periods or calculation methods specified above, the City may calculate the customer's sewer service charges based on past water consumption at the site, water consumption patterns for similar customers, or from customer-provided data. The calculated sewer consumption billing shall be agreed to in writing by the customer and the Director of Public Works. The City shall periodically review on-site water and sewer consumption patterns and business practices for continued accuracy, and retains the right to adjust the calculated sewer billing accordingly.

Section 2. Sewer Service for Youth Athletic Leagues.

Sewer service provided to City parks that host Youth Athletic Leagues under a Longview Parks and Recreation Department Youth Sports Facility Use Agreement shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution. Where a Youth Athletic League has secured its own facility, operates in coordination with the Longview Parks and Recreation Department, and is the account customer billed directly by the City, the league shall be billed at twenty-five percent (25%) of the account total determined by the rates set forth in this Resolution.

Section 3. Customer Rates Outside Corporate Limits of the City.

The sanitary sewer rates for customers outside the corporate limits of the City shall be as follows:

- A. All Accounts Except Schools – To the sewer rates set forth in Section 1, add 65% of such rate to compensate the City as provided in Chapter 15.12 of the Longview Municipal Code.
- B. Schools – The same school rate for inside corporate limits, Sections 1A(3) & 1B(2)(a).

- C. Charges for extra strength sewage shall be as provided in Section 1B(3).

Section 4. Partial Monthly Charges.

When sewer service has been provided to any one customer for less than a calendar month, the amount to be charged such customer for the sewer service furnished during said partial period shall be determined by dividing the applicable monthly base charge by thirty and multiplying the quotient times the number of days sewer service was provided, plus the total consumptive charges. For single family and duplex residential customers charged a flat monthly consumptive charge in accordance with Section 1.B.(1)(a), the consumptive charge shall also be determined by dividing the applicable flat monthly charge by thirty and multiplying the quotient times the number of days sewer service was provided.

Section 5. Charge for Connection to Sanitary Sewer.

As provided by Chapter 15 of the Longview Municipal Code, the charge for connection to the sanitary sewer system shall be as follows:

A. Sewer Service Connection Charges

- (1) All sewer installations shall meet or exceed the existing standards and specifications of the City. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No sewer installations or taps into the City sewer mains shall occur without a utility permit issued under LMC. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no sewer installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her assigned representative. All sewer installations, including taps into a sewer main, shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (2) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor

shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.

- (3) No sewer installation or taps into the City's sewer main shall be covered or obscured until inspected and approved by the City Engineer, or his/her representative. An inspection fee as shown in the master fee schedule shall be charged for such inspections, and shall be paid at the time that a permit is granted under LMC. Where the developer of newly platted land has installed a complete sewer lateral or connection up to the property or sewer easement boundary, in accordance with City standards, including a cleanout, and the lateral or connection was approved as part of the development infrastructure, the inspection fee is waived.

B. Capital Recovery Fee

In addition to the foregoing charges, a Capital Recovery fee will be charged, for new and added sewer connections, according to the associated water connection size as shown in the master fee schedule.

C. Sewer Treatment System Development Charge

- (1) In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each Equivalent Residential Unit (ERU).

- (2) Very Low Strength Industrial:

In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each new Equivalent Residential Unit (ERU) in accordance with the following:

Industrial development, expansion, or increased discharge having projected discharge concentrations of less than 35 mg/L each for BOD and TSS:

1 ERU per each three hundred (300) gallons per day flow

For qualifying industrial dischargers, this SDC fee is charged in lieu of the SDC for industrial dischargers identified in Section C(1) above.

- (3) For System Development Charges required to be paid by the City to the Three Rivers Regional Wastewater Authority (TRRWA), payment of such System Development Charges by City customers shall be made to the City thirty (30) days or more prior to the time that such charges are required to be paid by the City to TRRWA. In the event that payment to the City is not paid promptly, the City may discontinue sewer service or take other measures to effect collection as provided in any contractual agreement between the City and its customer.

- (4) Deferral of Payment of SDCs of \$30,000 or More:

Deferral of payment of SDCs of thirty thousand dollars (\$30,000.00) or more, together with any “SDC increase” charges, may be made in the manner, in the amounts, and in accordance with the schedule of payments set forth in Resolution Nos. 02-87 and OB 19-179 of TRRWA, including any amendments thereto.

Section 6. Three Rivers Regional Wastewater Authority Discharge Permits

The rates for issuance of a Three Rivers Regional Wastewater Authority (TRRWA) discharge permit shall be as shown in the master fee schedule.:

Permits will be issued based on the provisions contained in LMC and the Three Rivers Regional Wastewater Authority Discharge Pretreatment Policy.

BE IT FURTHER RESOLVED that Resolution No. 2472 assed by the City Council on December 2, 2023, is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on ~~July 1, 2024~~
~~January 1, 2025~~

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular meeting of said Council held on the 27 th day of ~~June~~ August, 2024.

M A Y O R

ATTEST:

City Clerk

RESOLUTION NO. 2511

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR SANITARY SEWER SERVICE AND CONNECTIONS AND OTHER RELATED CHARGES FOR PROVIDING SANITARY SEWER SERVICE WITHIN THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO.2504

WHEREAS, pursuant to Chapter 15.02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to increase the rates and charges for providing sewer service to cover the projected operating and capital costs of the sewer utility; now therefore

BE IT RESOLVED by the City Council of said City that the rates for sanitary sewer service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Customer Rates Inside Corporate Limits of the City.

The rates for sanitary sewer service for customers inside the corporate limits of the City shall be as follows; these base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Monthly Base Customer Charges

(1) Residential

\$ 39.21 per month for each single family residence and duplex (if single account)

\$ 39.21 per month for each unit of a duplex (if two separate accounts)

(2) Trailer Courts and Apartments (Triplex and above)

\$ 88.21 per month

(3) Commercial, Churches, Schools and Motels/Hotels

\$ 67.25 per month

B. Consumptive Charges

In addition to the monthly charges shown above, the following rates shall be charged based on metered water consumed or as otherwise specified:

(1) Residential

- (a) Monthly consumptive charges for single family and duplex residential customers shall be \$ 6.51 per 100 cubic feet (CCF) multiplied times the customer's average metered water consumed per month during the previous winter season billing periods. For customers on a bi-monthly billing cycle, average consumption shall be calculated using the customer's water meter readings that generally represent the customer's consumption during the months of November through February, or during the months of December through March, depending on the customer's assigned billing cycle. Charges for customers on a monthly billing cycle shall be based on the monthly average of their water consumption during the November through February billing periods. Except as provided below, such charges shall remain constant for a 12-month period and shall be adjusted annually.
- (b) Single family and duplex residential customers who do not have a complete billing cycle water consumption history for the billing periods specified above shall be charged \$ 6.51 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (c) Single family and duplex residential customers with an average water consumption of 1 CCF or less per month during the billing periods specified above, shall be charged \$ 6.51 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (d) Single family and duplex residential customers who do not have a City water service account and for which the City is unable to obtain official billing history from a state of Washington Department of Health approved water system for the billing periods specified above, shall be charged \$ 38.31 per month, which amount represents \$ 6.51 CCF multiplied by the current average residential metered water consumption of 6 CCF per month.
- (e) For any billing period, if the customer's total metered water consumption is zero, the consumptive sewer charge will be \$0.

- (2) Commercial, Churches, Schools, Hotels/Motels, Trailer Courts, and Apartments (Triplex and above)
- (a) The sewer consumptive charge shall be based on metered water consumed at the rate of \$ 6.51 per 100 cubic feet.
- (3) The following charges for extra strength sewage shall be in addition to any other charges and shall be as determined by taking samples at intervals approved by the Director of Public Works. The fee shall be imposed on an industry or commercial business when any sample of wastewater discharged from that business during that month exceeds 350 mg/l TSS (total suspended solids) and/or BOD (biochemical oxygen demand). However, if the Volatile Suspended Solids (VSS) portion of the TSS is 100 mg/l or lower, then the surcharge for TSS shall not apply. The high strength fee shall be the greater of:

- (a) For single or intermittent discharges, the sum of the following high strength waste fees calculated for each sample tested during the month that exceeds 350 mg/l TSS and/or BOD:

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.65$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.47$$

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, "Flow (mgd)" means the volume of wastewater discharged during the sample collection period.

OR:

- (b) For discharges of longer duration, the high strength waste fee will be based upon the average TSS and/or BOD concentration for all samples tested during that month when either or both averages exceed 350 mg/l.

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.65$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.47$$

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, "Flow (mgd)" means the total volume of wastewater discharged during the month.

- (4) Subject to City Council approval, the City Manager may recommend modifications to commercial and industrial user charges for businesses that use metered water in excess of 7,500 cubic feet per month. Any such modification shall be based on classification of user and shall reflect the businesses' sewage flow volume as well as the degree of sewage treatment required for that class of business.

(5)

For sewer discharge patterns not accurately predicted by metered water consumption nor captured by the billing periods or calculation methods specified above, the City may calculate the customer's sewer service charges based on past water consumption at the site, water consumption patterns for similar customers, or from customer-provided data. The calculated sewer consumption billing shall be agreed to in writing by the customer and the Director of Public Works. The City shall periodically review on-site water and sewer consumption patterns and business practices for continued accuracy, and retains the right to adjust the calculated sewer billing accordingly.

Section 2. Sewer Service for Youth Athletic Leagues.

Sewer service provided to City parks that host Youth Athletic Leagues under a Longview Parks and Recreation Department Youth Sports Facility Use Agreement shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution. Where a Youth Athletic League has secured its own facility, operates in coordination with the Longview Parks and Recreation Department, and is the account customer billed directly by the City, the league shall be billed at twenty-five percent (25%) of the account total determined by the rates set forth in this Resolution.

Section 3. Customer Rates Outside Corporate Limits of the City.

The sanitary sewer rates for customers outside the corporate limits of the City shall be as follows:

- A. All Accounts Except Schools – To the sewer rates set forth in Section 1, add 65% of such rate to compensate the City as provided in Chapter 15.12 of the Longview Municipal Code.
- B. Schools – The same school rate for inside corporate limits, Sections 1A(3) & 1B(2)(a).
- C. Charges for extra strength sewage shall be as provided in Section 1B(3).

Section 4. Partial Monthly Charges.

When sewer service has been provided to any one customer for less than a calendar month, the amount to be charged such customer for the sewer service furnished during said partial period shall be determined by dividing the applicable monthly base charge by thirty and multiplying the quotient times the number of days sewer service was provided, plus the total consumptive charges. For single family and duplex residential customers charged a flat monthly consumptive charge in accordance with Section 1.B.(1)(a), the consumptive charge shall also be determined by dividing the applicable flat monthly charge by thirty and multiplying the quotient times the number of days sewer service was provided.

Section 5. Charge for Connection to Sanitary Sewer.

As provided by Chapter 15 of the Longview Municipal Code, the charge for connection to the sanitary sewer system shall be as follows:

A. Sewer Service Connection Charges

- (1) All sewer installations shall meet or exceed the existing standards and specifications of the City. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No sewer installations or taps into the City sewer mains shall occur without a utility permit issued under LMC. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no sewer installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her assigned representative. All sewer installations, including taps into a sewer main, shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (2) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.

- (3) No sewer installation or taps into the City's sewer main shall be covered or obscured until inspected and approved by the City Engineer, or his/her representative. An inspection fee as shown in the master fee schedule shall be charged for such inspections, and shall be paid at the time that a permit is granted under LMC. Where the developer of newly platted land has installed a complete sewer lateral or connection up to the property or sewer easement boundary, in accordance with City standards, including a cleanout, and the lateral or connection was approved as part of the development infrastructure, the inspection fee is waived.

B. Capital Recovery Fee

In addition to the foregoing charges, a Capital Recovery fee will be charged, for new and added sewer connections, according to the associated water connection size as shown in the master fee schedule.

C. Sewer Treatment System Development Charge

- (1) In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each Equivalent Residential Unit (ERU).

- (2) Very Low Strength Industrial:

In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each new Equivalent Residential Unit (ERU) in accordance with the following:

Industrial development, expansion, or increased discharge having projected discharge concentrations of less than 35 mg/L each for BOD and TSS:

1 ERU per each three hundred (300) gallons per day flow

For qualifying industrial dischargers, this SDC fee is charged in lieu of the SDC for industrial dischargers identified in Section C(1) above.

- (3) For System Development Charges required to be paid by the City to the Three Rivers Regional Wastewater Authority (TRRWA), payment of such

System Development Charges by City customers shall be made to the City thirty (30) days or more prior to the time that such charges are required to be paid by the City to TRRWA. In the event that payment to the City is not paid promptly, the City may discontinue sewer service or take other measures to effect collection as provided in any contractual agreement between the City and its customer.

(4) Deferral of Payment of SDCs of \$30,000 or More:

Deferral of payment of SDCs of thirty thousand dollars (\$30,000.00) or more, together with any “SDC increase” charges, may be made in the manner, in the amounts, and in accordance with the schedule of payments set forth in Resolution Nos. 02-87 and OB 19-179 of TRRWA, including any amendments thereto.

Section 6. Three Rivers Regional Wastewater Authority Discharge Permits

The rates for issuance of a Three Rivers Regional Wastewater Authority (TRRWA) discharge permit shall be as shown in the master fee schedule.:

Permits will be issued based on the provisions contained in LMC and the Three Rivers Regional Wastewater Authority Discharge Pretreatment Policy.

BE IT FURTHER RESOLVED that Resolution No. 2472 assed by the City Council on December 2, 2023, is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on January 1, 2025

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular meeting of said Council held on the 27 th day of August, 2024.

M A Y O R

ATTEST:

City Clerk

RESOLUTION NO. ~~2504-2511~~

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR SANITARY SEWER SERVICE AND CONNECTIONS AND OTHER RELATED CHARGES FOR PROVIDING SANITARY SEWER SERVICE WITHIN THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO. ~~2472-2504~~

WHEREAS, pursuant to Chapter 15. ~~12-02~~ of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to increase the rates and charges for providing sewer service to cover the projected operating and capital costs of the sewer utility; now therefore

BE IT RESOLVED by the City Council of said City that the rates for sanitary sewer service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Customer Rates Inside Corporate Limits of the City.

The rates for sanitary sewer service for customers inside the corporate limits of the City shall be as follows; these base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Monthly Base Customer Charges

(1) Residential

\$ ~~36.82-39.77~~ per month for each single family residence and duplex (if single account)

\$ ~~36.82-39.77~~ per month for each unit of a duplex (if two separate accounts)

(2) Trailer Courts and Apartments (Triplex and above)

\$ ~~82.83-89.46~~ per month

(3) Commercial, Churches, Schools and Motels/Hotels

\$ ~~63.15-68.20~~ per month

B. Consumptive Charges

In addition to the monthly charges shown above, the following rates shall be charged based on metered water consumed or as otherwise specified:

(1) Residential

- (a) Monthly consumptive charges for single family and duplex residential customers shall be \$ ~~6.11~~ 6.60 per 100 cubic feet (CCF) multiplied times the customer's average metered water consumed per month during the previous winter season billing periods. For customers on a bi-monthly billing cycle, average consumption shall be calculated using the customer's water meter readings that generally represent the customer's consumption during the months of November through February, or during the months of December through March, depending on the customer's assigned billing cycle. Charges for customers on a monthly billing cycle shall be based on the monthly average of their water consumption during the November through February billing periods. Except as provided below, such charges shall remain constant for a 12-month period and shall be adjusted annually.
- (b) Single family and duplex residential customers who do not have a complete billing cycle water consumption history for the billing periods specified above shall be charged \$ ~~6.11~~ 6.60 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (c) Single family and duplex residential customers with an average water consumption of 1 CCF or less per month during the billing periods specified above, shall be charged \$ ~~6.11~~ 6.60 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (d) Single family and duplex residential customers who do not have a City water service account and for which the City is unable to obtain official billing history from a state of Washington Department of Health approved water system for the billing periods specified above, shall be charged \$ ~~35.97~~ 38.85 per month, which amount represents \$ ~~6.11~~ 6.60 CCF multiplied by the current average residential metered water consumption of 6 CCF per month.
- (e) For any billing period, if the customer's total metered water consumption is zero, the consumptive sewer charge will be \$0.

- (2) Commercial, Churches, Schools, Hotels/Motels, Trailer Courts, and Apartments (Triplex and above)
 - (a) The sewer consumptive charge shall be based on metered water consumed at the rate of \$ 6.11 per 100 cubic feet.
- (3) The following charges for extra strength sewage shall be in addition to any other charges and shall be as determined by taking samples at intervals approved by the Director of Public Works. The fee shall be imposed on an industry or commercial business when any sample of wastewater discharged from that business during that month exceeds 350 mg/l TSS (total suspended solids) and/or BOD (biochemical oxygen demand). However, if the Volatile Suspended Solids (VSS) portion of the TSS is 100 mg/l or lower, then the surcharge for TSS shall not apply. The high strength fee shall be the greater of:
 - (a) For single or intermittent discharges, the sum of the following high strength waste fees calculated for each sample tested during the month that exceeds 350 mg/l TSS and/or BOD:

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.61$$

.66

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.44$$

.48

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, "Flow (mgd)" means the volume of wastewater discharged during the sample collection period.

OR:

- (b) For discharges of longer duration, the high strength waste fee will be based upon the average TSS and/or BOD concentration for all samples tested during that month when either or both averages exceed 350 mg/l.

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.61$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.44$$

.48

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, “Flow (mgd)” means the total volume of wastewater discharged during the month.

- (4) Subject to City Council approval, the City Manager may recommend modifications to commercial and industrial user charges for businesses that use metered water in excess of 7,500 cubic feet per month. Any such modification shall be based on classification of user and shall reflect the businesses' sewage flow volume as well as the degree of sewage treatment required for that class of business.

(5)

For sewer discharge patterns not accurately predicted by metered water consumption nor captured by the billing periods or calculation methods specified above, the City may calculate the customer's sewer service charges based on past water consumption at the site, water consumption patterns for similar customers, or from customer-provided data. The calculated sewer consumption billing shall be agreed to in writing by the customer and the Director of Public Works. The City shall periodically review on-site water and sewer consumption patterns and business practices for continued accuracy, and retains the right to adjust the calculated sewer billing accordingly.

Section 2. Sewer Service for Youth Athletic Leagues.

Sewer service provided to City parks that host Youth Athletic Leagues under a Longview Parks and Recreation Department Youth Sports Facility Use Agreement shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution. Where a Youth Athletic League has secured its own facility, operates in coordination with the Longview Parks and Recreation Department, and is the account customer billed directly by the City, the league shall be billed at twenty-five percent (25%) of the account total determined by the rates set forth in this Resolution.

Section 3. Customer Rates Outside Corporate Limits of the City.

The sanitary sewer rates for customers outside the corporate limits of the City shall be as follows:

- A. All Accounts Except Schools – To the sewer rates set forth in Section 1, add 65% of such rate to compensate the City as provided in Chapter 15.12 of the Longview Municipal Code.
- B. Schools – The same school rate for inside corporate limits, Sections 1A(3) & 1B(2)(a).

- C. Charges for extra strength sewage shall be as provided in Section 1B(3).

Section 4. Partial Monthly Charges.

When sewer service has been provided to any one customer for less than a calendar month, the amount to be charged such customer for the sewer service furnished during said partial period shall be determined by dividing the applicable monthly base charge by thirty and multiplying the quotient times the number of days sewer service was provided, plus the total consumptive charges. For single family and duplex residential customers charged a flat monthly consumptive charge in accordance with Section 1.B.(1)(a), the consumptive charge shall also be determined by dividing the applicable flat monthly charge by thirty and multiplying the quotient times the number of days sewer service was provided.

Section 5. Charge for Connection to Sanitary Sewer.

As provided by Chapter 15 of the Longview Municipal Code, the charge for connection to the sanitary sewer system shall be as follows:

A. Sewer Service Connection Charges

- (1) All sewer installations shall meet or exceed the existing standards and specifications of the City. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No sewer installations or taps into the City sewer mains shall occur without a utility permit issued under LMC. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no sewer installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her assigned representative. All sewer installations, including taps into a sewer main, shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (2) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor

shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.

- (3) No sewer installation or taps into the City's sewer main shall be covered or obscured until inspected and approved by the City Engineer, or his/her representative. An inspection fee as shown in the master fee schedule shall be charged for such inspections, and shall be paid at the time that a permit is granted under LMC. Where the developer of newly platted land has installed a complete sewer lateral or connection up to the property or sewer easement boundary, in accordance with City standards, including a cleanout, and the lateral or connection was approved as part of the development infrastructure, the inspection fee is waived.

B. Capital Recovery Fee

In addition to the foregoing charges, a Capital Recovery fee will be charged, for new and added sewer connections, according to the associated water connection size as shown in the master fee schedule.

C. Sewer Treatment System Development Charge

- (1) In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each Equivalent Residential Unit (ERU).

- (2) Very Low Strength Industrial:

In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each new Equivalent Residential Unit (ERU) in accordance with the following:

Industrial development, expansion, or increased discharge having projected discharge concentrations of less than 35 mg/L each for BOD and TSS:

1 ERU per each three hundred (300) gallons per day flow

For qualifying industrial dischargers, this SDC fee is charged in lieu of the SDC for industrial dischargers identified in Section C(1) above.

- (3) For System Development Charges required to be paid by the City to the Three Rivers Regional Wastewater Authority (TRRWA), payment of such System Development Charges by City customers shall be made to the City thirty (30) days or more prior to the time that such charges are required to be paid by the City to TRRWA. In the event that payment to the City is not paid promptly, the City may discontinue sewer service or take other measures to effect collection as provided in any contractual agreement between the City and its customer.

- (4) Deferral of Payment of SDCs of \$30,000 or More:

Deferral of payment of SDCs of thirty thousand dollars (\$30,000.00) or more, together with any “SDC increase” charges, may be made in the manner, in the amounts, and in accordance with the schedule of payments set forth in Resolution Nos. 02-87 and OB 19-179 of TRRWA, including any amendments thereto.

Section 6. Three Rivers Regional Wastewater Authority Discharge Permits

The rates for issuance of a Three Rivers Regional Wastewater Authority (TRRWA) discharge permit shall be as shown in the master fee schedule.:

Permits will be issued based on the provisions contained in LMC and the Three Rivers Regional Wastewater Authority Discharge Pretreatment Policy.

BE IT FURTHER RESOLVED that Resolution No. 2472 assed by the City Council on December 2, 2023, is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on ~~July 1, 2024~~
~~January 1, 2025~~

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular meeting of said Council held on the 27 th day of ~~June~~ August, 2024.

M A Y O R

ATTEST:

City Clerk

RESOLUTION NO. 2511

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR SANITARY SEWER SERVICE AND CONNECTIONS AND OTHER RELATED CHARGES FOR PROVIDING SANITARY SEWER SERVICE WITHIN THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO.2504

WHEREAS, pursuant to Chapter 15.02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to increase the rates and charges for providing sewer service to cover the projected operating and capital costs of the sewer utility; now therefore

BE IT RESOLVED by the City Council of said City that the rates for sanitary sewer service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Customer Rates Inside Corporate Limits of the City.

The rates for sanitary sewer service for customers inside the corporate limits of the City shall be as follows; these base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Monthly Base Customer Charges

(1) Residential

\$ 39.77 per month for each single family residence and duplex (if single account)

\$ 39.77 per month for each unit of a duplex (if two separate accounts)

(2) Trailer Courts and Apartments (Triplex and above)

\$ 89.46 per month

(3) Commercial, Churches, Schools and Motels/Hotels

\$ 68.20 per month

B. Consumptive Charges

In addition to the monthly charges shown above, the following rates shall be charged based on metered water consumed or as otherwise specified:

(1) Residential

- (a) Monthly consumptive charges for single family and duplex residential customers shall be \$ 6.60 per 100 cubic feet (CCF) multiplied times the customer's average metered water consumed per month during the previous winter season billing periods. For customers on a bi-monthly billing cycle, average consumption shall be calculated using the customer's water meter readings that generally represent the customer's consumption during the months of November through February, or during the months of December through March, depending on the customer's assigned billing cycle. Charges for customers on a monthly billing cycle shall be based on the monthly average of their water consumption during the November through February billing periods. Except as provided below, such charges shall remain constant for a 12-month period and shall be adjusted annually.
- (b) Single family and duplex residential customers who do not have a complete billing cycle water consumption history for the billing periods specified above shall be charged \$ 6.60 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (c) Single family and duplex residential customers with an average water consumption of 1 CCF or less per month during the billing periods specified above, shall be charged \$ 6.60 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (d) Single family and duplex residential customers who do not have a City water service account and for which the City is unable to obtain official billing history from a state of Washington Department of Health approved water system for the billing periods specified above, shall be charged \$ 38.85 per month, which amount represents \$ 6.60 CCF multiplied by the current average residential metered water consumption of 6 CCF per month.
- (e) For any billing period, if the customer's total metered water consumption is zero, the consumptive sewer charge will be \$0.

- (2) Commercial, Churches, Schools, Hotels/Motels, Trailer Courts, and Apartments (Triplex and above)
- (a) The sewer consumptive charge shall be based on metered water consumed at the rate of \$ 6.60per 100 cubic feet.
- (3) The following charges for extra strength sewage shall be in addition to any other charges and shall be as determined by taking samples at intervals approved by the Director of Public Works. The fee shall be imposed on an industry or commercial business when any sample of wastewater discharged from that business during that month exceeds 350 mg/l TSS (total suspended solids) and/or BOD (biochemical oxygen demand). However, if the Volatile Suspended Solids (VSS) portion of the TSS is 100 mg/l or lower, then the surcharge for TSS shall not apply. The high strength fee shall be the greater of:

- (a) For single or intermittent discharges, the sum of the following high strength waste fees calculated for each sample tested during the month that exceeds 350 mg/l TSS and/or BOD:

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.66$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.48$$

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, “Flow (mgd)” means the volume of wastewater discharged during the sample collection period.

OR:

- (b) For discharges of longer duration, the high strength waste fee will be based upon the average TSS and/or BOD concentration for all samples tested during that month when either or both averages exceed 350 mg/l.

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.66$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.48$$

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, “Flow (mgd)” means the total volume of wastewater discharged during the month.

- (4) Subject to City Council approval, the City Manager may recommend modifications to commercial and industrial user charges for businesses that use metered water in excess of 7,500 cubic feet per month. Any such modification shall be based on classification of user and shall reflect the businesses' sewage flow volume as well as the degree of sewage treatment required for that class of business.

(5)

For sewer discharge patterns not accurately predicted by metered water consumption nor captured by the billing periods or calculation methods specified above, the City may calculate the customer's sewer service charges based on past water consumption at the site, water consumption patterns for similar customers, or from customer-provided data. The calculated sewer consumption billing shall be agreed to in writing by the customer and the Director of Public Works. The City shall periodically review on-site water and sewer consumption patterns and business practices for continued accuracy, and retains the right to adjust the calculated sewer billing accordingly.

Section 2. Sewer Service for Youth Athletic Leagues.

Sewer service provided to City parks that host Youth Athletic Leagues under a Longview Parks and Recreation Department Youth Sports Facility Use Agreement shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution. Where a Youth Athletic League has secured its own facility, operates in coordination with the Longview Parks and Recreation Department, and is the account customer billed directly by the City, the league shall be billed at twenty-five percent (25%) of the account total determined by the rates set forth in this Resolution.

Section 3. Customer Rates Outside Corporate Limits of the City.

The sanitary sewer rates for customers outside the corporate limits of the City shall be as follows:

- A. All Accounts Except Schools – To the sewer rates set forth in Section 1, add 65% of such rate to compensate the City as provided in Chapter 15.12 of the Longview Municipal Code.
- B. Schools – The same school rate for inside corporate limits, Sections 1A(3) & 1B(2)(a).
- C. Charges for extra strength sewage shall be as provided in Section 1B(3).

Section 4. Partial Monthly Charges.

When sewer service has been provided to any one customer for less than a calendar month, the amount to be charged such customer for the sewer service furnished during said partial period shall be determined by dividing the applicable monthly base charge by thirty and multiplying the quotient times the number of days sewer service was provided, plus the total consumptive charges. For single family and duplex residential customers charged a flat monthly consumptive charge in accordance with Section 1.B.(1)(a), the consumptive charge shall also be determined by dividing the applicable flat monthly charge by thirty and multiplying the quotient times the number of days sewer service was provided.

Section 5. Charge for Connection to Sanitary Sewer.

As provided by Chapter 15 of the Longview Municipal Code, the charge for connection to the sanitary sewer system shall be as follows:

A. Sewer Service Connection Charges

- (1) All sewer installations shall meet or exceed the existing standards and specifications of the City. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No sewer installations or taps into the City sewer mains shall occur without a utility permit issued under LMC. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no sewer installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her assigned representative. All sewer installations, including taps into a sewer main, shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (2) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.

- (3) No sewer installation or taps into the City's sewer main shall be covered or obscured until inspected and approved by the City Engineer, or his/her representative. An inspection fee as shown in the master fee schedule shall be charged for such inspections, and shall be paid at the time that a permit is granted under LMC. Where the developer of newly platted land has installed a complete sewer lateral or connection up to the property or sewer easement boundary, in accordance with City standards, including a cleanout, and the lateral or connection was approved as part of the development infrastructure, the inspection fee is waived.

B. Capital Recovery Fee

In addition to the foregoing charges, a Capital Recovery fee will be charged, for new and added sewer connections, according to the associated water connection size as shown in the master fee schedule.

C. Sewer Treatment System Development Charge

- (1) In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each Equivalent Residential Unit (ERU).

- (2) Very Low Strength Industrial:

In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each new Equivalent Residential Unit (ERU) in accordance with the following:

Industrial development, expansion, or increased discharge having projected discharge concentrations of less than 35 mg/L each for BOD and TSS:

1 ERU per each three hundred (300) gallons per day flow

For qualifying industrial dischargers, this SDC fee is charged in lieu of the SDC for industrial dischargers identified in Section C(1) above.

- (3) For System Development Charges required to be paid by the City to the Three Rivers Regional Wastewater Authority (TRRWA), payment of such

System Development Charges by City customers shall be made to the City thirty (30) days or more prior to the time that such charges are required to be paid by the City to TRRWA. In the event that payment to the City is not paid promptly, the City may discontinue sewer service or take other measures to effect collection as provided in any contractual agreement between the City and its customer.

(4) Deferral of Payment of SDCs of \$30,000 or More:

Deferral of payment of SDCs of thirty thousand dollars (\$30,000.00) or more, together with any “SDC increase” charges, may be made in the manner, in the amounts, and in accordance with the schedule of payments set forth in Resolution Nos. 02-87 and OB 19-179 of TRRWA, including any amendments thereto.

Section 6. Three Rivers Regional Wastewater Authority Discharge Permits

The rates for issuance of a Three Rivers Regional Wastewater Authority (TRRWA) discharge permit shall be as shown in the master fee schedule.:

Permits will be issued based on the provisions contained in LMC and the Three Rivers Regional Wastewater Authority Discharge Pretreatment Policy.

BE IT FURTHER RESOLVED that Resolution No. 2472 assed by the City Council on December 2, 2023, is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on January 1, 2025

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular meeting of said Council held on the 27 th day of August, 2024.

M A Y O R

ATTEST:

City Clerk

RESOLUTION NO. ~~2504~~2511

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR SANITARY SEWER SERVICE AND CONNECTIONS AND OTHER RELATED CHARGES FOR PROVIDING SANITARY SEWER SERVICE WITHIN THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO. ~~2472~~2504

WHEREAS, pursuant to Chapter 15.~~12-02~~ of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to increase the rates and charges for providing sewer service to cover the projected operating and capital costs of the sewer utility; now therefore

BE IT RESOLVED by the City Council of said City that the rates for sanitary sewer service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Customer Rates Inside Corporate Limits of the City.

The rates for sanitary sewer service for customers inside the corporate limits of the City shall be as follows; these base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Monthly Base Customer Charges

(1) Residential

\$ ~~36.82~~40.32 per month for each single family residence and duplex (if single account)

\$ ~~36.82~~ 40.32 per month for each unit of a duplex (if two separate accounts)

(2) Trailer Courts and Apartments (Triplex and above)

\$ ~~82.83~~90.70 per month

(3) Commercial, Churches, Schools and Motels/Hotels

\$ ~~63.15~~69.15 per month

B. Consumptive Charges

In addition to the monthly charges shown above, the following rates shall be charged based on metered water consumed or as otherwise specified:

(1) Residential

- (a) Monthly consumptive charges for single family and duplex residential customers shall be \$ ~~6.11~~ 6.69 per 100 cubic feet (CCF) multiplied times the customer's average metered water consumed per month during the previous winter season billing periods. For customers on a bi-monthly billing cycle, average consumption shall be calculated using the customer's water meter readings that generally represent the customer's consumption during the months of November through February, or during the months of December through March, depending on the customer's assigned billing cycle. Charges for customers on a monthly billing cycle shall be based on the monthly average of their water consumption during the November through February billing periods. Except as provided below, such charges shall remain constant for a 12-month period and shall be adjusted annually.
- (b) Single family and duplex residential customers who do not have a complete billing cycle water consumption history for the billing periods specified above shall be charged \$ ~~6.11~~ 6.69 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (c) Single family and duplex residential customers with an average water consumption of 1 CCF or less per month during the billing periods specified above, shall be charged \$ ~~6.11~~ 6.69 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (d) Single family and duplex residential customers who do not have a City water service account and for which the City is unable to obtain official billing history from a state of Washington Department of Health approved water system for the billing periods specified above, shall be charged \$ ~~35.97~~ 39.39 per month, which amount represents \$ ~~6.11~~ 6.69 CCF multiplied by the current average residential metered water consumption of 6 CCF per month.
- (e) For any billing period, if the customer's total metered water consumption is zero, the consumptive sewer charge will be \$0.

- (2) Commercial, Churches, Schools, Hotels/Motels, Trailer Courts, and Apartments (Triplex and above)
 - (a) The sewer consumptive charge shall be based on metered water consumed at the rate of \$ 6.11 per 100 cubic feet.
- (3) The following charges for extra strength sewage shall be in addition to any other charges and shall be as determined by taking samples at intervals approved by the Director of Public Works. The fee shall be imposed on an industry or commercial business when any sample of wastewater discharged from that business during that month exceeds 350 mg/l TSS (total suspended solids) and/or BOD (biochemical oxygen demand). However, if the Volatile Suspended Solids (VSS) portion of the TSS is 100 mg/l or lower, then the surcharge for TSS shall not apply. The high strength fee shall be the greater of:
 - (a) For single or intermittent discharges, the sum of the following high strength waste fees calculated for each sample tested during the month that exceeds 350 mg/l TSS and/or BOD:

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.61$$

.67

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.44$$

.48

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, "Flow (mgd)" means the volume of wastewater discharged during the sample collection period.

OR:

- (b) For discharges of longer duration, the high strength waste fee will be based upon the average TSS and/or BOD concentration for all samples tested during that month when either or both averages exceed 350 mg/l.

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.61$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.44$$

.48

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, “Flow (mgd)” means the total volume of wastewater discharged during the month.

- (4) Subject to City Council approval, the City Manager may recommend modifications to commercial and industrial user charges for businesses that use metered water in excess of 7,500 cubic feet per month. Any such modification shall be based on classification of user and shall reflect the businesses' sewage flow volume as well as the degree of sewage treatment required for that class of business.

(5)

For sewer discharge patterns not accurately predicted by metered water consumption nor captured by the billing periods or calculation methods specified above, the City may calculate the customer's sewer service charges based on past water consumption at the site, water consumption patterns for similar customers, or from customer-provided data. The calculated sewer consumption billing shall be agreed to in writing by the customer and the Director of Public Works. The City shall periodically review on-site water and sewer consumption patterns and business practices for continued accuracy, and retains the right to adjust the calculated sewer billing accordingly.

Section 2. Sewer Service for Youth Athletic Leagues.

Sewer service provided to City parks that host Youth Athletic Leagues under a Longview Parks and Recreation Department Youth Sports Facility Use Agreement shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution. Where a Youth Athletic League has secured its own facility, operates in coordination with the Longview Parks and Recreation Department, and is the account customer billed directly by the City, the league shall be billed at twenty-five percent (25%) of the account total determined by the rates set forth in this Resolution.

Section 3. Customer Rates Outside Corporate Limits of the City.

The sanitary sewer rates for customers outside the corporate limits of the City shall be as follows:

- A. All Accounts Except Schools – To the sewer rates set forth in Section 1, add 65% of such rate to compensate the City as provided in Chapter 15.12 of the Longview Municipal Code.
- B. Schools – The same school rate for inside corporate limits, Sections 1A(3) & 1B(2)(a).

- C. Charges for extra strength sewage shall be as provided in Section 1B(3).

Section 4. Partial Monthly Charges.

When sewer service has been provided to any one customer for less than a calendar month, the amount to be charged such customer for the sewer service furnished during said partial period shall be determined by dividing the applicable monthly base charge by thirty and multiplying the quotient times the number of days sewer service was provided, plus the total consumptive charges. For single family and duplex residential customers charged a flat monthly consumptive charge in accordance with Section 1.B.(1)(a), the consumptive charge shall also be determined by dividing the applicable flat monthly charge by thirty and multiplying the quotient times the number of days sewer service was provided.

Section 5. Charge for Connection to Sanitary Sewer.

As provided by Chapter 15 of the Longview Municipal Code, the charge for connection to the sanitary sewer system shall be as follows:

A. Sewer Service Connection Charges

- (1) All sewer installations shall meet or exceed the existing standards and specifications of the City. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No sewer installations or taps into the City sewer mains shall occur without a utility permit issued under LMC. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no sewer installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her assigned representative. All sewer installations, including taps into a sewer main, shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (2) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor

shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.

- (3) No sewer installation or taps into the City's sewer main shall be covered or obscured until inspected and approved by the City Engineer, or his/her representative. An inspection fee as shown in the master fee schedule shall be charged for such inspections, and shall be paid at the time that a permit is granted under LMC. Where the developer of newly platted land has installed a complete sewer lateral or connection up to the property or sewer easement boundary, in accordance with City standards, including a cleanout, and the lateral or connection was approved as part of the development infrastructure, the inspection fee is waived.

B. Capital Recovery Fee

In addition to the foregoing charges, a Capital Recovery fee will be charged, for new and added sewer connections, according to the associated water connection size as shown in the master fee schedule.

C. Sewer Treatment System Development Charge

- (1) In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each Equivalent Residential Unit (ERU).

- (2) Very Low Strength Industrial:

In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each new Equivalent Residential Unit (ERU) in accordance with the following:

Industrial development, expansion, or increased discharge having projected discharge concentrations of less than 35 mg/L each for BOD and TSS:

1 ERU per each three hundred (300) gallons per day flow

For qualifying industrial dischargers, this SDC fee is charged in lieu of the SDC for industrial dischargers identified in Section C(1) above.

- (3) For System Development Charges required to be paid by the City to the Three Rivers Regional Wastewater Authority (TRRWA), payment of such System Development Charges by City customers shall be made to the City thirty (30) days or more prior to the time that such charges are required to be paid by the City to TRRWA. In the event that payment to the City is not paid promptly, the City may discontinue sewer service or take other measures to effect collection as provided in any contractual agreement between the City and its customer.

- (4) Deferral of Payment of SDCs of \$30,000 or More:

Deferral of payment of SDCs of thirty thousand dollars (\$30,000.00) or more, together with any “SDC increase” charges, may be made in the manner, in the amounts, and in accordance with the schedule of payments set forth in Resolution Nos. 02-87 and OB 19-179 of TRRWA, including any amendments thereto.

Section 6. Three Rivers Regional Wastewater Authority Discharge Permits

The rates for issuance of a Three Rivers Regional Wastewater Authority (TRRWA) discharge permit shall be as shown in the master fee schedule.:

Permits will be issued based on the provisions contained in LMC and the Three Rivers Regional Wastewater Authority Discharge Pretreatment Policy.

BE IT FURTHER RESOLVED that Resolution No. 2472 assed by the City Council on December 2, 2023, is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on ~~July 1, 2024~~
~~January 1, 2025~~

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular meeting of said Council held on the 27 th day of ~~June~~ August, 2024.

M A Y O R

ATTEST:

City Clerk

RESOLUTION NO. 2511

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR SANITARY SEWER SERVICE AND CONNECTIONS AND OTHER RELATED CHARGES FOR PROVIDING SANITARY SEWER SERVICE WITHIN THE CITY OF LONGVIEW, AND REPEALING RESOLUTION NO.2504

WHEREAS, pursuant to Chapter 15.02 of the Longview Municipal Code, the City Council of the City of Longview, Washington hereby enacts this Resolution to increase the rates and charges for providing sewer service to cover the projected operating and capital costs of the sewer utility; now therefore

BE IT RESOLVED by the City Council of said City that the rates for sanitary sewer service furnished by said City, both inside and outside the corporate limits thereof, shall be, and are hereby established, as follows:

Section 1. Customer Rates Inside Corporate Limits of the City.

The rates for sanitary sewer service for customers inside the corporate limits of the City shall be as follows; these base monthly rates shall be charged for each month a customer's account is open, regardless of consumption history or actual use during any specific month:

A. Monthly Base Customer Charges

(1) Residential

\$ 40.32 per month for each single family residence and duplex (if single account)

\$ 40.32 per month for each unit of a duplex (if two separate accounts)

(2) Trailer Courts and Apartments (Triplex and above)

\$ 90.70 per month

(3) Commercial, Churches, Schools and Motels/Hotels

\$ 69.15 per month

B. Consumptive Charges

In addition to the monthly charges shown above, the following rates shall be charged based on metered water consumed or as otherwise specified:

(1) Residential

- (a) Monthly consumptive charges for single family and duplex residential customers shall be \$ 6.69 per 100 cubic feet (CCF) multiplied times the customer's average metered water consumed per month during the previous winter season billing periods. For customers on a bi-monthly billing cycle, average consumption shall be calculated using the customer's water meter readings that generally represent the customer's consumption during the months of November through February, or during the months of December through March, depending on the customer's assigned billing cycle. Charges for customers on a monthly billing cycle shall be based on the monthly average of their water consumption during the November through February billing periods. Except as provided below, such charges shall remain constant for a 12-month period and shall be adjusted annually.
- (b) Single family and duplex residential customers who do not have a complete billing cycle water consumption history for the billing periods specified above shall be charged \$ 6.69 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (c) Single family and duplex residential customers with an average water consumption of 1 CCF or less per month during the billing periods specified above, shall be charged \$ 6.69 per CCF multiplied by the metered water consumed, up to a maximum of 12 CCF per month, until such time as a consumption history is established as specified in (a) above.
- (d) Single family and duplex residential customers who do not have a City water service account and for which the City is unable to obtain official billing history from a state of Washington Department of Health approved water system for the billing periods specified above, shall be charged \$ 39.39 per month, which amount represents \$ 6.69 CCF multiplied by the current average residential metered water consumption of 6 CCF per month.
- (e) For any billing period, if the customer's total metered water consumption is zero, the consumptive sewer charge will be \$0.

- (2) Commercial, Churches, Schools, Hotels/Motels, Trailer Courts, and Apartments (Triplex and above)
- (a) The sewer consumptive charge shall be based on metered water consumed at the rate of \$ 6.60 per 100 cubic feet.
- (3) The following charges for extra strength sewage shall be in addition to any other charges and shall be as determined by taking samples at intervals approved by the Director of Public Works. The fee shall be imposed on an industry or commercial business when any sample of wastewater discharged from that business during that month exceeds 350 mg/l TSS (total suspended solids) and/or BOD (biochemical oxygen demand). However, if the Volatile Suspended Solids (VSS) portion of the TSS is 100 mg/l or lower, then the surcharge for TSS shall not apply. The high strength fee shall be the greater of:

- (a) For single or intermittent discharges, the sum of the following high strength waste fees calculated for each sample tested during the month that exceeds 350 mg/l TSS and/or BOD:

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.67$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.48$$

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, "Flow (mgd)" means the volume of wastewater discharged during the sample collection period.

OR:

- (b) For discharges of longer duration, the high strength waste fee will be based upon the average TSS and/or BOD concentration for all samples tested during that month when either or both averages exceed 350 mg/l.

$$\text{TSS Fee} = \text{TSS (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.69$$

$$\text{BOD Fee} = \text{BOD (mg/l)} - 350 \text{ (mg/l)} \times \text{Flow (mgd)} \times 8.34 \times \$0.48$$

VSS: If the VSS portion of the TSS is 100 mg/l or lower, then surcharges for TSS shall not apply.

For the calculation above, "Flow (mgd)" means the total volume of wastewater discharged during the month.

- (4) Subject to City Council approval, the City Manager may recommend modifications to commercial and industrial user charges for businesses that use metered water in excess of 7,500 cubic feet per month. Any such modification shall be based on classification of user and shall reflect the businesses' sewage flow volume as well as the degree of sewage treatment required for that class of business.

(5)

For sewer discharge patterns not accurately predicted by metered water consumption nor captured by the billing periods or calculation methods specified above, the City may calculate the customer's sewer service charges based on past water consumption at the site, water consumption patterns for similar customers, or from customer-provided data. The calculated sewer consumption billing shall be agreed to in writing by the customer and the Director of Public Works. The City shall periodically review on-site water and sewer consumption patterns and business practices for continued accuracy, and retains the right to adjust the calculated sewer billing accordingly.

Section 2. Sewer Service for Youth Athletic Leagues.

Sewer service provided to City parks that host Youth Athletic Leagues under a Longview Parks and Recreation Department Youth Sports Facility Use Agreement shall be charged at twenty-five percent (25%) of the rates set forth in this Resolution. Where a Youth Athletic League has secured its own facility, operates in coordination with the Longview Parks and Recreation Department, and is the account customer billed directly by the City, the league shall be billed at twenty-five percent (25%) of the account total determined by the rates set forth in this Resolution.

Section 3. Customer Rates Outside Corporate Limits of the City.

The sanitary sewer rates for customers outside the corporate limits of the City shall be as follows:

- A. All Accounts Except Schools – To the sewer rates set forth in Section 1, add 65% of such rate to compensate the City as provided in Chapter 15.12 of the Longview Municipal Code.
- B. Schools – The same school rate for inside corporate limits, Sections 1A(3) & 1B(2)(a).
- C. Charges for extra strength sewage shall be as provided in Section 1B(3).

Section 4. Partial Monthly Charges.

When sewer service has been provided to any one customer for less than a calendar month, the amount to be charged such customer for the sewer service furnished during said partial period shall be determined by dividing the applicable monthly base charge by thirty and multiplying the quotient times the number of days sewer service was provided, plus the total consumptive charges. For single family and duplex residential customers charged a flat monthly consumptive charge in accordance with Section 1.B.(1)(a), the consumptive charge shall also be determined by dividing the applicable flat monthly charge by thirty and multiplying the quotient times the number of days sewer service was provided.

Section 5. Charge for Connection to Sanitary Sewer.

As provided by Chapter 15 of the Longview Municipal Code, the charge for connection to the sanitary sewer system shall be as follows:

A. Sewer Service Connection Charges

- (1) All sewer installations shall meet or exceed the existing standards and specifications of the City. Prior to the installation, the owner/contractor shall request an inspection of materials by the City Engineer, or his/her representative. No sewer installations or taps into the City sewer mains shall occur without a utility permit issued under LMC. Any utility construction within a public right-of-way or easement shall comply with the authorizing agency's requirements and permitting regulations, and a permit shall be obtained from such agency prior to starting construction of the utility facilities. At locations where the City is required to obtain a permit from the authorizing agency, the owner/contractor shall reimburse the City the cost of such permit. In addition, no sewer installation or taps shall occur except upon forty-eight (48) or more hours advance notice to the City Engineer, or his/her assigned representative. All sewer installations, including taps into a sewer main, shall be performed by a licensed plumbing contractor qualified to perform tapping connections, per the standards set forth by the City.
- (2) The City Engineer, or his/her representative, shall inspect all materials to ensure compliance with the current City standards and specifications. Once the materials, location, and permits are approved, the contractor shall be permitted to install the service. The work shall be inspected by the City Engineer, or his/her representative.

- (3) No sewer installation or taps into the City's sewer main shall be covered or obscured until inspected and approved by the City Engineer, or his/her representative. An inspection fee as shown in the master fee schedule shall be charged for such inspections, and shall be paid at the time that a permit is granted under LMC. Where the developer of newly platted land has installed a complete sewer lateral or connection up to the property or sewer easement boundary, in accordance with City standards, including a cleanout, and the lateral or connection was approved as part of the development infrastructure, the inspection fee is waived.

B. Capital Recovery Fee

In addition to the foregoing charges, a Capital Recovery fee will be charged, for new and added sewer connections, according to the associated water connection size as shown in the master fee schedule.

C. Sewer Treatment System Development Charge

- (1) In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each Equivalent Residential Unit (ERU).

- (2) Very Low Strength Industrial:

In addition to all of the foregoing charges, a Sewer Treatment System Development Charge (SDC) as shown in the master fee schedule for wastewater treatment will be charged for each new Equivalent Residential Unit (ERU) in accordance with the following:

Industrial development, expansion, or increased discharge having projected discharge concentrations of less than 35 mg/L each for BOD and TSS:

1 ERU per each three hundred (300) gallons per day flow

For qualifying industrial dischargers, this SDC fee is charged in lieu of the SDC for industrial dischargers identified in Section C(1) above.

- (3) For System Development Charges required to be paid by the City to the Three Rivers Regional Wastewater Authority (TRRWA), payment of such

System Development Charges by City customers shall be made to the City thirty (30) days or more prior to the time that such charges are required to be paid by the City to TRRWA. In the event that payment to the City is not paid promptly, the City may discontinue sewer service or take other measures to effect collection as provided in any contractual agreement between the City and its customer.

(4) Deferral of Payment of SDCs of \$30,000 or More:

Deferral of payment of SDCs of thirty thousand dollars (\$30,000.00) or more, together with any “SDC increase” charges, may be made in the manner, in the amounts, and in accordance with the schedule of payments set forth in Resolution Nos. 02-87 and OB 19-179 of TRRWA, including any amendments thereto.

Section 6. Three Rivers Regional Wastewater Authority Discharge Permits

The rates for issuance of a Three Rivers Regional Wastewater Authority (TRRWA) discharge permit shall be as shown in the master fee schedule.:

Permits will be issued based on the provisions contained in LMC and the Three Rivers Regional Wastewater Authority Discharge Pretreatment Policy.

BE IT FURTHER RESOLVED that Resolution No. 2472 assed by the City Council on December 2, 2023, is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on January 1, 2025

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a regular meeting of said Council held on the 27 th day of August, 2024.

M A Y O R

ATTEST:

____ City Clerk



City of Longview

Agenda Summary

RESOLUTION NO. 2515 – STORMWATER RATES FOR 2025

RECOMMENDED ACTION:

MOTION TO ADOPT RESOLUTION NO. 2515

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Continue effective financial management.

Provide sustainable water quality & environmental infrastructure.

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

Proposed Resolution No. 2515 raises stormwater rates to cover increasing operating costs and proposed capital improvements to the City's stormwater utility infrastructure and services through a monthly increase of \$1.54 per ERU (to \$18.65 per ERU).

The new rates will become effective on January 1, 2025.

STAFF CONTACT:

Steve Haubner, Stormwater Manager

Attachments:

1. Resolution 2515 - Stormwater Rates 2025

RESOLUTION NO. ~~2474~~2515

A RESOLUTION RELATING TO AND SETTING RATES AND MINIMUM CHARGES FOR STORMWATER UTILITY SERVICES, AND PROVIDING FOR AN EFFECTIVE DATE, AND REPEALING RESOLUTION NO. ~~2409~~2474.

WHEREAS, Pursuant to Chapter 15.~~8002~~ of the Longview Municipal Code of Longview, Washington, the City Council of the City of Longview, Washington hereby enacts this Resolution to establish the rates and charges for providing stormwater utility services to cover the projected operating and capital costs of the stormwater utility.

BE IT RESOLVED by the City Council of said City that the following rates for stormwater utility service furnished by said City shall be, and are hereby established, as follows:

Section 1. Definitions:

- (1) “Equivalent Residential Unit” (ERU) means 3,000 square feet of impervious surface area, or a major fraction thereof.
- (2) “Major fraction thereof” means 1,501 square feet or more.
- (3) “Base Rate” means the monthly stormwater utility charge per ERU, which shall be ~~\$17.11~~ \$18.65.

Section 2. Rates for Single-Family Residential, Duplexes, Triplexes and Mobile Home Parks:

- (1) Single Family Parcels or Single Family Dwellings:
The monthly stormwater utility charge for a single-family parcel or single-family dwelling shall be the Base Rate for one ERU.
- (2) Residential Duplexes and Triplexes:
The monthly stormwater utility charge for duplexes, triplexes and other multiple-family parcels with up to three dwelling units shall be the Base Rate multiplied by the number of dwelling units.
- (3) Mobile Home Parks and Trailer Parks:
The monthly stormwater utility charge for mobile home parks and trailer parks shall be the Base Rate multiplied by the number of pads or spaces designed for temporary or permanent placement of mobile homes, trailers, recreational vehicles, campers, vans or other vehicles designed or used for human occupancy.

Section 3. Rates for Other Properties:

The monthly stormwater utility charge for all developed parcels not included in Section 2, including multiple-family dwellings of four or more dwelling units and mixed-use residential/commercial parcels, shall be determined by dividing the total measured impervious surface area by 3,000 square feet to determine the number of ERUs, and multiplying the resulting number of ERUs by the Base Rate.

Section 4. Streets, Roads and Alleys:

Streets, Roads and Alleys, open to public travel, shall not be subject to stormwater utility fees and charges.

Section 5. Undeveloped Parcels:

Undeveloped parcels shall not be subject to stormwater utility fees and charges; provided, however, that such charges shall be applicable to undeveloped parcels at such a time as an application for water or sanitary sewer service to such parcel is approved, or as provided in LMC 15.80.060.

Section 6. Rate Adjustments:

A reduction in the Stormwater Utility rates described herein may be granted for the following reasons and purposes:

- (1) Non-residential customers in full compliance with a Washington State NPDES Industrial Stormwater General Permit may receive a twenty-five percent (25%) rate reduction. In order to be eligible for such reduction, the customer must submit an application along with the following documentation to the Stormwater Division of the Public Works Department:
 - (a) A copy of the approved Washington State NPDES Industrial Stormwater General Permit applicable to such parcel.
 - (b) Additional permit-related materials such as the facility's stormwater pollution prevent plan, discharge monitoring reports, spill response reports, or other similar documentation as requested to demonstrate full compliance with the permit.
- (2) Public and Private Schools serving any combination of grades from kindergarten through 12th grade, may receive a twenty-five percent (25%) reduction for developing and administering a water quality education curriculum program. The program must include, but is not limited to, environmental educational instruction on water quality related issues, such as safe drinking water, water use reduction, stormwater pollution and general water cycle. To qualify for the rate reduction, the education program is subject to approval by the Stormwater Division of the Public Works Department as being sufficient

to meet the requirements and intents of the Federal Clean Water Act and the City's National Pollutant Discharge Elimination System stormwater discharge permit. The program must be administered annually to all students at the grade levels specified in the approved program to remain eligible for a rate adjustment.

- (3) Non-residential customers may receive a ninety percent (90%) rate reduction for discharging stormwater from the urban watershed.
- (4) The City may periodically request updated documentation to ascertain continued full compliance with the above rate reduction eligibility requirements. Lack of full compliance shall result in restoration of the full stormwater utility charge.

Section 7. Adjustment of Charges and Appeals:

Any customer who believes the charges established for their parcel are in error or is eligible for stormwater rate reductions identified in Section 6 above, may apply in writing using an application form provided by the Stormwater Division of the Public Works Department. Said form shall be completed by the customer and submitted to the Stormwater Division, which shall review said form, shall determine if adjustments are justified or applicable, and shall respond to the customer in writing, setting forth its findings and decision.

Section 8. Exemptions for low income senior citizens and low income disabled citizens:

Low-income senior citizens and low-income disabled citizens, as defined by Resolution of the City Council, shall be exempt from stormwater utility charges.

Section 9. Stormwater-Only Accounts – Delinquent Payments:

For customers with only a stormwater utility account, all money due the City for stormwater utility services shall be due and payable within fifteen (15) days of the billing date shown on each bill, and if not paid within fifteen days thereafter, shall be deemed delinquent. In the event that the account remains delinquent beyond the thirtieth (30th) day after the bill date, a penalty charge shall be assessed in accordance with the following table of delinquent amounts. Thereafter, an additional penalty charge in accordance with the following table of delinquent amounts plus any previous penalty charges assessed, shall be assessed for each successive 30-day period during which such bill, or any portion thereof, remains unpaid.

Delinquent Amount	Penalty Charge
\$1.00 to \$100.00	\$10.00
\$100.01 to \$500.00	\$25.00
\$500.01 and greater	\$50.00

Section 10. Severability:

If any provision of this Resolution or its application to any person or circumstance is found to be invalid, the remainder of this Resolution or the application of the provision to other persons or circumstances is not affected. If Section 10 of this Resolution is found invalid, the effective date of this Resolution and the rates established herein and all the provisions hereof shall be the date of adoption of this Resolution by the City Council of the City of Longview.

BE IT FURTHER RESOLVED that Resolution No. ~~2409-2474~~ passed by the City Council on ~~August 23rd, 2022~~ **December 20, 2023**, is hereby repealed in its entirety on the date this Resolution becomes effective.

BE IT FURTHER RESOLVED that this Resolution shall take effect on January 1, ~~2024~~ **2025**.

PASSED by the City Council of the City of Longview, Washington, and approved by its Mayor at a meeting of said City Council held on the ~~2027th~~ day of ~~December 2023~~ **August 2024**.

M A Y O R

ATTEST:

City Clerk



City of Longview

Agenda Summary

ORDINANCE NO. 3543 – AMENDING LMC PARKS 13.01.005

RECOMMENDED ACTION:

MOTION ADOPTING ORDINANCE NO. 3543

DATE: AUGUST 27, 2024

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Enhance public safety & emergency response

Preserve and enhance neighborhoods

Address quality of place issues

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

The City Council will consider an ordinance amending Section 13.01.005 of the Longview Municipal Code to update the definition of "park" to include trails within city limits. Currently, trails not located within designated parks are not explicitly covered under the existing definition of "park," leading to inconsistencies in the application of rules and regulations. The amendment will ensure that all trails, whether within designated parks or not, are subject to the same rules and regulations as other public recreational areas. The inclusion of trails in the definition of "park" reflects the City's commitment to providing safe and well-maintained public recreational areas for the enjoyment of all residents and visitors.

This ordinance is in the best interest of the City and its residents, promoting consistent management and protection of all recreational areas.

RECOMMENDED ACTION:

Motion to approve Ordinance 3543

STAFF CONTACT:

Jennifer Wills, Director of Parks and Recreation

Attachments:

1. Ordinance No 3543 Trails

ORDINANCE NO. 3543

AN ORDINANCE OF THE CITY OF LONGVIEW, WASHINGTON, RELATING TO PARKS AND RECREATION, AMENDING LONGVIEW MUNICIPAL CODE SECTION 13.01.005 TO INCLUDE TRAILS IN THE DEFINITION OF "PARK"; PROVIDING FOR PUBLICATION AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City of Longview is committed to providing safe and well-maintained public recreational areas for the enjoyment of all residents and visitors; and

WHEREAS, trails operated by the city and located within the city limits have been increasingly utilized for recreation and transportation by the public; and

WHEREAS, the current definition of "park" in Chapter 13 of the Longview Municipal Code does not explicitly include trails that are not located within a designated park, leading to inconsistencies in the application of rules and regulations to these trail systems; and

WHEREAS, the City Council finds it is in the best interests of the City and its residents to update the definition of "park" in the Longview Municipal Code to ensure that all trails, whether within a designated park or not, are subject to the same rules and regulations as other public recreational areas;

NOW THEREFORE, the City Council of the City of Longview do ordain as follows:

Section 1: Amendment. Section 13.01.005 of the Longview Municipal Code, is hereby amended, in part, as follows:

“(f) ‘Park’ means and includes all public parks, public squares, golf courses, bathing beaches, and play and recreation grounds within the city limits, and includes all city ball fields, **trails**, and all city-leased or -rented schools or private property when the same are being used for public recreation.

Section 2. The City Clerk is hereby directed to codify this amendment into the official Longview Municipal Code.

Section 3. This Ordinance shall be in full force and effect five days after publication, as provided by law.

Passed by the City Council this ____ day of _____, 2024.

Approved by the Mayor this ____ day of _____, 2024.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

Published: _____



City of Longview

Agenda Summary

RESOLUTION NO. 2516 - UPDATE TO THE PROS PLAN

RECOMMENDED ACTION

MOTION TO ADOPT RESOLUTION NO. 2516

DATE: AUGUST 27, 2024

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Enhance public safety & emergency response
Preserve and enhance neighborhoods
Address quality of place issues

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

The City Council will consider Resolution No. 2516, which proposes an amendment to the 2024 – 2029 Parks, Recreation, and Open Space (PROS) Plan. This amendment seeks to include an existing portion of public property, identified as the Library Grounds and Monticello Convention Sites, as recognized components of R.A. Long Park. This addition will subject these areas to the provisions of the updated PROS Plan and applicable park regulations.

The 2024 – 2029 PROS Plan, adopted on January 11, 2024, provides a comprehensive vision for Longview's parks and recreation system, including goals, objectives, and management strategies to enhance recreational opportunities for residents and visitors. Following the plan's adoption, a need was identified to incorporate additional public property into R.A. Long Park, ensuring these areas are recognized and managed under the same standards as other city parks. The proposed amendment has been reviewed and recommended by the Parks and Recreation Advisory Board and is considered to be in the best interests of the City and its residents.

RECOMMENDED ACTION:

Motion to approve Resolution No. 2516.

STAFF CONTACT:

Jennifer Wills, Director of Parks and Recreation

Attachments:

1. Resolution 2516 Update to the PROS Plan - Library Grounds
2. Memo to Park Board about Library Grounds

RESOLUTION NO. 2476

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW,
WASHINGTON, AMENDING THE 2024 – 2029 PARKS, RECREATION, AND OPEN
SPACE PLAN TO AUGMENT R.A. LONG PARK

WHEREAS, the City Council determined that the Longview Parks and Recreation Parks, Recreation, and Open Space (PROS) Plan, completed in 2016, required updating to reflect current conditions and future needs; and

WHEREAS, at the request of the City Council, the Longview Park and Recreation Advisory Board, together with the Department of Parks and Recreation, conducted an in-depth study and review of Longview's programs, policies, and planning for parks, recreation, and open space, which included extensive outreach, stakeholder engagement, and a community survey to gather the opinions and desires of residents; and

WHEREAS, the Longview Park and Recreation Advisory Board and Department of Parks and Recreation, on the basis of the study and review, and in collaboration with City Council and community members, have completed an updated PROS Plan; and

WHEREAS, the updated PROS Plan provides a vision for the City's parks and recreation system, proposes changes to the City's park level of service methodology, includes updates to service guidelines, and addresses goals, objectives, actions and other management considerations for the provision of high-quality recreation opportunities to benefit residents and visitors to Longview; and

WHEREAS, the Parks and Recreation Advisory Board, reviewed and considered the updated PROS Plan and voted on December 18, 2023, to forward the PROS Plan to the Longview City Council with a recommendation for adoption; and

WHEREAS, the City Council of the City of Longview voted to adopt the 2024 – 2029 Parks, Recreation and Open Space Plan on January 11, 2024; and

WHEREAS, following the adoption of the 2024 – 2029 Parks, Recreation and Open Space Plan, the City identified a need to add an existing portion of public property identified to the Library Grounds and Monticello Convention Sites as components of a recognized City Park, subject to the 2024 – 2029 PROS Plan and applicable park regulations; and

WHEREAS, the City Council finds that the proposed amendment to the 2024 – 2029 PROS Plan is in the best interests of the City and its residents;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Longview that:

SECTION 1. The 2024 – 2029 Parks, Recreation and Open Space Plan is amended to include Exhibit A hereto and incorporated herein by this reference.

SECTION 2. This Resolution shall be in full force and effect immediately upon adoption.

PASSED AND APPROVED by the City Council of Longview, Washington, and signed by its Mayor this _____ day of _____, 2024.

Mayor

Attest:

City Clerk

EXHIBIT A



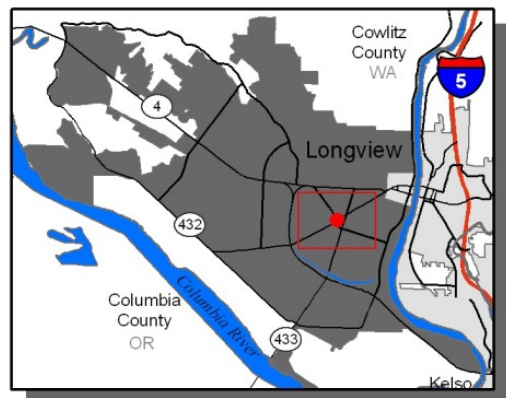
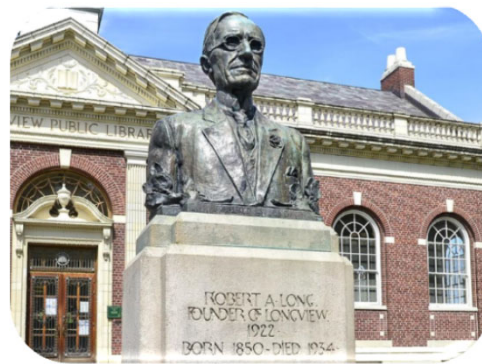
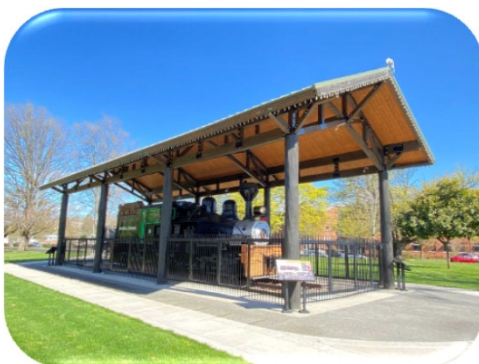
R.A. LONG PARK

Park J - B (Library Grounds)

LOCATION	LONGVIEW PUBLIC LIBRARY GROUNDS
ACREAGE	3.75 ACRES
PARK TYPES	CLASS III - NEIGHBORHOOD PASSIVE
SERVICE AREA	2 MILES TO ½ HOUR DRIVE

DESCRIPTION

A 3.75-acre manicured site with mature landscaping, walking paths, sitting and picnic areas, historic plaques, squirrel statue, Shay locomotive pavilion, historic Monticello Convention Marker, and Memory Rose garden. This park surrounds the Longview Public Library.





R.A. LONG PARK

Park J - B (Library Grounds)

LOCATION
ACREAGE
PARK TYPES
SERVICE AREA

LONGVIEW PUBLIC LIBRARY GROUNDS
3.75 ACRES
CLASS III – NEIGHBORHOOD PASSIVE
2 MILES TO ½ HOUR DRIVE

MANAGEMENT & PARTNERSHIPS:

- **MANAGEMENT:**
 - City of Longview
- **PARTNERSHIPS:**
 - Longview Public Library hosts multiple outdoor events
 - Friends of the Rose Garden manages the rose garden site
 - Private partnership for maintenance of the Shay Locomotive site

MAINTENANCE:

- **LEVEL: BASIC & ENHANCED**
 - Irrigation system at the Monticello Convention site and Memory Rose Garden
 - Manicured planting beds

UPDATES SINCE LAST COMPREHENSIVE PLAN:

- New to the Comprehensive Plan (2024)

REQUIREMENTS AND NEEDS:

- **ADA** – Curb cuts at Monticello Convention site
- **SAFETY**
 - Increased hardscape cleaning
 - Lighting installation along pathways
 - Crime prevention through environmental design

ENHANCEMENTS

- Long term plan for management of the Shay Locomotive



TO: Park and Recreation Advisory Board
FROM: Jennifer Wills, Director of Parks, Recreation, Urban Forestry, & Golf
DATE: August 15, 2024
SUBJECT: Library Grounds Designation

Parks and Recreation Advisory Board:

I am writing to inform you of a proposed update to our Parks, Recreation, and Open Space (PROS) Comprehensive Plan. This update involves the inclusion of the Library Grounds and Monticello Convention Sites as part of the R.A. Long Park. The areas to be included encompass the rose garden, sculptures, Shay Locomotive, planting beds, Monticello Convention Site, and all surrounding grassy areas.

DETAILS OF THE UPDATE:

- **Area Designation:** By incorporating the Library Grounds and Monticello Convention Site into R.A. Long Park, we will be expanding our designated Class III Passive Area acreage by 3.75 acres, bringing the total to 168 acres. As we do not have a measured standard for Class III Passive Areas, this update will not contribute to any current deficiencies.
- **Maintenance and Service Levels:** The inclusion of these grounds will not result in any changes to the current maintenance practices. The grounds will continue to be maintained at a basic and enhanced level of service. This includes routine upkeep, regular garbage removal, irrigation, and the care of manicured planting beds.
- **Cost and Regulation:** This designation does not entail any increased costs or changes to maintenance procedures. However, the inclusion will extend the applicability of the Longview Municipal Code rules and regulations for Parks to these areas.
- **Management:** There will be no requested change as to the management of the area, the parks division will continue the maintenance of the grounds and the other partnering groups will manage coordination of events. Should the recreation division receive inquiries about renting/using the grounds, the division will work with the library to coordinate such a request.

We are seeking your recommendation to the City Council to approve this update to the PROS plan. This will formally recognize the Library Grounds and Monticello Convention Site as part of R.A. Long Park, ensuring that they receive the same protections and regulations as the rest of the park.

We believe that this update will better reflect the use and significance of these grounds within our community, without imposing additional costs or altering current maintenance practices. We appreciate your consideration and look forward to your support in recommending this update to the City Council.

Sincerely,
Jennifer Wills, Director of Parks and Recreation



City of Longview

Agenda Summary

COUNCIL SUBCOMMITTEE RECOMMENDATIONS FOR THE EXECUTIVE SEARCH PROCESS FOR A CITY MANAGER

DATE: August 27, 2024

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Continue effective financial management

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

At the Regular City Council meeting of July 9, 2024, council moved to form a Council Subcommittee to work with Human Resources and recommend a path forward for the executive search process for a City Manager and bring recommendations to the council meeting on August 27, 2024.

Council subsequently formed two separate subcommittees to discuss proposals relating to the process and report back to the full council in open session August 27, 2024.

RECOMMENDED ACTION:

STAFF CONTACT:

Attachments: None



City of Longview Agenda Summary Sheet

1525 Broadway
Longview, WA 98632
www.mylongview.com

Introduced by: Erik Halvorson, Council Member
Supported by: Keith Young, Council Member

Date: August 14th, 2024
For Agenda of: August 27th, 2024

SUBJECT TITLE: A RESOLUTION DIRECTING STAFF TO SCHEDULE A PUBLIC HEARING FOR DECEMBER 12TH 2024 AND DRAFT AN ORDINANCE FOR CONSIDERATION FOLLOWING THE PUBLIC HEARING TO STRIKE LMC 15.76.060 FROM THE LONGVIEW MUNICIPAL CODE

SUMMARY STATEMENT:

This resolution instructs city staff to schedule a public hearing for the first regular council meeting in December 2024 to consider the potential removal of fluoride from Longview's water supply. Additionally, it directs staff to draft an ordinance for consideration at the same meeting following the public hearing, which would amend the Longview Municipal Code by removing LMC 15.76.060, the section that requires water fluoridation.

RECOMMENDED ACTION: A motion adopting Resolution 2514

A handwritten signature in blue ink, appearing to read "Erik Halvorson", written over a horizontal line.

Erik Halvorson

A handwritten signature in blue ink, appearing to read "Keith Young", written over a horizontal line.

Keith Young

RESOLUTION NO. 2514

A RESOLUTION DIRECTING STAFF TO SCHEDULE A PUBLIC HEARING FOR DECEMBER 12TH 2024 AND DRAFT AN ORDINANCE FOR CONSIDERATION FOLLOWING THE PUBLIC HEARING TO STRIKE LMC 15.76.060 FROM THE LONGVIEW MUNICIPAL CODE

WHEREAS, The City of Longview (“City”) is a municipal corporation empowered under the laws of the State of Washington to furnish water service to property owners within and without the City in the manner provided by law; and

WHEREAS, Pursuant to RCW 70A.125.210, a public water system considering the commencement or discontinuance of fluoridation of its water supply must notify its customers and the Department of Health at least 90 days prior to a vote or decision on the matter; and

WHEREAS, Such notification must be made via methods including radio, television, newspaper, regular mail, electronic means, or any effective method to ensure customers are adequately informed; and

WHEREAS, Fluoride is added to public water supplies as a non-essential additive with the goal of preventing dental cavities and improving oral health, as fluoride has been shown to strengthen tooth enamel and reduce the incidence of tooth decay; and

WHEREAS, The Mint Farm Treatment Plant has been supplying water to Longview from groundwater wells since January 30, 2013; and

WHEREAS, The Longview City Council voted on March 12, 1964, to authorize the addition of fluoride to the water supply; and

WHEREAS, Historically, Longview's natural fluoride level is approximately 0.25 parts per million (ppm), and the average fluoride levels delivered to customers with added fluoride range between 0.58 and 0.94 ppm; and

WHEREAS, Neighboring communities, including Woodland, Toutle, Ryderwood, Camelot, Ridgefield, Yacolt, and La Center, do not fluoridate their water supply, while Kelso, Castle Rock, Kalama, and Beacon Hill do fluoridate their water; and

WHEREAS, The annual cost of fluoridation is approximately \$13,000; and

WHEREAS, The Mint Farm Treatment Plant requires a new hypochlorite tank with an estimated cost of \$200,000, and retrofitting the existing fluoride tank for use with

hypochlorite would cost approximately \$5,000, resulting in an immediate savings of over \$195,000 and ongoing annual savings of \$13,000; and

WHEREAS, The City Council desires to provide an opportunity for public input on the potential discontinuation of fluoride in the water supply and to explore the associated financial and operational impacts; and

WHEREAS, In the event the City Council decides to discontinue fluoridation, the City will utilize the existing fluoride supply until it is depleted to minimize waste and allow for an orderly transition; now, therefore, be it

RESOLVED, by the City Council of Longview, Washington, that:

1. Staff are hereby directed to schedule a public hearing for December 12th 2024 to discuss the potential removal of fluoride from the water supply.
2. Staff are further directed to notify customers via methods including radio, television, newspaper, regular mail, electronic means, or any effective method to ensure customers are adequately informed.
3. Staff are further directed to send a letter to the Washington State Department of Health notifying the Department that the City is considering discontinuing fluoridation of the City’s water supply.
4. Staff are further directed to draft an ordinance for consideration at the same meeting following the public hearing to amend the Longview Municipal Code by striking LMC 15.76.060, which pertains to the fluoridation of the water supply.

PASSED AND APPROVED by the City Council of Longview, Washington, and signed by its Mayor this 27th day of August, 2024.

ATTEST :

Mayor

City Clerk

City Attorney



City of Longview

Agenda Summary

APPROVAL OF CLAIMS

Based upon the authentication and certification of claims and demands against the city, prepared and signed by the City's auditing officer, and in full reliance thereon, it is moved and seconded as shown in the minutes of this meeting that the following vouchers/warrants are approved for payment:

FIRST HALF AUGUST 2024 ACCOUNTS PAYABLE: \$1,244,579.11

FIRST HALF AUGUST 2024 PAYROLL:

\$19,088.63, checks
\$998,646.23, direct deposits
\$639,633.12, wire transfers
\$1,657,367.98 Total

STAFF CONTACT:

Lindy Kennedy, Accountant
Dana Beck, Payroll Specialist

Attachments: None



City of Longview

Agenda Summary

ORDINANCE NO. 3542 - VACATING 28TH AVE. ROW

RECOMMENDED ACTION:

MOTION TO APPROVE ORDINANCE NO. 3542

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Enhance public safety and emergency response.

Address quality of place issues

SUMMARY STATEMENT:

Ordinance No. 3524 approved by Council at the July 9, 2024 meeting, had an incorrect legal description.

Ordinance No. 3542 will amend the legal description to vacate the right of way of 28th Ave. between Washington Way and Douglas St.

STAFF CONTACT:

Chris Collins, Public Works Director/ Assistant City Manager

Attachments:

1. Ord 3542 Amending Ord No. 3524 - 28th ave ROW Vacation

ORDINANCE NO. 3542

AN ORDINANCE AMENDING ORDINANCE NO. 3524 AND VACATING THE 28TH AVENUE RIGHT OF WAY BETWEEN WASHINGTON WAY AND DOUGLAS STREET ADJACENT TO PARCEL #10409., AS MORE PARTICULARLY DESCRIBED HEREINAFTER, LOCATED IN THE CITY OF LONGVIEW, COWLITZ COUNTY, WASHINGTON.

WHEREAS, City staff recommended the vacation the 28th avenue right of way between Washington Way and Douglas Street adjacent to Parcel # 10409, more particularly hereinafter described, the same being a duly dedicated right of way located in the City of Longview, Cowlitz County, Washington, and did propose vacation in a resolution in due and legal form for the vacation of a portion thereof, with the City Clerk of said City; and

WHEREAS, following due notice thereof, a public hearing was duly held on said petition by the City Council on the 25th day of April, 2024, in the City Hall Council Chambers, at which time and place arguments and presentations favoring and opposing such street vacation were made and considered and the City Council, after having been fully advised of all of the facts, and after having considered all of the evidence for and against such vacation, determined that said petition should be granted, subject to the terms and conditions set forth herein.

NOW, THEREFORE, the City Council of the City of Longview do ordain as follows:

Section 1. That the following street right of way, known as the 28th Avenue right of way between Washington Way and Douglas Street adjacent to Parcel # 10409, situated in Section 32, Township 8 North, Range 2 West of the Willamette Meridian, in the City of Longview, Cowlitz County, Washington, more particularly described in Exhibit A shall be, and the same is hereby, vacated, subject to the provisions of Sections 2 and 3 hereof.

Section 2. That a public utility easement is retained over, under, across and through the vacated land for the construction, repair, maintenance, and operation of public and private

utilities, and for ingress and egress to the easement area at any and all times for such utility purposes.

Section 3. This Ordinance shall be published in the manner required by law and shall be deemed to be in full force and effect thirty (30) days thereafter, and the City Clerk, pursuant to the requirements of RCW 35.79.030, shall record a certified copy of this Ordinance with the Auditor for Cowlitz County, Washington.

Passed by the City Council this _____ day of August, 2024.

Approved by the Mayor this _____ day of August, 2024.

M A Y O R

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

EXHIBIT A

A PORTION OF WASHINGTON WAY AND 28TH AVENUE OF THE PLAT OF ST HELENS ADDITION TO LONGVIEW, NO.3, RECORDED MAY 8, 1925, UNDER VOLUME 6 OF PLATS, PAGES 20 TO 25, RECORDS OF THE COWLITZ COUNTY AUDITOR, COWLITZ COUNTY WASHINGTON, FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THAT CERTAIN LOT DEPICTED AS “DRAINAGE DITCH NO.1” LOCATED AT THE SOUTHEAST QUADRANT OF THE INTERSECTION OF WASHINGTON WAY AND 28TH AVENUE ON SAID PLAT;

THENCE SOUTH 06°24’56” EAST, COINCIDENT WITH THE EASTERLY MARGIN OF 28TH AVENUE, A DISTANCE OF 103.02 FEET TO THE NORTHERLY MARGIN OF DOUGLAS STREET AND A 5/8” REBAR AND ORANGE PLASTIC CAP STAMPED, “GIBBS-OLSON WA 49270”;

THENCE SOUTH 83°35’49” WEST, PARALLEL WITH AND 25.00 FEET NORTHERLY OF THE CENTERLINE OF DOUGLAS STREET, A DISTANCE OF 24.99 FEET;

THENCE SOUTH 83°36’14” WEST, PARALLEL WITH AND 25.00 FEET NORTHERLY OF THE CENTERLINE OF DOUGLAS STREET, A DISTANCE OF 25.00 FEET TO THE SOUTHWEST CORNER OF THAT CERTAIN LOT DEPICTED AS “DRAINAGE DITCH NO.1” ON SAID PLAT LOCATED AT THE NORTHWEST QUADRANT OF THE INTERSECTION OF DOUGLAS STREET AND 28TH AVENUE AND A 5/8” REBAR AND ORANGE PLASTIC CAP STAMPED, “GIBBS-OLSON WA 49270”;

THENCE NORTH 06°24’56” WEST, COINCIDENT WITH THE WESTERLY MARGIN OF 28TH AVENUE, A DISTANCE OF 103.03 FEET TO THE SOUTHERLY MARGIN OF THE PLATTED RIGHT OF WAY OF WASHINGTON WAY, AND A SOUTHEASTERLY CORNER OF THE WESTERLY PORTION OF THAT CERTAIN RIGHT OF WAY VACATION OF CITY OF LONGVIEW ORDINANCE NO. 3522 RECORDED UNDER COWLITZ COUNTY AUDITOR’S FILE NUMBER (AFN) 3751037, AND A 5/8” REBAR AND ORANGE PLASTIC CAP STAMPED, “GIBBS-OLSON WA 49270”;

THENCE NORTH 35°54’47” WEST, COINCIDENT WITH THE MARGIN OF SAID

VACATION, A DISTANCE OF 34.89 FEET TO A 5/8" REBAR AND ORANGE PLASTIC CAP STAMPED, "GIBBS- OLSON WA 49270";

THENCE NORTH 83°30'17" EAST, LEAVING THE MARGIN OF THE WESTERLY PORTION OF SAID VACATION, A DISTANCE OF 84.43 FEET TO THE NORTHWEST CORNER OF THE EASTERLY PORTION OF SAID VACATION AND A 5/8" REBAR AND ORANGE PLASTIC CAP STAMPED, "GIBBS- OLSON WA 49270";

THENCE SOUTH 23°04'56" WEST, COINCIDENT WITH THE MARGIN OF SAID EASTERLY PORTION, A DISTANCE OF 35.04 FEET TO THE **POINT OF BEGINNING CONTAINING 7,196 SQUARE FEET, MORE OR LESS.**



Digitally signed by Daniel D Bergman
DN: CN=Daniel D Bergman,
InQualifier=A01410C0000017E9727D4D30007321F,
O=Washington, C=US
Date: 2024.07.18 08:53:33-0700'



City of Longview

Agenda Summary

RESOLUTION NO. 2513 - 2024 KROGER CO. OPIOID SETTLEMENT AGREEMENT

RECOMMENDED ACTION:

APPROVE RESOLUTION NO.2509 DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH KROGER CO. ACCEPTING THE OPIOID SETTLEMENT OFFER.

COUNCIL INITIATIVE ADDRESSED:

Continue effective financial management.

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

On April 23, 2024, Attorney General Bob Ferguson announced that Washington entered a \$47.5 million settlement with Kroger, which does business as QFC and Fred Meyer in Washington, payable over 11 years. All this amount will be dedicated to abating the opioid crisis in Washington. Washington's settlement is part of the multistate settlement with Kroger. As with the prior opioid settlements, this new settlement is contingent on eligible cities and counties joining the settlement.

FINANCIAL SUMMARY:

The City of Longview's portion of the settlement is 0.06% of half of the state's payout of \$23,000,000 paid over 11 years. (\$64,909.09 per year)

STAFF CONTACT:

Chris Collins, Public Works Director/ Assistant City Manager

Attachments:

1. RESOLUTION NO 2513(10911226.1)
2. Action_Required_Kroger_National_Opioid_Settlement

RESOLUTION NO. 2513

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE OPIOID SETTLEMENT WITH OPIOID DISTRIBUTOR KROGER CO.

WHEREAS, as part of the national litigation and continuing settlement negotiations, the Kroger Co. has proposed a settlement (“Settlement”) to various states, local subdivisions, and special districts, including the State of Washington and its political subdivisions, pertaining to Kroger’s shared liability for the distribution of opioids that was a significant cause of the national opioid crisis that affected both the State of Washington and the City of Longview; and

WHEREAS, under the settlement, if approved, the Kroger Co. will pay up to an estimated \$1,200,000,000 to be allocated among the states, including the State of Washington and its political subdivisions, which Settlement payments will be over several years, with most of the money received being restricted in use and earmarked for abatement of the opioid epidemic; and

WHEREAS, the Interim City Attorney and Interim City Manager recommend that Council vote to accept the settlement and execute the participation form and allocation agreement (“the Agreements”) with Kroger Co. as described and incorporated herein by reference;

NOW AND THEREFORE, BE IT RESOLVED by the Council of The City of Longview, Cowlitz County, Washington that:

SECTION 1. Council authorizes approval of the proposed settlement with Kroger, and authorizes the execution of Participation Form and Allocation Agreement on behalf of the City, as well as execution of all related documents necessary to effectuate the settlement, prior to the response deadline of September 11, 2024.

Section 2. The City Manager is hereby authorized to take all steps necessary to resolve these matters in accordance with the terms of the Settlement and Agreement.

Section 3. This Resolution shall be in full force and effect immediately upon adoption.

PASSED: August 27, 2024

ATTEST: _____

Tiffany Ostreim, City Clerk

Spencer Boudreau, Mayor

Approved as to Form:

Charlotte Archer, Interim City Attorney

New National Opioids Settlement: Kroger
Opioids Implementation Administrator
opioidsparticipation@rubris.com

TO LOCAL POLITICAL SUBDIVISIONS:

THIS PACKAGE CONTAINS DOCUMENTATION TO PARTICIPATE IN THE NEW NATIONAL OPIOIDS SETTLEMENT. YOU MUST TAKE ACTION IN ORDER TO PARTICIPATE.

Deadline: August 12, 2024

A new proposed national opioids settlement ("*New National Opioids Settlement*") has been reached with Kroger ("*Settling Defendant*"). This *Participation Package* is a follow-up communication to the *Notice of National Opioids Settlement* recently received electronically by your subdivision.

You are receiving this *Participation Package* because Washington is participating in the Kroger settlement.

This electronic envelope contains:

- The *Participation Form* for the Kroger settlement, including a release of any claims.
- The *Allocation Agreement III*, which splits the Washington share between the State and its local governments similar to prior opioid settlements.

The *Participation Form* and *Allocation Agreement III* must be executed, without alteration, and submitted on or before August 12, 2024, in order for your subdivision to be considered for initial participation calculations and payment eligibility.

Based upon subdivision participation forms received on or before August 12, 2024, the subdivision participation rate will be used to determine whether participation is sufficient for the settlement to move forward and whether a state earns its maximum potential payment under the settlement. If the settlement moves forward, your release will become effective. If a settlement does not move forward, that release will not become effective.

Any subdivision that does not participate cannot directly share in the settlement funds, even if the subdivision's state is settling and other participating subdivisions are sharing in settlement funds. Any subdivision that does not participate may also reduce the amount of money for programs to remediate the opioid crisis in its state. Please note, a subdivision will not necessarily directly receive settlement funds by participating; decisions on how settlement funds will be allocated within a state are subject to intrastate agreements or state statutes.

You are encouraged to discuss the terms and benefits of the *New National Opioids Settlement* with your counsel, your Attorney General's Office, and other contacts within your state.

Information and documents regarding the *New National Opioids Settlement* and how it is being implemented in your state and how funds will be allocated within your state can be found on the national settlement website at <https://nationalopioidsettlement.com/>. This website will be supplemented as additional documents are created.

How to return signed forms:

There are three methods for returning the executed *Participation Form* and any supporting documentation to the Implementation Administrator:

- (1) *Electronic Signature via DocuSign*: Executing the *Participation Form* electronically through DocuSign will return the signed form to the Implementation Administrator and associate your form with your subdivision's records. Electronic signature is the most efficient method for returning the *Participation Form*, allowing for more timely participation and the potential to meet higher settlement payment thresholds, and is therefore strongly encouraged.
- (2) *Manual Signature returned via DocuSign*: DocuSign allows forms to be downloaded, signed manually, then uploaded to DocuSign and returned automatically to the Implementation Administrator. Please be sure to complete all fields. As with electronic signature, returning a manually signed *Participation Form* via DocuSign will associate your signed forms with your subdivision's records.
- (3) *Manual Signature returned via electronic mail*: If your subdivision is unable to return an executed *Participation Form* and *Allocation Agreement III* using DocuSign, the signed *Participation Form* and *Allocation Agreement III* may be returned via electronic mail to opioidsparticipation@rubris.com. Please include the name, state, and reference ID of your subdivision in the body of the email and use the subject line Settlement Participation Form - [Subdivision Name, Subdivision State] - [Reference ID].

Detailed instructions on how to sign and return the *Participation Form* and *Allocation Agreement III*, including changing the authorized signer, can be found at <https://nationalopioidsettlement.com/>. You may also contact opioidsparticipation@rubris.com.

The sign-on period for subdivisions ends on August 12, 2024.

If you have any questions about executing the *Participation Form* and *Allocation Agreement III*, please contact your counsel, the Implementation Administrator at opioidsparticipation@rubris.com, or the Washington Attorney General's Office Complex Litigation Division at comopioidscases@atg.wa.gov.

Thank you,

New National Opioids Settlement Implementation Administrator

The Implementation Administrator is retained to provide the settlement notice required by the New National Opioids Settlement and to manage the collection of the Participation Form.

Subdivision Participation and Release Form

Governmental Entity:	State: WA
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above ("*Governmental Entity*"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated March 22, 2024 ("*Kroger Settlement*"), and acting through the undersigned authorized official, hereby elects to participate in the Kroger Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Kroger Settlement, understands that all terms in this Participation and Release Form have the meanings defined therein, and agrees that by executing this Participation and Release Form, the Governmental Entity elects to participate in the Kroger Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall promptly, and in any event no later than 14 days after the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in *In re National Prescription Opiate Litigation*, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs' Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal with Prejudice substantially in the form found at <https://nationalopioidsettlement.com/>.
3. The Governmental Entity agrees to the terms of the Kroger Settlement pertaining to Participating Subdivisions as defined therein.
4. By agreeing to the terms of the Kroger Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Kroger Settlement solely for the purposes provided therein.
6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Kroger Settlement. The Governmental Entity likewise agrees to arbitrate before the National



Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the Kroger Settlement.

7. The Governmental Entity has the right to enforce the Kroger Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Kroger Settlement, including without limitation all provisions of Section XI (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Kroger Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Kroger Settlement shall be a complete bar to any Released Claim.
9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the Kroger Settlement.
10. In connection with the releases provided for in the Kroger Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

General Release; extent. A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Kroger Settlement.



11. Nothing herein is intended to modify in any way the terms of the Kroger Settlement, to which Governmental Entity hereby agrees. To the extent this Participation and Release Form is interpreted differently from the Kroger Settlement in any respect, the Kroger Settlement controls.

I have all necessary power and authorization to execute this Participation and Release Form on behalf of the Governmental Entity.

Signature: _____

Name: _____

Title: _____

Date: _____



WASHINGTON STATE ALLOCATION AGREEMENT GOVERNING THE ALLOCATION OF OPIOID SETTLEMENT FUNDS PAID BY KROGER

JUNE 28, 2024

This Washington State Allocation Agreement Governing the Allocation of Opioid Settlement Funds Paid by Kroger (the "Allocation Agreement III") governs the distribution of funds obtained from the Kroger Co. ("Kroger") in connection with the resolution of any and all claims by the State of Washington and the counties, cities, and towns in Washington State ("Local Governments") against Kroger via the Kroger Settlement Agreement dated March 22, 2024 ("Settlement"). The Settlement can be accessed at <https://nationalopioidsettlement.com/>. The terms and definitions of the Settlement are incorporated into this Allocation Agreement III, and any undefined terms in this Allocation Agreement III are as defined in the Settlement.

1. This Allocation Agreement III is intended to be a State-Subdivision Agreement as defined in the Settlement. This Allocation Agreement III shall be interpreted to be consistent with the requirements of a State-Subdivision Agreement in the Settlement.
2. This Allocation Agreement III shall become effective only if all of the following occur:
 - A. The State of Washington joins the Settlement and becomes a Settling State as provided for in the Settlement.
 - B. The Settlement becomes final and effective and a Consent Judgment is filed and approved as provided for in the Settlement.
 - C. The number of Local Governments that execute and return this Allocation Agreement III satisfies the participation requirements for a State-Subdivision Agreement as specified in the Settlement.
3. Requirements to become a Participating Local Government. To become a Participating Local Government that can participate in this Allocation Agreement III, a Local Government must do all of the following:
 - A. The Local Government must execute and return this Allocation Agreement III.
 - B. The Local Government must release its claims against Kroger identified in the Settlement and agree to be bound by the terms of the Settlement by timely executing and returning the Participation Form, which is Exhibit K of the Settlement.
 - C. Litigating Subdivisions, also referred to as Litigating Local Governments, must dismiss Kroger with prejudice from their lawsuits.



- D. Each of the Local Governments that is eligible to participate in this Allocation Agreement III has previously executed and signed the One Washington Memorandum of Understanding Between Washington Municipalities ("MOU") agreed to by the Participating Local Governments in Washington State, which is attached hereto as Exhibit 1. By executing this Allocation Agreement III, the local government agrees and affirms that the MOU applies to and shall govern the Local Government Share as modified by this Allocation Agreement III for the Settlement.

A Local Government that meets all of the conditions in this paragraph shall be deemed a "Participating Local Government."

4. This Allocation Agreement III applies to the State of Washington's allocation of the (1) Adjusted State Remediation Payment and (2) Additional Remediation Amount, which collectively shall be referred to as the "Washington Abatement Amount." As specified in the Settlement, the Washington Abatement Amount will vary dependent on the percentage of Participating Local Governments and whether there are any Later Litigating Subdivisions.
5. This Allocation Agreement III does not apply to the State Cost Fund, State AG Fees and Costs, or any attorneys' fees, fees, costs, or expenses referred to in the Settlement or that are paid directly or indirectly via the Settlement to the State of Washington ("State's Fees and Costs").
6. This Allocation Agreement III and the MOU are a State Back-Stop Agreement. Kroger is paying a portion of the Local Governments' attorneys' fees and costs as provided for in the Settlement. The total contingent fees an attorney receives from the Contingency Fee Fund in the Settlement, the MOU, and this Allocation Agreement III combined cannot exceed 15% of the portion of the LG Share paid to the Litigating Local Government that retained that firm to litigate against the Settling Entities (i.e., if City X filed suit with outside counsel on a contingency fee contract and City X receives \$1,000,000 from the Settlement, then the maximum that the firm can receive is \$150,000 for fees as to the Kroger Settlement.)
7. No portion of the State's Fees and Costs and/or the State Share as defined in Paragraphs 5 and 9 of this Allocation Agreement III shall be used to fund the Government Fee Fund ("GFF") referred to in Paragraph 11 of this Allocation Agreement III and Section D of the MOU, or in any other way to fund any Participating Local Government's attorneys' fees, costs, or common benefit tax.
8. The Washington Abatement Amount shall and must be used by the State and Participating Local Governments for future Opioid Remediation as defined in the Settlement, except as allowed by the Settlement.



9. The State and the Participating Local Governments agree to divide the Washington Abatement Amount as follows:
 - A. Fifty percent (50%) to the State of Washington (“State Share”).
 - B. Fifty percent (50%) to the Participating Local Governments (“LG Share”).
10. The LG Share shall be distributed to Participating Local Governments pursuant to the MOU as amended and modified in this Allocation Agreement III.
11. For purposes of this Allocation Agreement III only, the MOU is modified as follows and any contrary provisions in the MOU are struck:
 - A. Exhibit A of the MOU is replaced by Exhibit E of the Settlement.
 - B. The definition of “Litigating Local Governments” in Section A.4 of the MOU shall mean Litigating Subdivisions as defined in the Settlement and shall also include any local government that notified Judge Polster in Case No. 1:17-md-02804-DAP of its intent to sue Kroger in 2023 after the release of updated ARCOS data.
 - C. The definition of “National Settlement Agreement” in Section A.6 of the MOU shall mean the Settlement.
 - D. The definition of “Settlement” in Section A.14 of the MOU shall mean the Settlement.
 - E. The MOU is amended to add new Section C.4.g.vIII, which provides as follows:

“If a Participating Local Government receiving a direct payment (a) uses Opioid Funds other than as provided for in the Settlement, (b) does not comply with conditions for receiving direct payments under the MOU, or (c) does not promptly submit necessary reporting and compliance information to its Regional Opioid Abatement Counsel (“Regional OAC”) as defined at Section C.4.h of the MOU, then the Regional OAC may suspend direct payments to the Participating Local Government after notice, an opportunity to cure, and sufficient due process. If direct payments to Participating Local Government are suspended, the payments shall be treated as if the Participating Local Government is foregoing their allocation of Opioid Funds pursuant to Section C.4.d and C.4.j.IIIi of the MOU. In the event of a suspension, the Regional OAC shall give prompt notice to the suspended Participating Local Government and the Settlement Fund Administrator specifying the reasons for the suspension, the process for reinstatement, the factors that will be considered for reinstatement, and the due process that will be provided. A suspended Participating Local



Government may apply to the Regional OAC to be reinstated for direct payments no earlier than five years after the date of suspension.”

- F. The amounts payable to each law firm representing a Litigating Local Government from the GFF shall be consistent with the MOU and the process set forth in the *Order Appointing the Fee Panel to Allocate and Disburse Attorney's Fees Provided for in State Back-Stop Agreements*, Case No. 1:17-md-02804-DAP Doc #: 4543 (June 17, 2022). All amounts that the City of Seattle has contributed to the GFF shall be returned to the City of Seattle by the Settlement Administrator rather than paid to Hagens Berman Sobol Shapiro LLP.
- G. The GFF set forth in the MOU shall be funded by the LG Share of the Washington Abatement Amount only. To the extent the common benefit tax is not already payable by the Settling Entities as contemplated by Section D.8 of the MOU, the GFF shall be used to pay Litigating Local Government contingency fee agreements and any common benefit tax referred to in Section D of the MOU, which shall be paid on a pro rata basis to eligible law firms as determined by the GFF Administrator.
- H. To fund the GFF, fifteen percent (15%) of the LG Share shall be deposited in the GFF from each LG Share settlement payment until the Litigating Subdivisions' contingency fee agreements and common benefit tax (if any) referred to in Section D of the MOU are satisfied. Under no circumstances will any Primary Subdivision or Litigating Local Government be required to contribute to the GFF more than 15% of the portion of the LG Share allocated to such Primary Subdivision or Litigating Local Government. In addition, under no circumstances will any portion of the LG Share allocated to a Litigating Local Government be used to pay the contingency fees or litigation expenses of counsel for some other Litigating Local Government.
- I. The maximum amount of any Litigating Local Government contingency fee agreement (from the Contingency Fee Fund of the Settlement) payable to a law firm permitted for compensation shall be fifteen percent (15%) of the portion of the LG Share paid to the Litigating Local Government that retained that firm (i.e., if City X filed suit with outside counsel on a contingency fee contract and City X receives \$1,000,000 from the Settlement, then the maximum that the firm can receive is \$150,000 for fees.) The firms also shall be paid documented expenses due under their contingency fee agreements that have been paid by the law firm attributable to that Litigating Local Government. Consistent with Agreement on Attorneys' Fees, Costs, and Expenses, which is Exhibit R of the Settlement, amounts due to Participating Litigating Subdivisions' attorneys under this Allocation Agreement III shall not impact (i) costs paid by the subdivisions to their attorneys pursuant to a State Back-Stop



agreement, (ii) fees paid to subdivision attorneys from the Common Benefit Fund for common benefit work performed by the attorneys pursuant to Exhibit R of the Settlement, or (iii) costs paid to subdivision attorneys from the MDL Expense Fund for expenses incurred by the attorneys pursuant to the Settlement.

- J. Under no circumstances may counsel receive more for its work on behalf of a Litigating Local Government than it would under its contingency agreement with that Litigating Local Government. To the extent a law firm was retained by a Litigating Local Government on a contingency fee agreement that provides for compensation at a rate that is less than fifteen percent (15%) of that Litigating Local Government's recovery, the maximum amount payable to that law firm referred to in Section D.3 of the MOU shall be the percentage set forth in that contingency fee agreement.
 - K. For the avoidance of doubt, both payments from the GFF and the payment to the Participating Litigating Local Governments' attorneys from the Contingency Fee Fund in the Settlement shall be included when calculating whether the aforementioned fifteen percent (15%) maximum percentage (or less if the provisions of Paragraph 10.J of this Allocation Agreement III apply) of any Litigating Local Government contingency fee agreement referred to above has been met.
 - L. To the extent there are any excess funds in the GFF, the Settlement Administrator shall facilitate the return of those funds to the Participating Local Governments as provided for in Section D.6 of the MOU.
- 12. In connection with the execution and administration of this Allocation Agreement III, the State and the Participating Local Governments agree to abide by the Public Records Act, RCW 42.56 *et seq.*
 - 13. All Participating Local Governments, Regional OACs, and the State shall maintain all non-transitory records related to this Allocation Agreement III as well as the receipt and expenditure of the funds from the Settlement for no less than five (5) years.
 - 14. If any party to this Allocation Agreement III believes that a Participating Local Government, Regional OAC, the State, an entity, or individual involved in the receipt, distribution, or administration of the funds from the Settlement has violated any applicable ethics codes or rules, a complaint shall be lodged with the appropriate forum for handling such matters, with a copy of the complaint promptly sent to the Washington Attorney General, Complex Litigation Division, Division Chief, 800 Fifth Avenue, Suite 2000, Seattle, Washington 98104.
 - 15. To the extent (i) a region utilizes a pre-existing regional body to establish its Opioid Abatement Council pursuant to the Section 4.h of the MOU, and (III) tha



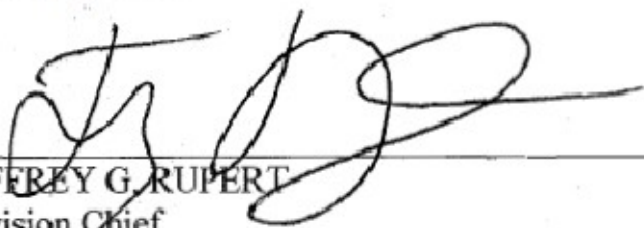
pre-existing regional body is subject to the requirements of the Community Behavioral Health Services Act, RCW 71.24 *et seq.*, the State and the Participating Local Governments agree that the Opioid Funds paid by Kroger is subject to the requirements of the MOU and this Allocation Agreement III.

16. Upon request by Kroger, the Participating Local Governments must comply with the Tax Cooperation and Reporting provisions of the Settlement.
17. Venue for any legal action related to this Allocation Agreement III (separate and apart from the MOU or the Settlement) shall be in King County, Washington.
18. Each party represents that all procedures necessary to authorize such party's execution of this Allocation Agreement III have been performed and that such person signing for such party has been authorized to execute this Allocation Agreement III.



FOR THE STATE OF WASHINGTON:

ROBERT W. FERGUSON
Attorney General



JEFFREY G. RUPERT
Division Chief

Date:

6-28-2024



FOR THE PARTICIPATING LOCAL GOVERNMENT:

Signature: _____

Name: _____

Title: _____

Date: _____



EXHIBIT 1
One Washington Memorandum of Understanding Between Washington Municipalities



ONE WASHINGTON MEMORANDUM OF UNDERSTANDING BETWEEN WASHINGTON MUNICIPALITIES

Whereas, the people of the State of Washington and its communities have been harmed by entities within the Pharmaceutical Supply Chain who manufacture, distribute, and dispense prescription opioids;

Whereas, certain Local Governments, through their elected representatives and counsel, are engaged in litigation seeking to hold these entities within the Pharmaceutical Supply Chain of prescription opioids accountable for the damage they have caused to the Local Governments;

Whereas, Local Governments and elected officials share a common desire to abate and alleviate the impacts of harms caused by these entities within the Pharmaceutical Supply Chain throughout the State of Washington, and strive to ensure that principals of equity and equitable service delivery are factors considered in the allocation and use of Opioid Funds; and

Whereas, certain Local Governments engaged in litigation and the other cities and counties in Washington desire to agree on a form of allocation for Opioid Funds they receive from entities within the Pharmaceutical Supply Chain.

Now therefore, the Local Governments enter into this Memorandum of Understanding (“MOU”) relating to the allocation and use of the proceeds of Settlements described.

A. Definitions

As used in this MOU:

1. “Allocation Regions” are the same geographic areas as the existing nine (9) Washington State Accountable Community of Health (ACH) Regions and have the purpose described in Section C below.
2. “Approved Purpose(s)” shall mean the strategies specified and set forth in the Opioid Abatement Strategies attached as Exhibit A.
3. “Effective Date” shall mean the date on which a court of competent jurisdiction enters the first Settlement by order or consent decree. The Parties anticipate that more than one Settlement will be administered according to the terms of this MOU, but that the first entered Settlement will trigger allocation of Opioid Funds in accordance with Section B herein, and the formation of the Opioid Abatement Councils in Section C.
4. “Litigating Local Government(s)” shall mean Local Governments that filed suit against any Pharmaceutical Supply Chain Participant pertaining to the Opioid epidemic prior to September 1, 2020.



5. “Local Government(s)” shall mean all counties, cities, and towns within the geographic boundaries of the State of Washington.

6. “National Settlement Agreements” means the national opioid settlement agreements dated July 21, 2021 involving Johnson & Johnson, and distributors AmerisourceBergen, Cardinal Health and McKesson as well as their subsidiaries, affiliates, officers, and directors named in the National Settlement Agreements, including all amendments thereto.

7. “Opioid Funds” shall mean monetary amounts obtained through a Settlement as defined in this MOU.

8. “Opioid Abatement Council” shall have the meaning described in Section C below.

9. “Participating Local Government(s)” shall mean all counties, cities, and towns within the geographic boundaries of the State that have chosen to sign on to this MOU. The Participating Local Governments may be referred to separately in this MOU as “Participating Counties” and “Participating Cities and Towns” (or “Participating Cities or Towns,” as appropriate) or “Parties.”

10. “Pharmaceutical Supply Chain” shall mean the process and channels through which controlled substances are manufactured, marketed, promoted, distributed, and/or dispensed, including prescription opioids.

11. “Pharmaceutical Supply Chain Participant” shall mean any entity that engages in or has engaged in the manufacture, marketing, promotion, distribution, and/or dispensing of a prescription opioid, including any entity that has assisted in any of the above.

12. “Qualified Settlement Fund Account,” or “QSF Account,” shall mean an account set up as a qualified settlement fund, 468b fund, as authorized by Treasury Regulations 1.468B-1(c) (26 CFR §1.468B-1).

13. “Regional Agreements” shall mean the understanding reached by the Participating Local Counties and Cities within an Allocation Region governing the allocation, management, distribution of Opioid Funds within that Allocation Region.

14. “Settlement” shall mean the future negotiated resolution of legal or equitable claims against a Pharmaceutical Supply Chain Participant when that resolution has been jointly entered into by the Participating Local Governments. “Settlement” expressly does not include a plan of reorganization confirmed under Title 11 of the United States Code, irrespective of the extent to which Participating Local Governments vote in favor of or otherwise support such plan of reorganization.



15. “Trustee” shall mean an independent trustee who shall be responsible for the ministerial task of releasing Opioid Funds from a QSF account to Participating Local Governments as authorized herein and accounting for all payments into or out of the trust.

16. The “Washington State Accountable Communities of Health” or “ACH” shall mean the nine (9) regions described in Section C below.

B. Allocation of Settlement Proceeds for Approved Purposes

1. All Opioid Funds shall be held in a QSF and distributed by the Trustee, for the benefit of the Participating Local Governments, only in a manner consistent with this MOU. Distribution of Opioid Funds will be subject to the mechanisms for auditing and reporting set forth below to provide public accountability and transparency.

2. All Opioid Funds, regardless of allocation, shall be utilized pursuant to Approved Purposes as defined herein and set forth in Exhibit A. Compliance with this requirement shall be verified through reporting, as set out in this MOU.

3. The division of Opioid Funds shall first be allocated to Participating Counties based on the methodology utilized for the Negotiation Class in *In Re: National Prescription Opiate Litigation*, United States District Court for the Northern District of Ohio, Case No. 1:17-md-02804-DAP. The allocation model uses three equally weighted factors: (1) the amount of opioids shipped to the county; (2) the number of opioid deaths that occurred in that county; and (3) the number of people who suffer opioid use disorder in that county. The allocation percentages that result from application of this methodology are set forth in the “County Total” line item in Exhibit B. In the event any county does not participate in this MOU, that county’s percentage share shall be reallocated proportionally amongst the Participating Counties by applying this same methodology to only the Participating Counties.

4. Allocation and distribution of Opioid Funds within each Participating County will be based on regional agreements as described in Section C.

C. Regional Agreements

1. For the purpose of this MOU, the regional structure for decision-making related to opioid fund allocation will be based upon the nine (9) pre-defined Washington State Accountable Community of Health Regions (Allocation Regions). Reference to these pre-defined regions is solely for the purpose of



drawing geographic boundaries to facilitate regional agreements for use of Opioid Funds. The Allocation Regions are as follows:

- King County (Single County Region)
- Pierce County (Single County Region)
- Olympic Community of Health Region (Clallam, Jefferson, and Kitsap Counties)
- Cascade Pacific Action Alliance Region (Cowlitz, Grays Harbor, Lewis, Mason, Pacific, Thurston, and Wahkiakum Counties)
- North Sound Region (Island, San Juan, Skagit, Snohomish, and Whatcom Counties)
- SouthWest Region (Clark, Klickitat, and Skamania Counties)
- Greater Columbia Region (Asotin, Benton, Columbia, Franklin, Garfield, Kittitas, Walla Walla, Whitman, and Yakima Counties)
- Spokane Region (Adams, Ferry, Lincoln, Pend Oreille, Spokane, and Stevens Counties)
- North Central Region (Chelan, Douglas, Grant, and Okanogan Counties)

2. Opioid Funds will be allocated, distributed and managed within each Allocation Region, as determined by its Regional Agreement as set forth below. If an Allocation Region does not have a Regional Agreement enumerated in this MOU, and does not subsequently adopt a Regional Agreement per Section C.5, the default mechanism for allocation, distribution and management of Opioid Funds described in Section C.4.a will apply. Each Allocation Region must have an OAC whose composition and responsibilities shall be defined by Regional Agreement or as set forth in Section C.4.

3. King County's Regional Agreement is reflected in Exhibit C to this MOU.

4. All other Allocation Regions that have not specified a Regional Agreement for allocating, distributing and managing Opioid Funds, will apply the following default methodology:

- a. Opioid Funds shall be allocated within each Allocation Region by taking the allocation for a Participating County from Exhibit B and apportioning those funds between that Participating County and its Participating Cities and Towns. Exhibit B also sets forth the allocation to the Participating Counties and the Participating Cities or Towns within the Counties based on a default allocation formula. As set forth above in Section B.3, to determine the allocation to a county, this formula utilizes: (1) the amount of opioids shipped to the county; (2) the number of opioid deaths that occurred in that county; and (3) the number of people who suffer opioid use disorder in that county. To determine the allocation within a county, the formula utilizes historical federal data showing how the specific Counties and the Cities and Towns within the Counties have



made opioids epidemic-related expenditures in the past. This is the same methodology used in the National Settlement Agreements for county and intra-county allocations. A Participating County, and the Cities and Towns within it may enter into a separate intra-county allocation agreement to modify how the Opioid Funds are allocated amongst themselves, provided the modification is in writing and agreed to by all Participating Local Governments in the County. Such an agreement shall not modify any of the other terms or requirements of this MOU.

b. 10% of the Opioid Funds received by the Region will be reserved, on an annual basis, for administrative costs related to the OAC. The OAC will provide an annual accounting for actual costs and any reserved funds that exceed actual costs will be reallocated to Participating Local Governments within the Region.

c. Cities and towns with a population of less than 10,000 shall be excluded from the allocation, with the exception of cities and towns that are Litigating Participating Local Governments. The portion of the Opioid Funds that would have been allocated to a city or town with a population of less than 10,000 that is not a Litigating Participating Local Government shall be redistributed to Participating Counties in the manner directed in C.4.a above.

d. Each Participating County, City, or Town may elect to have its share re-allocated to the OAC in which it is located. The OAC will then utilize this share for the benefit of Participating Local Governments within that Allocation Region, consistent with the Approved Purposes set forth in Exhibit A. A Participating Local Government's election to forego its allocation of Opioid Funds shall apply to all future allocations unless the Participating Local Government notifies its respective OAC otherwise. If a Participating Local Government elects to forego its allocation of the Opioid Funds, the Participating Local Government shall be excused from the reporting requirements set forth in this Agreement.

e. Participating Local Governments that receive a direct payment maintain full discretion over the use and distribution of their allocation of Opioid Funds, provided the Opioid Funds are used solely for Approved Purposes. Reasonable administrative costs for a Participating Local Government to administer its allocation of Opioid Funds shall not exceed actual costs or 10% of the Participating Local Government's allocation of Opioid Funds, whichever is less.

f. A Local Government that chooses not to become a Participating Local Government will not receive a direct allocation of Opioid Funds. The portion of the Opioid Funds that would have been allocated to a Local Government that is not a Participating Local Government shall be



redistributed to Participating Counties in the manner directed in C.4.a above.

g. As a condition of receiving a direct payment, each Participating Local Government that receives a direct payment agrees to undertake the following actions:

- i. Developing a methodology for obtaining proposals for use of Opioid Funds.
- ii. Ensuring there is opportunity for community-based input on priorities for Opioid Fund programs and services.
- iii. Receiving and reviewing proposals for use of Opioid Funds for Approved Purposes.
- iv. Approving or denying proposals for use of Opioid Funds for Approved Purposes.
- v. Receiving funds from the Trustee for approved proposals and distributing the Opioid Funds to the recipient.
- vi. Reporting to the OAC and making publicly available all decisions on Opioid Fund allocation applications, distributions and expenditures.

h. Prior to any distribution of Opioid Funds within the Allocation Region, The Participating Local Governments must establish an Opioid Abatement Council (OAC) to oversee Opioid Fund allocation, distribution, expenditures and dispute resolution. The OAC may be a preexisting regional body or may be a new body created for purposes of executing the obligations of this MOU.

i. The OAC for each Allocation Region shall be composed of representation from both Participating Counties and Participating Towns or Cities within the Region. The method of selecting members, and the terms for which they will serve will be determined by the Allocation Region's Participating Local Governments. All persons who serve on the OAC must have work or educational experience pertaining to one or more Approved Uses.

j. The Regional OAC will be responsible for the following actions:

- i. Overseeing distribution of Opioid Funds from Participating Local Governments to programs and services within the Allocation Region for Approved Purposes.



- ii. Annual review of expenditure reports from Participating Local Jurisdictions within the Allocation Region for compliance with Approved Purposes and the terms of this MOU and any Settlement.
- iii. In the case where Participating Local Governments chose to forego their allocation of Opioid Funds:
 - (i) Approving or denying proposals by Participating Local Governments or community groups to the OAC for use of Opioid Funds within the Allocation Region.
 - (ii) Directing the Trustee to distribute Opioid Funds for use by Participating Local Governments or community groups whose proposals are approved by the OAC.
 - (iii) Administrating and maintaining records of all OAC decisions and distributions of Opioid Funds.
- iv. Reporting and making publicly available all decisions on Opioid Fund allocation applications, distributions and expenditures by the OAC or directly by Participating Local Governments.
- v. Developing and maintaining a centralized public dashboard or other repository for the publication of expenditure data from any Participating Local Government that receives Opioid Funds, and for expenditures by the OAC in that Allocation Region, which it shall update at least annually.
- vi. If necessary, requiring and collecting additional outcome- related data from Participating Local Governments to evaluate the use of Opioid Funds, and all Participating Local Governments shall comply with such requirements.
- vii. Hearing complaints by Participating Local Governments within the Allocation Region regarding alleged failure to (1) use Opioid Funds for Approved Purposes or (2) comply with reporting requirements.

5. Participating Local Governments may agree and elect to share, pool, or collaborate with their respective allocation of Opioid Funds in any manner they choose by adopting a Regional Agreement, so long as such sharing, pooling, or collaboration is used for Approved Purposes and complies with the terms of this MOU and any Settlement.



6. Nothing in this MOU should alter or change any Participating Local Government's rights to pursue its own claim. Rather, the intent of this MOU is to join all parties who wish to be Participating Local Governments to agree upon an allocation formula for any Opioid Funds from any future binding Settlement with one or more Pharmaceutical Supply Chain Participants for all Local Governments in the State of Washington.

7. If any Participating Local Government disputes the amount it receives from its allocation of Opioid Funds, the Participating Local Government shall alert its respective OAC within sixty (60) days of discovering the information underlying the dispute. Failure to alert its OAC within this time frame shall not constitute a waiver of the Participating Local Government's right to seek recoupment of any deficiency in its allocation of Opioid Funds.

8. If any OAC concludes that a Participating Local Government's expenditure of its allocation of Opioid Funds did not comply with the Approved Purposes listed in Exhibit A, or the terms of this MOU, or that the Participating Local Government otherwise misused its allocation of Opioid Funds, the OAC may take remedial action against the alleged offending Participating Local Government. Such remedial action is left to the discretion of the OAC and may include withholding future Opioid Funds owed to the offending Participating Local Government or requiring the offending Participating Local Government to reimburse improperly expended Opioid Funds back to the OAC to be re-allocated to the remaining Participating Local Governments within that Region.

9. All Participating Local Governments and OAC shall maintain all records related to the receipt and expenditure of Opioid Funds for no less than five (5) years and shall make such records available for review by any other Participating Local Government or OAC, or the public. Records requested by the public shall be produced in accordance with Washington's Public Records Act RCW 42.56.001 *et seq.* Records requested by another Participating Local Government or an OAC shall be produced within twenty-one (21) days of the date the record request was received. This requirement does not supplant any Participating Local Government or OAC's obligations under Washington's Public Records Act RCW 42.56.001 *et seq.*

D. Payment of Counsel and Litigation Expenses

1. The Litigating Local Governments have incurred attorneys' fees and litigation expenses relating to their prosecution of claims against the Pharmaceutical Supply Chain Participants, and this prosecution has inured to the benefit of all Participating Local Governments. Accordingly, a Washington



Government Fee Fund (“GFF”) shall be established that ensures that all Parties that receive Opioid Funds contribute to the payment of fees and expenses incurred to prosecute the claims against the Pharmaceutical Supply Chain Participants, regardless of whether they are litigating or non-litigating entities.

2. The amount of the GFF shall be based as follows: the funds to be deposited in the GFF shall be equal to 15% of the total cash value of the Opioid Funds.

3. The maximum percentage of any contingency fee agreement permitted for compensation shall be 15% of the portion of the Opioid Funds allocated to the Litigating Local Government that is a party to the contingency fee agreement, plus expenses attributable to that Litigating Local Government. Under no circumstances may counsel collect more for its work on behalf of a Litigating Local Government than it would under its contingency agreement with that Litigating Local Government.

4. Payments from the GFF shall be overseen by a committee (the “Opioid Fee and Expense Committee”) consisting of one representative of the following law firms: (a) Keller Rohrback L.L.P.; (b) Hagens Berman Sobol Shapiro LLP; (c) Goldfarb & Huck Roth Riojas, PLLC; and (d) Napoli Shkolnik PLLC. The role of the Opioid Fee and Expense Committee shall be limited to ensuring that the GFF is administered in accordance with this Section.

5. In the event that settling Pharmaceutical Supply Chain Participants do not pay the fees and expenses of the Participating Local Governments directly at the time settlement is achieved, payments to counsel for Participating Local Governments shall be made from the GFF over not more than three years, with 50% paid within 12 months of the date of Settlement and 25% paid in each subsequent year, or at the time the total Settlement amount is paid to the Trustee by the Defendants, whichever is sooner.

6. Any funds remaining in the GFF in excess of: (i) the amounts needed to cover Litigating Local Governments’ private counsel’s representation agreements, and (ii) the amounts needed to cover the common benefit tax discussed in Section C.8 below (if not paid directly by the Defendants in connection with future settlement(s), shall revert to the Participating Local Governments *pro rata* according to the percentages set forth in Exhibits B, to be used for Approved Purposes as set forth herein and in Exhibit A.

7. In the event that funds in the GFF are not sufficient to pay all fees and expenses owed under this Section, payments to counsel for all Litigating Local Governments shall be reduced on a *pro rata* basis. The Litigating Local Governments will not be responsible for any of these reduced amounts.



8. The Parties anticipate that any Opioid Funds they receive will be subject to a common benefit “tax” imposed by the court in *In Re: National Prescription Opiate Litigation*, United States District Court for the Northern District of Ohio, Case No. 1:17-md-02804-DAP (“Common Benefit Tax”). If this occurs, the Participating Local Governments shall first seek to have the settling defendants pay the Common Benefit Tax. If the settling defendants do not agree to pay the Common Benefit Tax, then the Common Benefit Tax shall be paid from the Opioid Funds and by both litigating and non-litigating Local Governments. This payment shall occur prior to allocation and distribution of funds to the Participating Local Governments. In the event that GFF is not fully exhausted to pay the Litigating Local Governments’ private counsel’s representation agreements, excess funds in the GFF shall be applied to pay the Common Benefit Tax (if any).

E. General Terms

1. If any Participating Local Government believes another Participating Local Government, not including the Regional Abatement Advisory Councils, violated the terms of this MOU, the alleging Participating Local Government may seek to enforce the terms of this MOU in the court in which any applicable Settlement(s) was entered, provided the alleging Participating Local Government first provides the alleged offending Participating Local Government notice of the alleged violation(s) and a reasonable opportunity to cure the alleged violation(s). In such an enforcement action, any alleging Participating Local Government or alleged offending Participating Local Government may be represented by their respective public entity in accordance with Washington law.

2. Nothing in this MOU shall be interpreted to waive the right of any Participating Local Government to seek judicial relief for conduct occurring outside the scope of this MOU that violates any Washington law. In such an action, the alleged offending Participating Local Government, including the Regional Abatement Advisory Councils, may be represented by their respective public entities in accordance with Washington law. In the event of a conflict, any Participating Local Government, including the Regional Abatement Advisory Councils and its Members, may seek outside representation to defend itself against such an action.

3. Venue for any legal action related to this MOU shall be in the court in which the Participating Local Government is located or in accordance with the court rules on venue in that jurisdiction. This provision is not intended to expand the court rules on venue.

4. This MOU may be executed in two or more counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same instrument. The Participating Local Governments approve the use of electronic signatures for execution of this MOU. All use of electronic signatures



shall be governed by the Uniform Electronic Transactions Act. The Parties agree not to deny the legal effect or enforceability of the MOU solely because it is in electronic form or because an electronic record was used in its formation. The Participating Local Government agree not to object to the admissibility of the MOU in the form of an electronic record, or a paper copy of an electronic document, or a paper copy of a document bearing an electronic signature, on the grounds that it is an electronic record or electronic signature or that it is not in its original form or is not an original.

5. Each Participating Local Government represents that all procedures necessary to authorize such Participating Local Government's execution of this MOU have been performed and that the person signing for such Party has been authorized to execute the MOU.

[Remainder of Page Intentionally Left Blank – Signature Pages Follow]



This One Washington Memorandum of Understanding Between Washington Municipalities is signed this _____ day of _____, 2022 by:

Name & Title _____

On behalf of _____

4894-0031-1574, v. 2



EXHIBIT A



OPIOID ABATEMENT STRATEGIES

PART ONE: TREATMENT

A. TREAT OPIOID USE DISORDER (OUD)

Support treatment of Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions, co-usage, and/or co-addiction through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Expand availability of treatment for OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including all forms of Medication-Assisted Treatment (MAT) approved by the U.S. Food and Drug Administration.
2. Support and reimburse services that include the full American Society of Addiction Medicine (ASAM) continuum of care for OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including but not limited to:
 - a. Medication-Assisted Treatment (MAT);
 - b. Abstinence-based treatment;
 - c. Treatment, recovery, or other services provided by states, subdivisions, community health centers; non-for-profit providers; or for-profit providers;
 - d. Treatment by providers that focus on OUD treatment as well as treatment by providers that offer OUD treatment along with treatment for other SUD/MH conditions, co-usage, and/or co-addiction; or
 - e. Evidence-informed residential services programs, as noted below.
3. Expand telehealth to increase access to treatment for OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including MAT, as well as counseling, psychiatric support, and other treatment and recovery support services.
4. Improve oversight of Opioid Treatment Programs (OTPs) to assure evidence-based, evidence-informed, or promising practices such as adequate methadone dosing.
5. Support mobile intervention, treatment, and recovery services, offered by qualified professionals and service providers, such as peer recovery coaches, for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction and for persons who have experienced an opioid overdose.
6. Support treatment of mental health trauma resulting from the traumatic experiences of the opioid user (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose).



or overdose fatality), and training of health care personnel to identify and address such trauma.

7. Support detoxification (detox) and withdrawal management services for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including medical detox, referral to treatment, or connections to other services or supports.
8. Support training on MAT for health care providers, students, or other supporting professionals, such as peer recovery coaches or recovery outreach specialists, including telementoring to assist community-based providers in rural or underserved areas.
9. Support workforce development for addiction professionals who work with persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.
10. Provide fellowships for addiction medicine specialists for direct patient care, instructors, and clinical research for treatments.
11. Provide funding and training for clinicians to obtain a waiver under the federal Drug Addiction Treatment Act of 2000 (DATA 2000) to prescribe MAT for OUD, and provide technical assistance and professional support to clinicians who have obtained a DATA 2000 waiver.
12. Support the dissemination of web-based training curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service-Opioids web-based training curriculum and motivational interviewing.
13. Support the development and dissemination of new curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service for Medication-Assisted Treatment.

B. SUPPORT PEOPLE IN TREATMENT AND RECOVERY

Support people in treatment for and recovery from OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Provide the full continuum of care of recovery services for OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including supportive housing, residential treatment, medical detox services, peer support services and counseling, community navigators, case management, and connections to community-based services.
2. Provide counseling, peer-support, recovery case management and residential treatment with access to medications for those who need it to persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.



3. Provide access to housing for people with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including supportive housing, recovery housing, housing assistance programs, or training for housing providers.
4. Provide community support services, including social and legal services, to assist in deinstitutionalizing persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.
5. Support or expand peer-recovery centers, which may include support groups, social events, computer access, or other services for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.
6. Provide employment training or educational services for persons in treatment for or recovery from OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.
7. Identify successful recovery programs such as physician, pilot, and college recovery programs, and provide support and technical assistance to increase the number and capacity of high-quality programs to help those in recovery.
8. Engage non-profits, faith-based communities, and community coalitions to support people in treatment and recovery and to support family members in their efforts to manage the opioid user in the family.
9. Provide training and development of procedures for government staff to appropriately interact and provide social and other services to current and recovering opioid users, including reducing stigma.
10. Support stigma reduction efforts regarding treatment and support for persons with OUD, including reducing the stigma on effective treatment.

**C. CONNECT PEOPLE WHO NEED HELP TO THE HELP THEY NEED
(CONNECTIONS TO CARE)**

Provide connections to care for people who have – or are at risk of developing – OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Ensure that health care providers are screening for OUD and other risk factors and know how to appropriately counsel and treat (or refer if necessary) a patient for OUD treatment.
2. Support Screening, Brief Intervention and Referral to Treatment (SBIRT) programs to reduce the transition from use to disorders.
3. Provide training and long-term implementation of SBIRT in key systems (health, schools, colleges, criminal justice, and probation), with a focus on youth and young adults when transition from misuse to opioid disorder is common.



4. Purchase automated versions of SBIRT and support ongoing costs of the technology.
5. Support training for emergency room personnel treating opioid overdose patients on post-discharge planning, including community referrals for MAT, recovery case management or support services.
6. Support hospital programs that transition persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, or persons who have experienced an opioid overdose, into community treatment or recovery services through a bridge clinic or similar approach.
7. Support crisis stabilization centers that serve as an alternative to hospital emergency departments for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction or persons that have experienced an opioid overdose.
8. Support the work of Emergency Medical Systems, including peer support specialists, to connect individuals to treatment or other appropriate services following an opioid overdose or other opioid-related adverse event.
9. Provide funding for peer support specialists or recovery coaches in emergency departments, detox facilities, recovery centers, recovery housing, or similar settings; offer services, supports, or connections to care to persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction or to persons who have experienced an opioid overdose.
10. Provide funding for peer navigators, recovery coaches, care coordinators, or care managers that offer assistance to persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction or to persons who have experienced on opioid overdose.
11. Create or support school-based contacts that parents can engage with to seek immediate treatment services for their child; and support prevention, intervention, treatment, and recovery programs focused on young people.
12. Develop and support best practices on addressing OUD in the workplace.
13. Support assistance programs for health care providers with OUD.
14. Engage non-profits and the faith community as a system to support outreach for treatment.
15. Support centralized call centers that provide information and connections to appropriate services and supports for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.
16. Create or support intake and call centers to facilitate education and access to treatment, prevention, and recovery services for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.



17. Develop or support a National Treatment Availability Clearinghouse – a multistate/nationally accessible database whereby health care providers can list locations for currently available in-patient and out-patient OUD treatment services that are accessible on a real-time basis by persons who seek treatment.

D. ADDRESS THE NEEDS OF CRIMINAL-JUSTICE-INVOLVED PERSONS

Address the needs of persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction who are involved – or are at risk of becoming involved – in the criminal justice system through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Support pre-arrest or post-arrest diversion and deflection strategies for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including established strategies such as:
 - a. Self-referral strategies such as the Angel Programs or the Police Assisted Addiction Recovery Initiative (PAARI);
 - b. Active outreach strategies such as the Drug Abuse Response Team (DART) model;
 - c. “Naloxone Plus” strategies, which work to ensure that individuals who have received naloxone to reverse the effects of an overdose are then linked to treatment programs or other appropriate services;
 - d. Officer prevention strategies, such as the Law Enforcement Assisted Diversion (LEAD) model;
 - e. Officer intervention strategies such as the Leon County, Florida Adult Civil Citation Network or the Chicago Westside Narcotics Diversion to Treatment Initiative;
 - f. Co-responder and/or alternative responder models to address OUD-related 911 calls with greater SUD expertise and to reduce perceived barriers associated with law enforcement 911 responses; or
 - g. County prosecution diversion programs, including diversion officer salary, only for counties with a population of 50,000 or less. Any diversion services in matters involving opioids must include drug testing, monitoring, or treatment.
2. Support pre-trial services that connect individuals with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction to evidence-informed treatment, including MAT, and related services.
3. Support treatment and recovery courts for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, but only if these courts provide referrals to evidence-informed treatment, including MAT.



4. Provide evidence-informed treatment, including MAT, recovery support, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction who are incarcerated in jail or prison.
5. Provide evidence-informed treatment, including MAT, recovery support, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction who are leaving jail or prison have recently left jail or prison, are on probation or parole, are under community corrections supervision, or are in re-entry programs or facilities.
6. Support critical time interventions (CTI), particularly for individuals living with dual-diagnosis OUD/serious mental illness, and services for individuals who face immediate risks and service needs and risks upon release from correctional settings.
7. Provide training on best practices for addressing the needs of criminal-justice-involved persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction to law enforcement, correctional, or judicial personnel or to providers of treatment, recovery, case management, or other services offered in connection with any of the strategies described in this section.

E. ADDRESS THE NEEDS OF PREGNANT OR PARENTING WOMEN AND THEIR FAMILIES, INCLUDING BABIES WITH NEONATAL ABSTINENCE SYNDROME

Address the needs of pregnant or parenting women with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, and the needs of their families, including babies with neonatal abstinence syndrome, through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Support evidence-based, evidence-informed, or promising treatment, including MAT, recovery services and supports, and prevention services for pregnant women – or women who could become pregnant – who have OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, and other measures to educate and provide support to families affected by Neonatal Abstinence Syndrome.
2. Provide training for obstetricians or other healthcare personnel that work with pregnant women and their families regarding treatment of OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.
3. Provide training to health care providers who work with pregnant or parenting women on best practices for compliance with federal requirements that children born with Neonatal Abstinence Syndrome get referred to appropriate services and receive a plan of safe care.
4. Provide enhanced support for children and family members suffering trauma as a result of addiction in the family; and offer trauma-informed behavioral health treatment for adverse childhood events.



5. Offer enhanced family supports and home-based wrap-around services to persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including but not limited to parent skills training.
6. Support for Children's Services – Fund additional positions and services, including supportive housing and other residential services, relating to children being removed from the home and/or placed in foster care due to custodial opioid use.

PART TWO: PREVENTION

F. PREVENT OVER-PRESCRIBING AND ENSURE APPROPRIATE PRESCRIBING AND DISPENSING OF OPIOIDS

Support efforts to prevent over-prescribing and ensure appropriate prescribing and dispensing of opioids through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Training for health care providers regarding safe and responsible opioid prescribing, dosing, and tapering patients off opioids.
2. Academic counter-detailing to educate prescribers on appropriate opioid prescribing.
3. Continuing Medical Education (CME) on appropriate prescribing of opioids.
4. Support for non-opioid pain treatment alternatives, including training providers to offer or refer to multi-modal, evidence-informed treatment of pain.
5. Support enhancements or improvements to Prescription Drug Monitoring Programs (PDMPs), including but not limited to improvements that:
 - a. Increase the number of prescribers using PDMPs;
 - b. Improve point-of-care decision-making by increasing the quantity, quality, or format of data available to prescribers using PDMPs or by improving the interface that prescribers use to access PDMP data, or both; or
 - c. Enable states to use PDMP data in support of surveillance or intervention strategies, including MAT referrals and follow-up for individuals identified within PDMP data as likely to experience OUD.
6. Development and implementation of a national PDMP – Fund development of a multistate/national PDMP that permits information sharing while providing appropriate safeguards on sharing of private health information, including but not limited to:
 - a. Integration of PDMP data with electronic health records, overdose episodes, and decision support tools for health care providers relating to OUD.



- b. Ensuring PDMPs incorporate available overdose/naloxone deployment data, including the United States Department of Transportation's Emergency Medical Technician overdose database.
7. Increase electronic prescribing to prevent diversion or forgery.
8. Educate Dispensers on appropriate opioid dispensing.

G. PREVENT MISUSE OF OPIOIDS

Support efforts to discourage or prevent misuse of opioids through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Corrective advertising or affirmative public education campaigns based on evidence.
2. Public education relating to drug disposal.
3. Drug take-back disposal or destruction programs.
4. Fund community anti-drug coalitions that engage in drug prevention efforts.
5. Support community coalitions in implementing evidence-informed prevention, such as reduced social access and physical access, stigma reduction – including staffing, educational campaigns, support for people in treatment or recovery, or training of coalitions in evidence-informed implementation, including the Strategic Prevention Framework developed by the U.S. Substance Abuse and Mental Health Services Administration (SAMHSA).
6. Engage non-profits and faith-based communities as systems to support prevention.
7. Support evidence-informed school and community education programs and campaigns for students, families, school employees, school athletic programs, parent-teacher and student associations, and others.
8. School-based or youth-focused programs or strategies that have demonstrated effectiveness in preventing drug misuse and seem likely to be effective in preventing the uptake and use of opioids.
9. Support community-based education or intervention services for families, youth, and adolescents at risk for OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.
10. Support evidence-informed programs or curricula to address mental health needs of young people who may be at risk of misusing opioids or other drugs, including emotional modulation and resilience skills.
11. Support greater access to mental health services and supports for young people, including services and supports provided by school nurses or other school staff, to



address mental health needs in young people that (when not properly addressed) increase the risk of opioid or other drug misuse.

H. PREVENT OVERDOSE DEATHS AND OTHER HARMS

Support efforts to prevent or reduce overdose deaths or other opioid-related harms through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Increase availability and distribution of naloxone and other drugs that treat overdoses for first responders, overdose patients, opioid users, families and friends of opioid users, schools, community navigators and outreach workers, drug offenders upon release from jail/prison, or other members of the general public.
2. Provision by public health entities of free naloxone to anyone in the community, including but not limited to provision of intra-nasal naloxone in settings where other options are not available or allowed.
3. Training and education regarding naloxone and other drugs that treat overdoses for first responders, overdose patients, patients taking opioids, families, schools, and other members of the general public.
4. Enable school nurses and other school staff to respond to opioid overdoses, and provide them with naloxone, training, and support.
5. Expand, improve, or develop data tracking software and applications for overdoses/naloxone revivals.
6. Public education relating to emergency responses to overdoses.
7. Public education relating to immunity and Good Samaritan laws.
8. Educate first responders regarding the existence and operation of immunity and Good Samaritan laws.
9. Expand access to testing and treatment for infectious diseases such as HIV and Hepatitis C resulting from intravenous opioid use.
10. Support mobile units that offer or provide referrals to treatment, recovery supports, health care, or other appropriate services to persons that use opioids or persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.
11. Provide training in treatment and recovery strategies to health care providers, students, peer recovery coaches, recovery outreach specialists, or other professionals that provide care to persons who use opioids or persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.
12. Support screening for fentanyl in routine clinical toxicology testing.



PART THREE: OTHER STRATEGIES

I. FIRST RESPONDERS

In addition to items C8, D1 through D7, H1, H3, and H8, support the following:

1. Current and future law enforcement expenditures relating to the opioid epidemic.
2. Educate law enforcement or other first responders regarding appropriate practices and precautions when dealing with fentanyl or other drugs.

J. LEADERSHIP, PLANNING AND COORDINATION

Support efforts to provide leadership, planning, and coordination to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Community regional planning to identify goals for reducing harms related to the opioid epidemic, to identify areas and populations with the greatest needs for treatment intervention services, or to support other strategies to abate the opioid epidemic described in this opioid abatement strategy list.
2. A government dashboard to track key opioid-related indicators and supports as identified through collaborative community processes.
3. Invest in infrastructure or staffing at government or not-for-profit agencies to support collaborative, cross-system coordination with the purpose of preventing overprescribing, opioid misuse, or opioid overdoses, treating those with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, supporting them in treatment or recovery, connecting them to care, or implementing other strategies to abate the opioid epidemic described in this opioid abatement strategy list.
4. Provide resources to staff government oversight and management of opioid abatement programs.

K. TRAINING

In addition to the training referred to in various items above, support training to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Provide funding for staff training or networking programs and services to improve the capability of government, community, and not-for-profit entities to abate the opioid crisis.
2. Invest in infrastructure and staffing for collaborative cross-system coordination to prevent opioid misuse, prevent overdoses, and treat those with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, or implement other



strategies to abate the opioid epidemic described in this opioid abatement strategy list (e.g., health care, primary care, pharmacies, PDMPs, etc.).

L. RESEARCH

Support opioid abatement research that may include, but is not limited to, the following:

1. Monitoring, surveillance, and evaluation of programs and strategies described in this opioid abatement strategy list.
2. Research non-opioid treatment of chronic pain.
3. Research on improved service delivery for modalities such as SBIRT that demonstrate promising but mixed results in populations vulnerable to opioid use disorders.
4. Research on innovative supply-side enforcement efforts such as improved detection of mail-based delivery of synthetic opioids.
5. Expanded research on swift/certain/fair models to reduce and deter opioid misuse within criminal justice populations that build upon promising approaches used to address other substances (e.g. Hawaii HOPE and Dakota 24/7).
6. Research on expanded modalities such as prescription methadone that can expand access to MAT.



EXHIBIT B

County	Local Government	% Allocation
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Adams County

Adams County	0.1638732475%
Hatton	
Lind	
Othello	
Ritzville	
Washtucna	
County Total:	0.1638732475%

Asotin County

Asotin County	0.4694498386%
Asotin	
Clarkston	
County Total:	0.4694498386%

Benton County

Benton County	1.4848831892%
Benton City	
Kennewick	0.5415650564%
Prosser	
Richland	0.4756779517%
West Richland	0.0459360490%
County Total:	2.5480622463%

Chelan County

Chelan County	0.7434914485%
Cashmere	
Chelan	
Entiat	
Leavenworth	
Wenatchee	0.2968333494%
County Total:	1.0403247979%

Clallam County

Clallam County	1.3076983401%
Forks	
Port Angeles	0.4598370527%
Sequim	
County Total:	1.7675353928%



EXHIBIT B

County	Local Government	% Allocation
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Clark County

Clark County	4.5149775326%
Battle Ground	0.1384729857%
Camas	0.2691592724%
La Center	
Ridgefield	
Vancouver	1.7306605325%
Washougal	0.1279328220%
Woodland***	
Yacolt	
County Total: 6.7812031452%	

Columbia County

Columbia County	0.0561699537%
Dayton	
Starbuck	
County Total: 0.0561699537%	

Cowlitz County

Cowlitz County	1.7226945990%
Castle Rock	
Kalama	
Kelso	0.1331145270%
Longview	0.6162736905%
Woodland***	
County Total: 2.4720828165%	

Douglas County

Douglas County	0.3932175175%
Bridgeport	
Coulee Dam***	
East Wenatchee	0.0799810865%
Mansfield	
Rock Island	
Waterville	
County Total: 0.4731986040%	

Ferry County

Ferry County	0.1153487994%
Republic	
County Total: 0.1153487994%	



EXHIBIT B

County	Local Government	% Allocation
<u>Franklin County</u>		
	Franklin County	0.3361237144%
	Connell	
	Kahlotus	
	Mesa	
	Pasco	0.4278056066%
	County Total:	0.7639293210%
<u>Garfield County</u>		
	Garfield County	0.0321982209%
	Pomeroy	
	County Total:	0.0321982209%
<u>Grant County</u>		
	Grant County	0.9932572167%
	Coulee City	
	Coulee Dam***	
	Electric City	
	Ephrata	
	George	
	Grand Coulee	
	Hartline	
	Krupp	
	Mattawa	
	Moses Lake	0.2078293909%
	Quincy	
	Royal City	
	Soap Lake	
	Warden	
	Wilson Creek	
	County Total:	1.2010866076%

*** - Local Government appears in multiple counties B-



EXHIBIT B

County	Local Government	% Allocation
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Grays Harbor County

Grays Harbor County	0.9992429138%
Aberdeen	0.2491525333%
Cosmopolis	
Elma	
Hoquiam	
McCleary	
Montesano	
Oakville	
Ocean Shores	
Westport	
County Total:	1.2483954471%

Island County

Island County	0.6820422610%
Coupeville	
Langley	
Oak Harbor	0.2511550431%
County Total:	0.9331973041%

Jefferson County

Jefferson County	0.4417137380%
Port Townsend	
County Total:	0.4417137380%



EXHIBIT B

County	Local Government	% Allocation
King County		
	King County	13.9743722662%
	Algona	
	Auburn***	0.2622774917%
	Beaux Arts Village	
	Bellevue	1.1300592573%
	Black Diamond	
	Bothell***	0.1821602716%
	Burien	0.0270962921%
	Carnation	
	Clyde Hill	
	Covington	0.0118134406%
	Des Moines	0.1179764526%
	Duvall	
	Enumclaw***	0.0537768326%
	Federal Way	0.3061452240%
	Hunts Point	
	Issaquah	0.1876240107%
	Kenmore	0.0204441024%
	Kent	0.5377397676%
	Kirkland	0.5453525246%
	Lake Forest Park	0.0525439124%
	Maple Valley	0.0093761587%
	Medina	
	Mercer Island	0.1751797481%
	Milton***	
	Newcastle	0.0033117880%
	Normandy Park	
	North Bend	
	Pacific***	
	Redmond	0.4839486007%
	Renton	0.7652626920%
	Sammamish	0.0224369090%
	SeaTac	0.1481551278%
	Seattle	6.6032403816%
	Shoreline	0.0435834501%
	Skykomish	
	Snoqualmie	0.0649164481%
	Tukwila	0.3032205739%
	Woodinville	0.0185516364%
	Yarrow Point	
County Total:		26.0505653608%

*** - Local Government appears in multiple counties B-



EXHIBIT B

County	Local Government	% Allocation
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Kitsap County

Kitsap County	2.6294133668%
Bainbridge Island	0.1364686014%
Bremerton	0.6193374389%
Port Orchard	0.1009497162%
Poulsbo	0.0773748246%
County Total:	3.5635439479%

Kittitas County

Kittitas County	0.3855704683%
Cle Elum	
Ellensburg	0.0955824915%
Kittitas	
Roslyn	
South Cle Elum	
County Total:	0.4811529598%

Klickitat County

Klickitat County	0.2211673457%
Bingen	
Goldendale	
White Salmon	
County Total:	0.2211673457%

Lewis County

Lewis County	1.0777377479%
Centralia	0.1909990353%
Chehalis	
Morton	
Mossyrock	
Napavine	
Pe Ell	
Toledo	
Vader	
Winlock	
County Total:	1.2687367832%



EXHIBIT B

County	Local Government	% Allocation
<u>Lincoln County</u>		
	Lincoln County	0.1712669645%
	Almira	
	Creston	
	Davenport	
	Harrington	
	Odessa	
	Reardan	
	Sprague	
	Wilbur	
	County Total:	0.1712669645%
<u>Mason County</u>		
	Mason County	0.8089918012%
	Shelton	0.1239179888%
	County Total:	0.9329097900%
<u>Okanogan County</u>		
	Okanogan County	0.6145043345%
	Brewster	
	Conconully	
	Coulee Dam***	
	Elmer City	
	Nespelem	
	Okanogan	
	Omak	
	Oroville	
	Pateros	
	Riverside	
	Tonasket	
	Twisp	
	Winthrop	
	County Total:	0.6145043345%
<u>Pacific County</u>		
	Pacific County	0.4895416466%
	Ilwaco	
	Long Beach	
	Raymond	
	South Bend	
	County Total:	0.4895416466%

*** - Local Government appears in multiple counties B-7



EXHIBIT B

County	Local Government	% Allocation
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Pend Oreille County

Pend Oreille County	0.2566374940%
Cusick	
Ione	
Metaldine	
Metaldine Falls	
Newport	

County Total: 0.2566374940%**Pierce County**

Pierce County	7.2310164020%
Auburn***	0.0628522112%
Bonney Lake	0.1190773864%
Buckley	
Carbonado	
DuPont	
Eatonville	
Edgewood	0.0048016791%
Enumclaw***	0.0000000000%
Fife	0.1955185481%
Fircrest	
Gig Harbor	0.0859963345%
Lakewood	0.5253640894%
Milton***	
Orting	
Pacific***	
Puyallup	0.3845704814%
Roy	
Ruston	
South Prairie	
Steilacoom	
Sumner	0.1083157569%
Tacoma	3.2816374617%
University Place	0.0353733363%
Wilkeson	

County Total: 12.0345236870%**San Juan County**

San Juan County	0.2101495171%
Friday Harbor	

County Total: 0.2101495171%

EXHIBIT B

County	Local Government	% Allocation
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Skagit County

Skagit County	1.0526023961%
Anacortes	0.1774962906%
Burlington	0.1146861661%
Concrete	
Hamilton	
La Conner	
Lyman	
Mount Vernon	0.2801063665%
Sedro-Woolley	0.0661146351%
County Total:	1.6910058544%

Skamania County

Skamania County	0.1631931925%
North Bonneville	
Stevenson	
County Total:	0.1631931925%

Snohomish County

Snohomish County	6.9054415622%
Arlington	0.2620524080%
Bothell***	0.2654558588%
Brier	
Darrington	
Edmonds	0.3058936009%
Everett	1.9258363241%
Gold Bar	
Granite Falls	
Index	
Lake Stevens	0.1385202891%
Lynnwood	0.7704629214%
Marysville	0.3945067827%
Mill Creek	0.1227939546%
Monroe	0.1771621898%
Mountlake Terrace	0.2108935805%
Mukilteo	0.2561790702%
Snohomish	0.0861097964%
Starwood	
Sultan	
Woodway	
County Total:	11.8213083387%

*** - Local Government appears in multiple counties B-9



EXHIBIT B

County	Local Government	% Allocation
<u>Spokane County</u>		
	Spokane County	5.5623859292%
	Airway Heights	
	Cheney	0.1238454349%
	Deer Park	
	Fairfield	
	Latah	
	Liberty Lake	0.0389636519%
	Medical Lake	
	Millwood	
	Rockford	
	Spangle	
	Spokane	3.0872078287%
	Spokane Valley	0.0684217500%
	Waverly	
	County Total:	8.8808245947%
<u>Stevens County</u>		
	Stevens County	0.7479240179%
	Chewelah	
	Colville	
	Kettle Falls	
	Marcus	
	Northport	
	Springdale	
	County Total:	0.7479240179%
<u>Thurston County</u>		
	Thurston County	2.3258492094%
	Bucoda	
	Lacey	0.2348627221%
	Olympia	0.6039423385%
	Rainier	
	Tenino	
	Tumwater	0.2065982350%
	Yelm	
	County Total:	3.3712525050%
<u>Wahkiakum County</u>		
	Wahkiakum County	0.0596582197%
	Cathlamet	
	County Total:	0.0596582197%



EXHIBIT B

County	Local Government	% Allocation
<u>Walla Walla County</u>		
	Walla Walla County	0.5543870294%
	College Place	
	Prescott	
	Waitsburg	
	Walla Walla	0.3140768654%
	County Total:	0.8684638948%
<u>Whatcom County</u>		
	Whatcom County	1.3452637306%
	Bellingham	0.8978614577%
	Blaine	
	Everson	
	Ferndale	0.0646101891%
	Lynden	0.0827115612%
	Nooksack	
	Sumas	
	County Total:	2.3904469386%
<u>Whitman County</u>		
	Whitman County	0.2626805837%
	Albion	
	Colfax	
	Colton	
	Endicott	
	Farmington	
	Garfield	
	LaCrosse	
	Lamont	
	Malden	
	Oakesdale	
	Palouse	
	Pullman	0.2214837491%
	Rosalia	
	St. John	
	Tekoa	
	Uniontown	
	County Total:	0.4841643328%



EXHIBIT B

County	Local Government	% Allocation
<u>Yakima County</u>		
	Yakima County	1.9388392959%
	Grandview	0.0530606109%
	Granger	
	Harrah	
	Mabton	
	Moxee	
	Naches	
	Selah	
	Sunnyside	0.1213478384%
	Tieton	
	Toppenish	
	Union Gap	
	Wapato	
	Yakima	0.6060410539%
	Zillah	
	County Total:	2.7192887991%



Exhibit C



KING COUNTY REGIONAL AGREEMENT

King County intends to explore coordination with its cities and towns to facilitate a Regional Agreement for Opioid Fund allocation. Should some cities and towns choose not to participate in a Regional Agreement, this shall not preclude coordinated allocation for programs and services between the County and those cities and towns who elect to pursue a Regional Agreement. As contemplated in C.5 of the MOU, any Regional Agreement shall comply with the terms of the MOU and any Settlement. If no Regional Agreement is achieved, the default methodology for allocation in C.4 of the MOU shall apply.





City of Longview

Agenda Summary

BID REVIEW – #4 WELL MOTOR AND PUMP REBUILD FOR MINT FARM TREATMENT PLAN

RECOMMENDED ACTION:

MOTION TO ACCEPT THE LOW BID AND AWARD TO UTILITIES SERVICE COMPANY INC IN THE AMOUNT OF \$64,968.10

COUNCIL INITIATIVE ADDRESSED:

Provide sustainable water quality & environmental infrastructure

CITY ATTORNEY REVIEW: N/A

SUMMARY STATEMENT:

This project provides for replacement of #4 Well Motor and Pump Rebuild for Mint Farm Treatment Plan.

On August 21, 2024, two quotes were received as follows:

\$64,968.10 - Utilities Service Company Inc, Seattle WA

\$58,003.22 – Triangle Pump and Equipment, Ridgefield WA - Non-responsive

\$65,000.00 - Engineer's Estimate

One quote received was determined to be regular and responsive. The bid received from Triangle Pump and Equipment was determined to be non-responsive because their bid contained counter proposal and excluded some of the work required in the quote.

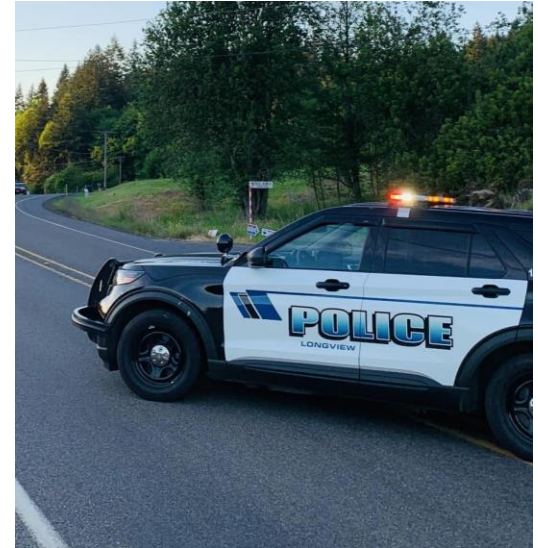
FINANCIAL SUMMARY:

This project is funded through the filter construction fund.

STAFF CONTACT:

Brian Steveson, Utility Manager

Attachments: None



Annual Report 2023

Chief Robert Huhta

Longview Police Department Mission Statement and Core Values

Longview Police Department Mission Statement:

The mission of the Longview Police Department is to lead our community's fight against crime and injustice, enforce the law impartially, preserve the peace and protect the rights of all.

Core Values

- **Integrity** without compromise
- **Courage** in adversity
- **Teamwork** above self
- **Service** above all

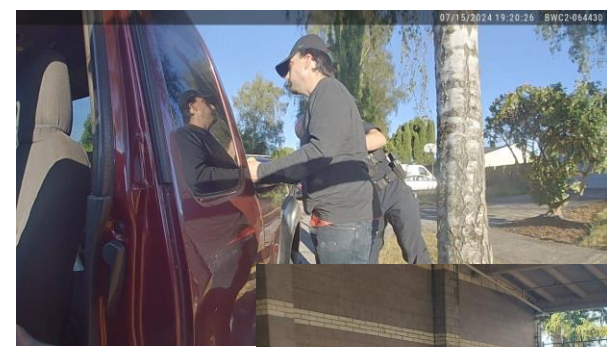




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2023 Police Accomplishments

- Peer Support Team up and running
- Creation of the Wellness Team
- Hired another evidence technician
- Expanded the Behavioral Health Unit
- Built Animal Control Program



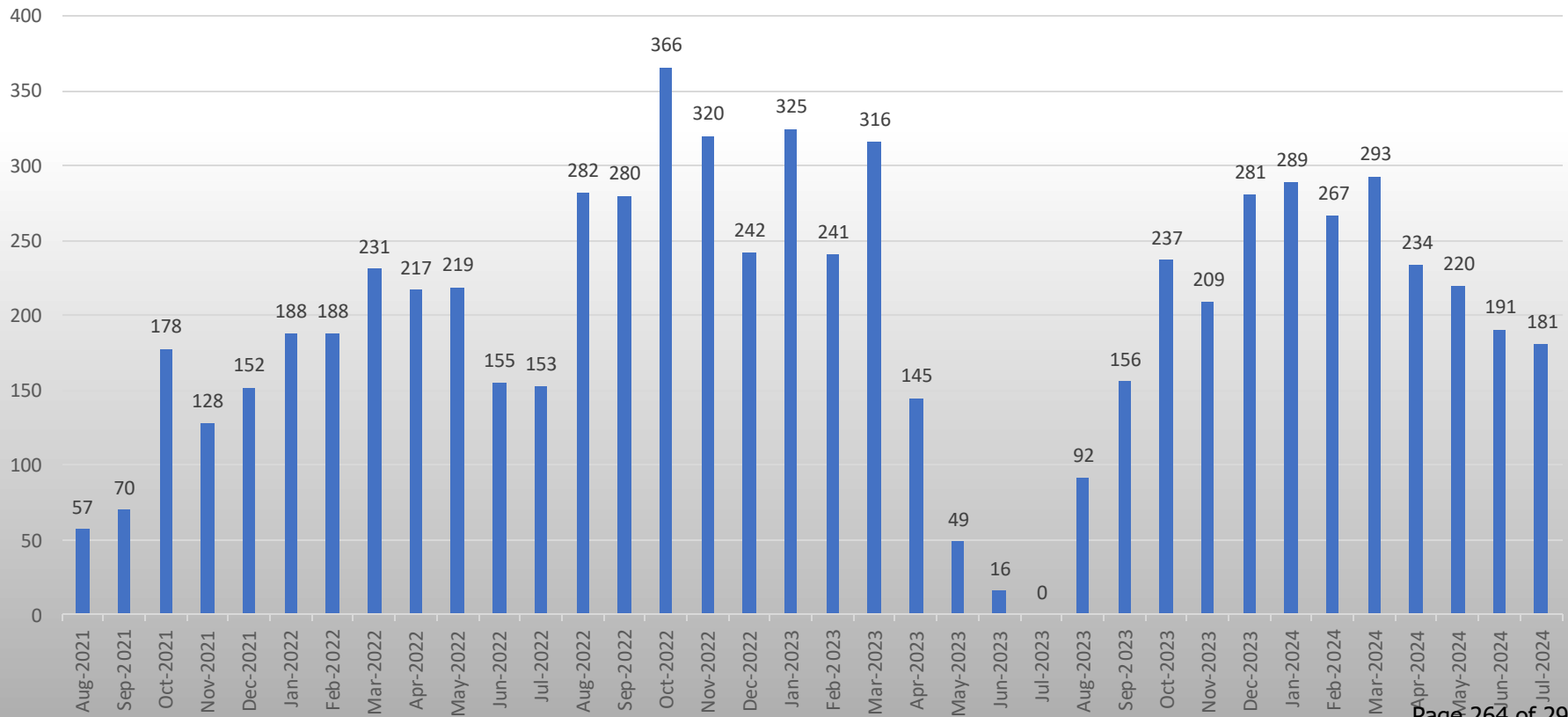


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Behavioral Health Unit

- (Some contacts involve the same individuals) April 2023 – reporting requirements changed and only include WASPC funded BHU staff. July 2023 BHU transitioned to within the Longview Police Department and there was no one staffed during this time to make contacts.

Total # of Contacts





Crisis Calls for Service

Call Type	2017	2018	2019	2020	2021	2022	2023
ITA	147	199	175	166	100	146	171
MENTAL	357	472	454	488	657	696	634
OD	112	92	87	94	108	126	150
SUICI	211	234	164	156	166	165	122
WELF	1803	1729	1590	1525	1711	1606	1741
DISORD	740	800	745	613	780	939	750
UNWANT	1014	1155	1317	906	1194	1767	1603
TOTAL	4384	4681	4532	3948	4716	5445	5153

Street Crimes Unit

Recovered in 2023:

Cocaine- 6.75 lbs

Meth- 9.75 lbs

Heroin- .6 lbs

Fentanyl- 6.35 lbs

Marijuana- 12 lbs

Guns- 16

Currency- \$81,000

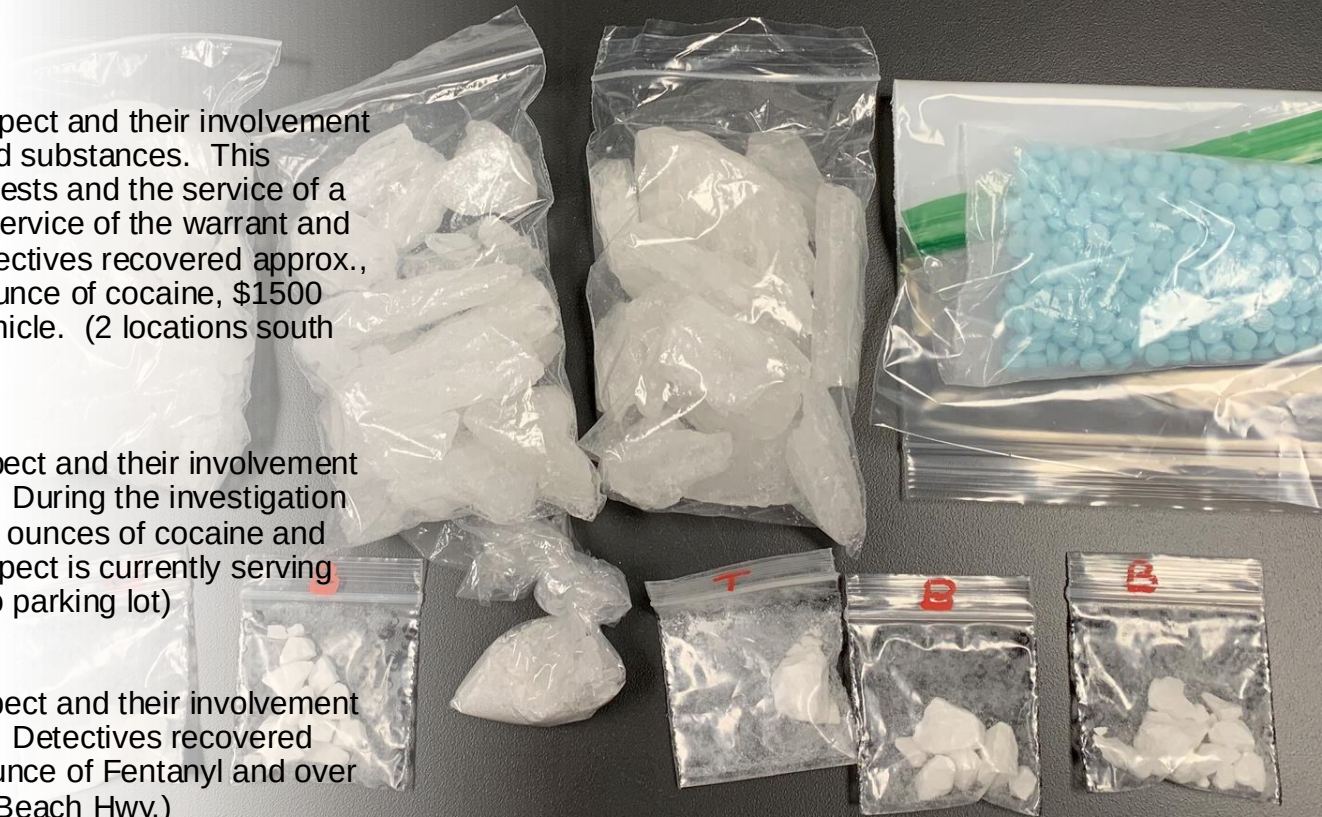
Vehicles- 4

- Served a search warrant at 1800 block of Alabama St. after an ongoing investigation into the distribution of Methamphetamine and Fentanyl. Detectives recovered 2.75 ounces of Methamphetamine, 1 pound of Fentanyl (blue Pills), over \$10,000 and recovered one stolen vehicle.

- Investigation regarding a suspect and their involvement in the distribution of controlled substances. This investigation included two arrests and the service of a search warrant. During the service of the warrant and subsequent investigation detectives recovered approx., 4.5 ounces of Fentanyl, ½ ounce of cocaine, \$1500 and recovered one stolen vehicle. (2 locations south Kelso)

- Investigation involving a suspect and their involvement in the distribution of cocaine. During the investigation detectives recovered over 56 ounces of cocaine and more than \$26,000. The suspect is currently serving 60 months in prison. (Winco parking lot)

- Investigation involving a suspect and their involvement in the distribution of cocaine. Detectives recovered 25.5 ounces of cocaine, ½ ounce of Fentanyl and over \$16,000. (4700 blk. Ocean Beach Hwy.)





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Patrol Highlights

In 2023, the Longview Police Department's patrol division exemplified exceptional skill and dedication in handling a variety of critical incidents, reinforcing the department's commitment to public safety and service.

- An officer was dispatched to the scene of a stabbing where a victim was suffering from a massive arterial bleed. Upon arrival, the officer found citizens applying pressure to the wound. Recognizing the severity of the situation, the officer quickly applied advanced medical techniques, stabilizing the victim and preventing further blood loss. The officer's swift actions were crucial in the victim's survival, enabling the subsequent medical airlift to a specialized facility. This incident underscores the officer's advanced training, quick thinking, and dedication to preserving life in emergency situations. While this was happening, other officers in the area successfully located and arrested this dangerous suspect
- Another significant success involved an arson investigation at a local hotel. Faced with a complex and potentially dangerous situation, the officer leading the investigation displayed outstanding diligence and intuition. Through meticulous investigative work, the officer pieced together the details of the incident, leading to the identification, arrest, and charging of the individual responsible for setting the fire. This case exemplified the officer's tenacity and skill in navigating intricate cases, ensuring justice was served, and the community was protected from further harm.
- A team of officers responded to an armed robbery at a local convenience store. Upon arrival, the officers demonstrated exemplary teamwork and strategic thinking. One officer immediately began setting up containment, anticipating the need for a possible canine track. Another officer, using keen observation skills, identified a suspect matching the description provided and initiated a foot pursuit. With coordinated efforts, the team pursued and apprehended the suspect safely, bringing a dangerous situation to a swift resolution. This incident highlighted the officers' courage, communication, and effective tactics in handling high-risk scenarios.





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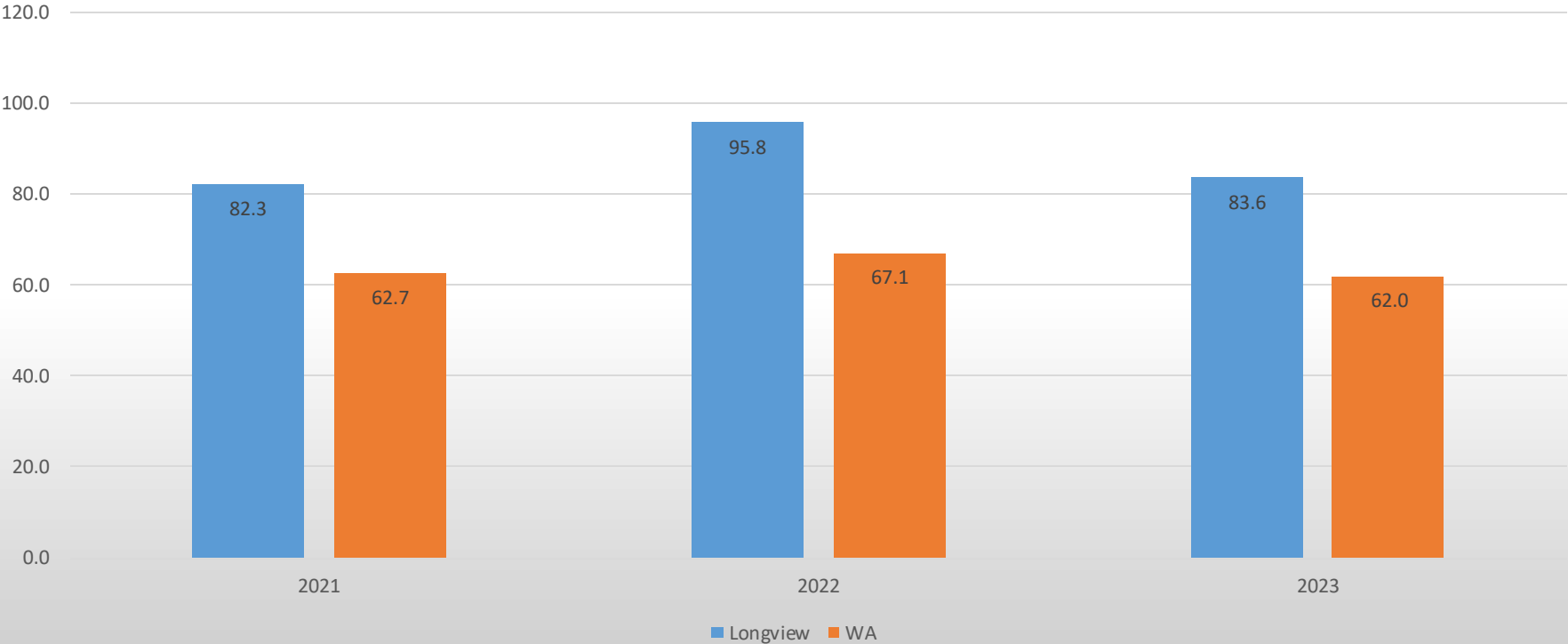
Criminal Investigations Unit Highlights

- On 2/14/21 there was a homicide in the 700 blk. of 14th Ave. Two years of investigation, crime lab analysis, and dedication by detectives led to the identification of the suspect. The suspect was arrested on 2/13/23 and is currently in custody at the Cowlitz County Jail awaiting trial.
- On 12/08/23 there was a deceased person located in the 600 blk. of 14th Ave. Investigation of the scene determined the person had been murdered early that morning while he was waiting to start his day at work. Detectives made quick work of several leads that developed through the morning. The suspect was arrested that afternoon. The weapon used in the crime and other supporting evidence was recovered. The suspect is currently in the Cowlitz County Jail awaiting trial.
- Net Nanny operation October 2023. CIU and SCU detectives participated in a multi-jurisdiction operation targeting sexual exploitation of children. The operation was coordinated by WSP Missing and Exploited Children Task Force and ran out of the Longview Police Department for three days. A total of 15 people were arrested related to the operation. Two suspects were from the Longview/Kelso area with the other twelve being from across Washington and one from Oregon. Criminal charges ranged from attempted Rape of a Child 1st Degree to Communication with a Minor for Immoral Purposes.





Longview vs WA Group A Offense Rate



LV 2023 Group A Offense rate is down 13% from 2022

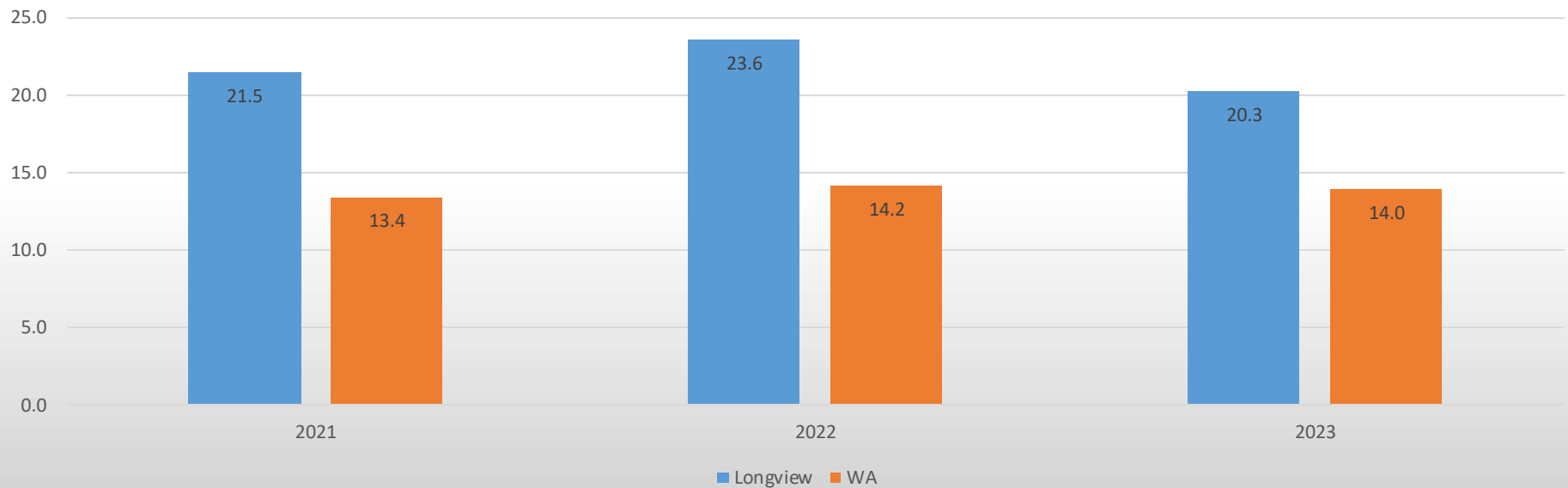
WA 2023 Group A Offense rate is down 8% from 2022

Data source: 2023 Crime in Washington WASPC Report

Group A Offenses include categories of **Persons**, **Property** and **Society** crimes



Longview and WA Group A **Persons** Crime Rate per 1000



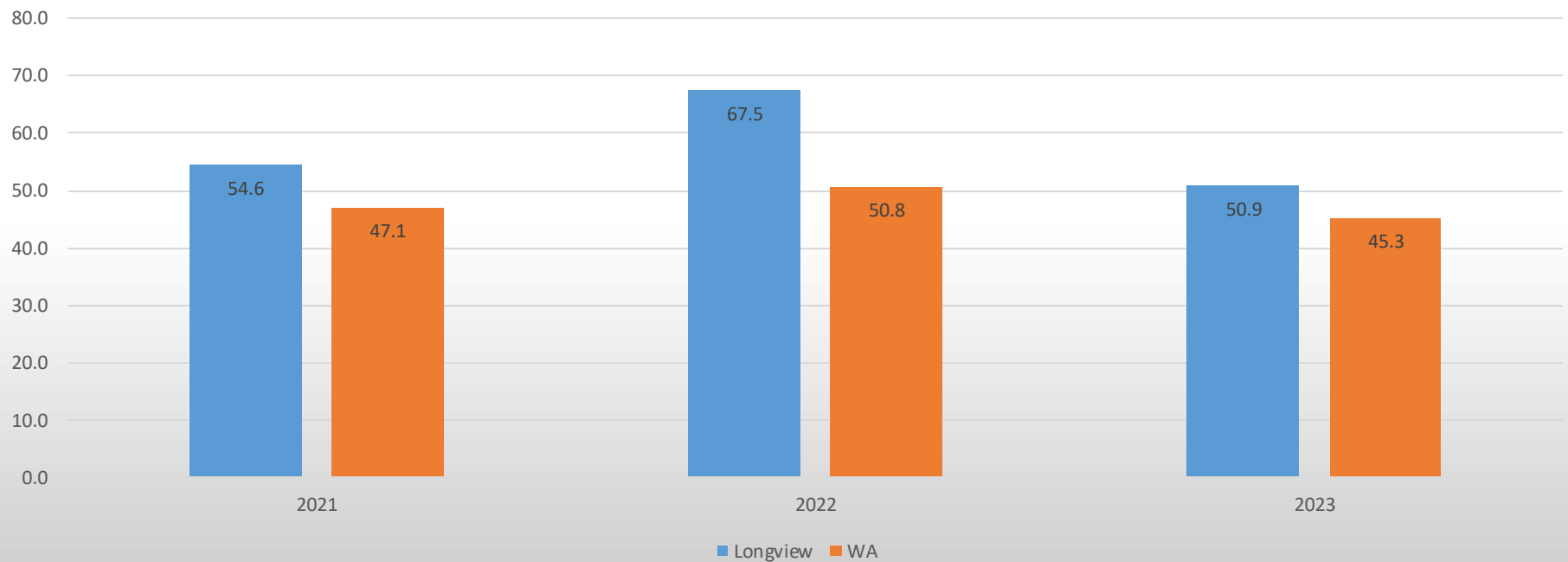
2023 LV Crimes against **Persons** rate is down 14% from 2022

2023 WA Crimes against **Persons** rate is down 1% from 2022

NIBRS Group A persons offenses include Simple & Aggravated Assault, Homicide, Sex Offenses, Intimidation, Kidnapping, Violate NCO and more (not complete list)



Longview and WA Group A *Property* Crime Rate per 1000



2023 LV Crimes against *Property* rate is down 25% from 2022

2023 WA Crimes against *Property* rate down 11% from 2022

NIBRS Group A property offenses include Robbery, Burglary, Arson, Larceny, Auto Theft, Fraud, Stolen Property, Vandalism and more (not complete list)



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Longview and WA Group A Society Crime Rate
per 1000 population



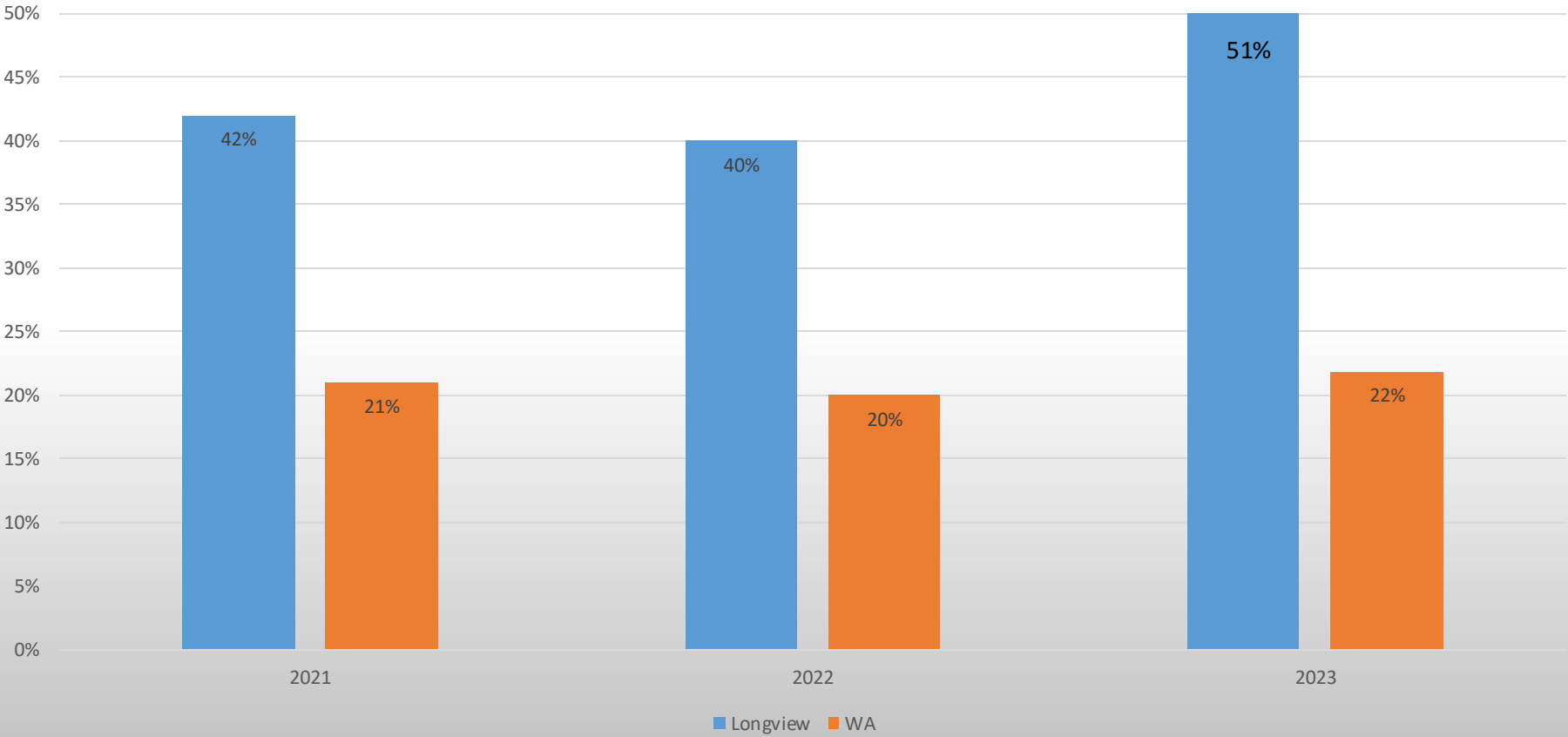
2023 LV Crimes against Society rate is up 160% from 2022
2023 WA Crimes against Society rate is up 21% from 2022

NIBRS Group A Society offenses include Drug violations, Pornography, Gambling, Prostitution, Weapons offenses and Animal Cruelty. It is important to note that drug laws changed in 2023 allowing for more arrests, which explains the significant increase in crimes against society rate.



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Longview vs WA Clearance Rates

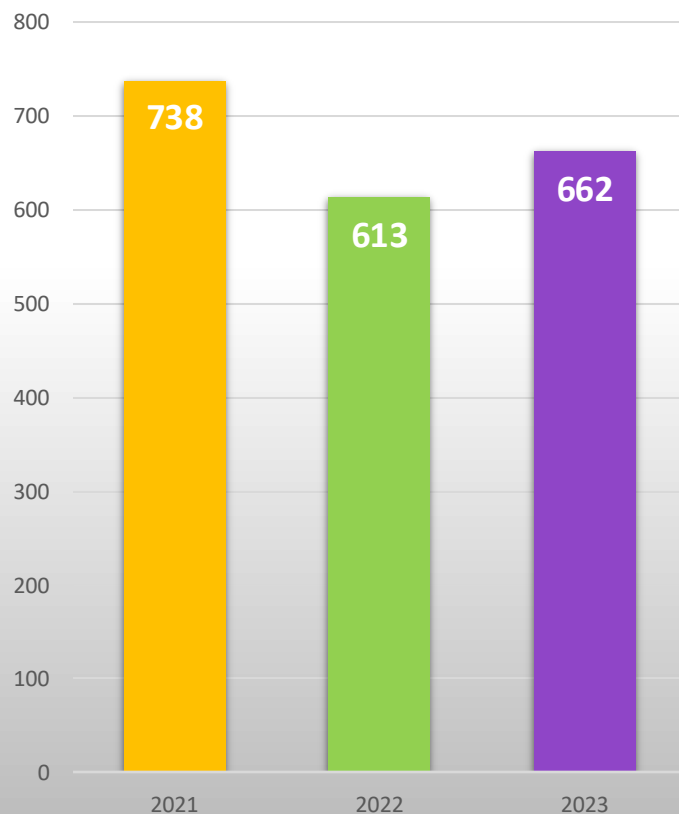


LV clearance rate is up 27% from 2022
WA clearance rate is up 9% from 2022

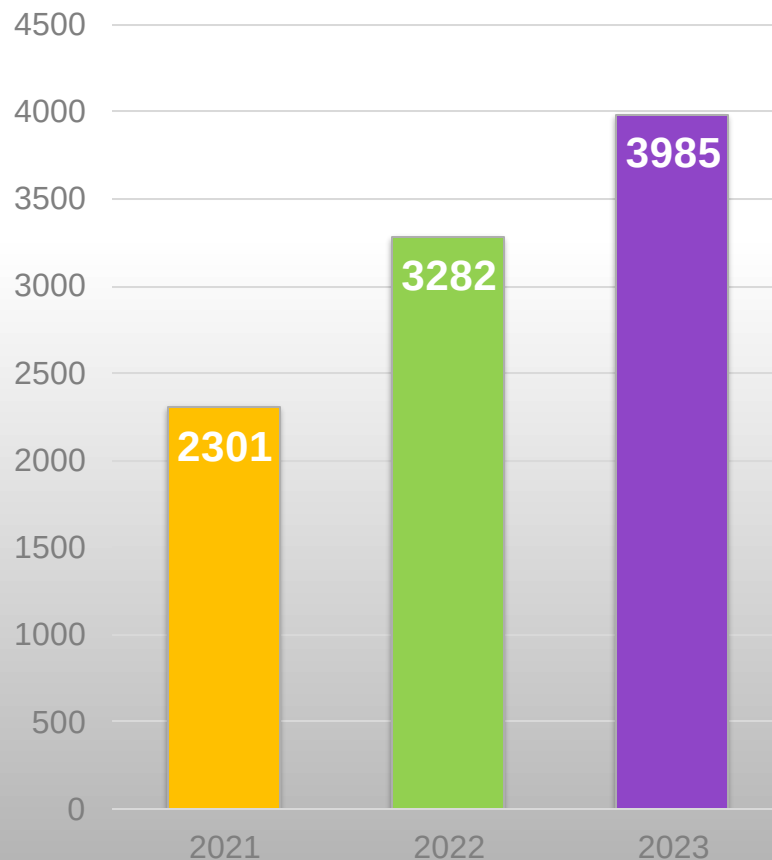


Traffic Statistics

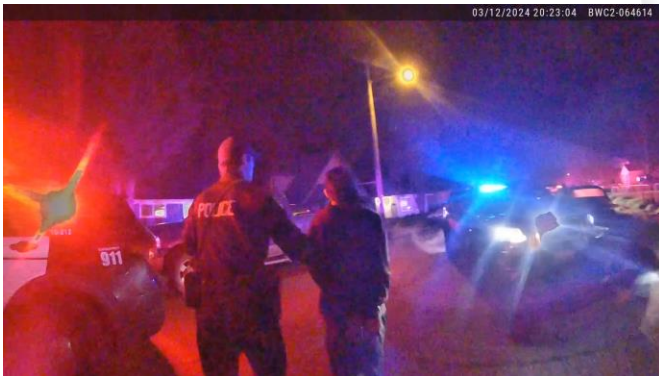
Collisions



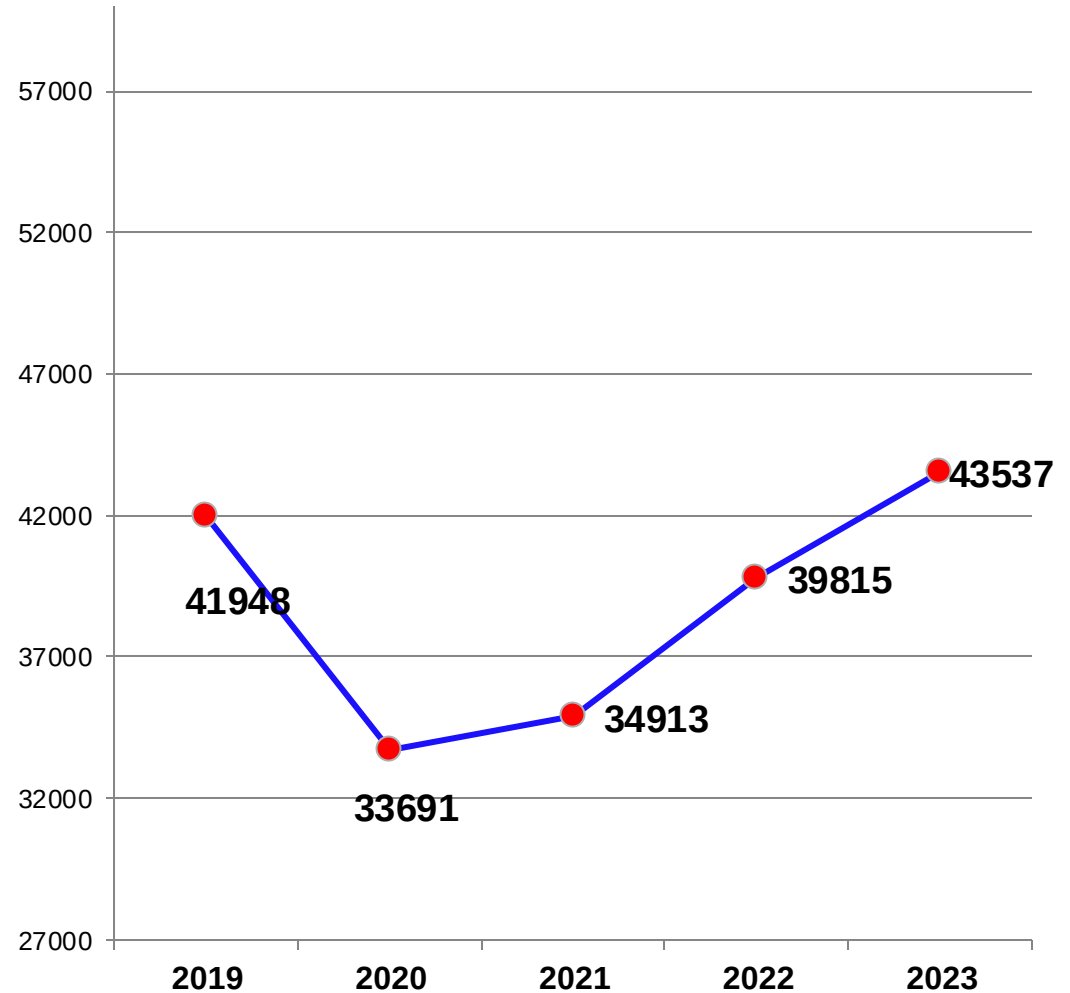
Citations



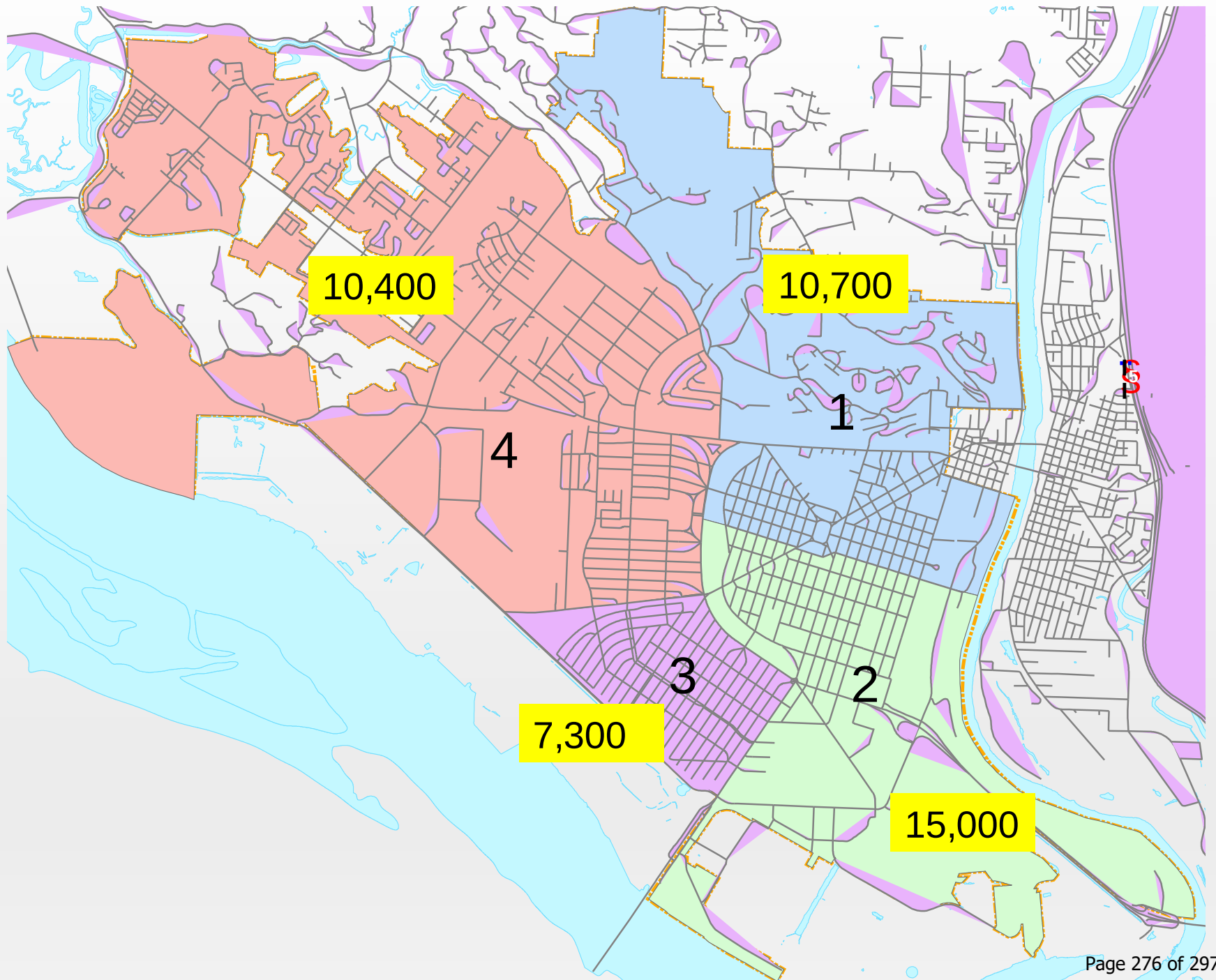
- Traffic collisions are up 8% from 2022
- Traffic citations are up 21.4% from 2022



LPD Calls for Service 5 Year Trend



- Total includes on-line police reports via Coplogic
- Calls for service are up 9% from 2022 to 2023





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Employee Awards

- Sgt. BJ Mortensen- Supervisor of the Year
- Officer Calvin Ripp- Officer of the Year
- Clara Angel- Civilian Employee of the Year
- Officer Aaron Stewart- Lifesaving Award
- Sergeant Brian Streissguth- Lifesaving Award
- Sergeant Tim Deisher- Lifesaving Award
- Officer Hunter Heim- Lifesaving Award
- Officer Dan Butler- Lifesaving Award
- Officer Vance McDonald- Lifesaving Award
- Officer David Mora- Meritorious Service Award
- Officer Johanna Mansfield- Meritorious Service Award
- Officer Vance McDonald- Meritorious Service Award
- Officer Brian Price- Meritorious Service Award
- Officer Andrew Langlois- Meritorious Service Award
- Sergeant Mac Langlois- Meritorious Service Award
- Officer Bryan Benes- Meritorious Service Award



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Employee Awards Continued

- Officer Ken Hardy- Lifesaving Award
- Officer Bryan Benes- Lifesaving Award
- Captain Branden McNew- Medal of Honor
- Officer Johanna Mansfield- Medal of Honor
- Sergeant Tim Deisher- Medal of Honor
- Officer Ken Hardy- Meritorious Service Award
- Cadet Kaci McNew- Life Saving Award
- Officer Bri Cummo- Letter of Commendation

- Peer Support Team- Sergeant Jeremy Johnson, Sergeant Chris Blanchard, Sergeant Chris Angel, Officer Gary Bishop, Officer Seth Libbey, Officer Richard Gibbs, Officer Luis Hernandez, Officer Pacer Said, Crime Analyst Vic Heston, Records Specialist Alexis Price
- Wellness Team- Administrative Manager Mary Chennault, Sergeant BJ Mortensen, Officer Seth Libbey, Officer Gary Bishop, Officer Luis Hernandez, Crime Analyst Vic Heston, Records Specialist Taylor Beck



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Questions?



Mint Valley
GOLF COURSE

IRRIGATION PROJECT FUNDING OPTIONS

1. FUNDING OPTION 1 - ARPA FUNDS:

The first funding option to consider is utilizing the remaining American Rescue Plan Act (ARPA) funds. These funds are immediately available and do not require repayment, making them an attractive option for addressing the \$3 million shortfall in the Mint Valley Golf Course irrigation project. However, it's important to consider the opportunity cost of using these funds, as they could be allocated to other critical projects within the city. The ARPA funds would cover a significant portion of the shortfall, but careful consideration must be given to their strategic use across the city's broader needs.

2. FUNDING OPTION 2 - GENERAL FUND RESERVES:

The second option involves drawing down the city's general fund reserves to cover the funding gap. This option offers the advantage of avoiding borrowing costs and provides flexibility in using existing funds. However, it also presents significant risks, as it would reduce the city's reserves, potentially impacting financial stability and limiting the city's ability to respond to future emergencies or opportunities. The amount available from the reserves would need to be calculated to ensure the city's long-term financial health remains intact.

3. FUNDING OPTION 3 - METROPOLITAN PARK DISTRICT:

The third option is to pursue the establishment of a Metropolitan Park District through a voter-approved proposition. This would provide a dedicated and consistent source of funding specifically for park projects, including the Mint Valley Golf Course irrigation system. The primary advantage of this approach is the long-term financial stability it could offer for park improvements. However, the proposition requires voter approval, which is not guaranteed. This uncertainty could delay the project and potentially leave the funding gap unaddressed if the proposition does not pass.

4. FUNDING OPTION 4 - LOAN:

The fourth funding option is to take out a 20-year loan at a 6% interest rate to finance the remaining \$3 million needed for the irrigation system. This option preserves the city's existing funds and spreads the cost over time, reducing the immediate financial burden. However, the loan would require an annual repayment of \$350,000, resulting in a total cost of \$7 million over 20 years. To cover the cost of the loan, the Mint Valley Golf Course would need to raise its revenues by \$350,000 annually. While this option allows the city to maintain its financial flexibility in the short term, it adds interest costs and increases the course and city's debt burden, which could impact future financial planning and borrowing capacity. The terms, interest rates, and repayment schedule would need to be carefully considered to ensure this option is sustainable and aligned with the course's revenue-generating potential.

LOAN REPAYMENT FUNDING OPTIONS

- 1. COURSE COMPARISONS TO OTHER LOCAL COURSES**
- 2. 2024 RATE INCREASE FROM FEBRUARY - HISTORY**
- 3. POTENTIAL IMMEDIATE IMPLEMENTATION – LOW IMPACT**
- 4. POTENTIAL FUTURE IMPLEMENTATION – LARGE IMPACT**
- 5. POTENTIAL FUTURE IMPLEMENTATION – GRUMBLING**

PROPOSED Recommended Action:

1. Implement Section 3: A, B, C, & D Immediately
2. Review Section 4: Annual Passes for Alternatives
3. No Other Action Recommended to be Taken at This Time

1. COURSE COMPARISON TO OTHER LOCAL COURSES

COURSE	9 – WALKING	18 – WALKING	9 CART FEE	18 CART FEE	9 TOTAL	18 TOTAL
Three Rivers	\$27	\$42	\$9	\$18	\$36	\$60
Longview CC	\$30	\$55	\$10	\$20	\$40	\$75
Lewis River	\$27	\$46	\$11	\$18	\$38	\$64
Riverside	\$27	\$43.50	\$12	\$17	\$39	\$60.50
Tri-Mountain	\$31	\$51	\$14.25	\$19.50	\$45.25	\$70.50
Newaukum	\$28	\$38	\$12	\$17	\$40	\$55
Mint Valley	\$22	\$33	\$9	\$18	\$31	\$51
BUNDLE DEAL					\$37	\$48

This is a comparison of weekday rates before 1PM. Some courses have guest rates or subscription plans that lower the cost. Carts are price per seat, so if someone want their own cart, they will pay double.

The Mint Valley bundle deal is strategically priced to offer superior value compared to other local courses. It aims to attract golfers by offering an all-inclusive package, ensuring a more predictable and appealing cost for a day of golf. This strategy not only fills our tee sheet but also contributes to the local economy by encouraging visitors to spend more time and money in our town. It's been a smart approach to balancing competitive pricing with added value, ensuring Mint Valley remains a top choice for golfers in the region.

Value Proposition:

- **Added Benefits:** The bundle deal includes a sleeve of balls, which adds value and convenience for golfers.
- **All-Inclusive:** Offering an all-inclusive package simplifies the decision-making process for golfers, making Mint Valley an attractive choice.

Strategic Attraction:

- **Full Tee Sheet:** The aim is to fill tee times by offering a compelling value. An empty tee time is a lost opportunity, and our bundle deal helps ensure more slots are filled.
- **Economic Impact:** Attracting golfers from nearby areas not only increases our golf course revenue but also benefits the local economy. Visiting golfers are likely to spend additional money in town on dining, shopping, and other activities.

Driving Distance and Cost Consideration:

- **Convenience Factor:** While price is a key factor, golfers also consider convenience. Offering a slightly cheaper rate may not be enough to lure players from 15+ miles away. Our bundle deal provides clear, added value, which can make the extra travel worth it.
- **Comprehensive Appeal:** By providing a package deal that includes everything a golfer needs for a day on the course, we enhance our appeal to those willing to travel for a better overall experience.

2. 2024 RATE INCREASE FROM FEBRUARY – HISTORY

2024 RATE COMPARISON

PASSES	2022	2023	% Change	2024	% Change
Senior (65+)	\$1,399	\$1,449	3.45%	\$1,499	3.34%
New Member Price		\$1,449		\$1,549	6.46%
Adult Couple	\$2,099	\$2,199	4.55%	\$2,299	4.35%
Junior	\$195	\$199	2.01%	\$199	0.00%

9 HOLES - WALKING RATE

MON – FRI	2022	2023	% Change	2024	% Change
Open - 1PM	\$18	\$20	10.00%	\$22	9.09%
1PM - 4PM	\$16	\$18	11.11%	\$20	10.00%
4PM - Close	\$14	\$15	6.67%	\$16	6.25%

9 HOLES - WALKING RATE

SAT - SUN	2022	2023	% Change	2024	% Change
Open - 1PM	\$28	\$30	6.67%	\$33	9.09%
1PM - 4PM	\$25	\$26	3.85%	\$28	7.14%
4PM - Close	\$20	\$22	9.09%	\$24	8.33%

18 HOLES - WALKING RATE

MON – FRI	2022	2023	% Change	2024	% Change
Open - 1PM	\$28	\$30	6.67%	\$33	9.09%
1PM - 4PM	\$24	\$26	7.69%	\$28	7.14%
4PM - Close	\$20	\$22	9.09%	\$24	8.33%

18 HOLES - WALKING RATE

SAT – SUN	2022	2023	% Change	2024	% Change
Open - 1PM	\$38	\$40	5.00%	\$44	9.09%
1PM - 4PM	\$32	\$35	8.57%	\$38	7.89%
4PM - Close	\$28	\$30	6.67%	\$33	9.09%

3. POTENTIAL IMMEDIATE IMPLEMENTATION – LOW IMPACT

A. TAX NO LONGER INCLUDED:

Currently all prices include tax for almost everything outside of merchandise – so a greens fee that is \$33 posted, is really \$30.50 in the system. We could make the greens fees \$33 and then add tax which would be \$2.67 extra revenue a round. This was based on many years of being a cash-based business and ease of coin exchange (industry standard). With the rise of credit/debit card usage, this is no longer readily needed, and we have been incurring the merchant card fees on top of that. Additionally, it's extra work on staff as we have to work all of the prices backwards in the system which is cumbersome when we changed from 8.1% to 8.2% and back to 8.1%.

Last year that revenue pre-tax would have been \$1,224,243 and would have been 8.2% higher, had we not removed the tax there would be an additional **↑ \$100,387+** (This would take a rate resolution change)

B. RECOVER BANK CARD FEES:

There was discussion earlier this year about recovering bank card fees as a City for all business done in the City – finance, recreation, library, utilities, golf, etc. Currently we absorb bank card fees as the cost of doing business. The system has the ability to tack on a 3% merchant card fee to recover the cost of using credit cards.

Last we budgeted for \$15,000 and we expended/could recover: **↑ \$38,627**

C. DISCONTINUE PUNCH PASS SALES: (Oct – Dec ~ Good Anytime)

Total Punch Revenue: \$19,643 (2023 Sold: 53 18 Hole/83 9 Hole)

Total Punch Pass Rounds if Total Cards Used: 1,171 (18 Hole-424, 9 Hole-747)

Price Per Round on Punch Pass: 18 Hole - \$24.87, 9 Hole - \$14.33

- *This was started to get money during slower times of the year with previous contractor.*
- *Suggest honoring all current punch passes, discontinue sales of punch passes.*

If we charged "\$33" for 18 Holes and "\$22" for 9 Holes: **↑ \$10,783**

D. RAISE WALKING RATES FOR UPCOMING WINTER

2024 Summer Rates Run April 1 – October 6 (Could Introduce Rate Resolution)

2024-2025 Winter Run October 7 – March 31 (Can do without Rate Resolution)

- **NOTE:** *These rates will be higher than our summer rates, AND without the bundle deal (so no value added and heading into winter playing conditions – may reduce rounds).*

TIME	HOLES	2023/2024	2024/2025	% CHANGE
OPEN – 1:00	18	\$28	\$35	25%
OPEN – 1:00	9	\$18	\$22	22%
SEN/MIL	18	\$24	\$28	17%
AFTER 1:00	18	\$24	\$28	17%
AFTER 1:00	9	\$14	\$18	28%
JUNIORS	18	\$15	\$15	0%

4. POTENTIAL FUTURE IMPLEMENTATION – LARGE IMPACT

A. ANNUAL PASS HOLDERS: (68 Singles/17 Couples/13 Juniors/21 Winter)

Total Annual Pass Sales: \$115,803.73

Total Member Rounds of Golf: 8,085

Average Price Per Round: \$14.32

- *May be "slightly" skewed because 9 holes versus 18 and of junior rounds – we don't differentiate "members" when they check in.*
- *No idea how to predict how many rounds we would lose due to removal of annual pass.*
- *May see greens fee increase as pass holders tend to take higher cost morning rounds.*
- *Additional options – 5 day M-F pass or discount card with monthly or one time fee.*
- *1 round of 4 people = \$200 ~ 8 of those a week equals 1 annual pass*
- *Potential increase in cart rentals due to loss leased cart storage*

If we charged an average of "\$33": ↑ Increase of **\$151,002**

B. KID'S PLAY FREE ON PAR 3:

Rounds in 2023: 166

If we charged regular rate @ \$8.00: ↑ Increase of **\$1,328**

C. SENIOR/MILITARY ROUNDS:

Senior Military has a discount of \$3 on 9 Holes and \$5 on 18 Holes

SEN/MIL 18 Holes: 4,507

SEN/MIL 9 Holes: 64

Total increase in revenue if we removed discount: ↑ **\$22,727**

D. DELETE THE BUNDLE BALL FROM BUNDLE: (BUT - Charge the same)

ProV1 Bundle Deals: 3,014

TRUFeel Bundle Deals: 11,677

ProV1 Ball is \$10.18 pre tax

TRUFeel Ball is \$6.48 pre tax

- *Realizing that we made \$253,537 in merchandise which includes the sale of all bundle balls. You would see an increase in greens fees revenue, and I am unsure of the correlation of decrease in merchandise sales.*
- *Additionally, people come for the bundle deal – unsure how this would affect play*

Total increase in revenue if you just remove balls from bundle price and we kept the same number of rounds, no decrease: ↑ **\$106,348**

E. SCHOOL DISTRICT/COLLEGE TEAM RESOLUTION RATES:

Teams of 1 – 5 Players: \$500

Teams of 6 – 10 Players: \$1,000

Teams over 10 Players: \$1,500

- *Rates are per team, per academic quarter – this is for practices and matches of school district and college teams, outside teams pay daily rates for matches, and tournaments such as districts and state pay discounted tournament fees.*

Rates could be increased, but unsure how significant the increased revenue would be as a suggested rate would need to be created and agreed upon.

5. POTENTIAL FUTURE IMPLEMENTATION – GRUMBLING

A. BOOKING FEES

Charging \$2.50 booking fee for calling the course rather than going online.
Would free up front counter staff if culture of booking changed and then revenue source would decrease.

Unsure financial impact, but on an estimated 15,000 rounds: ↑ \$35,000

B. MANAGING NO SHOWS:

Requiring credit cards for booking (TIME for front counter and higher merchant card fee) – then charge the golfers if they do not show.

This is not a major issue, but would provide for some additional revenue.

Unsure of financial impact.

C. REMOVE OR REDUCE CART STORAGE:

Cart storage is \$600 annually per cart. Regular cart rental fee for 18 holes is \$18. After 34 rounds, those with stored carts are using them for “free”.

This would be additional wear and tear on the course carts.

We lease 50+ cart storage or more annually.

Could reduce to just “old” cart storage facility.

There is still a bond to pay for the “new” cart storage facility.

Clearing out the “new” cart storage would allow housing of more course carts.

Unsure of financial or play impact.



**FUNDING
PRESENTATION
8.27.2024**

Mint Valley
GOLF COURSE



INTRODUCTION

FUTURE OF MINT VALLEY GOLF COURSE

1

PROJECT OVERVIEW

2

FUNDING OPTIONS

3

REVENUE STRATEGIES

PROJECT OVERVIEW

NEW IRRIGATION SYSTEM

- COST OF NEW SYSTEM – \$5 MILLION
- CURRENT FUNDING – \$2 MILLION
- FUNDING GAP – \$3 MILLION

BENEFITS OF A NEW SYSTEM

Staff and supply cost reduction, improved course conditions, water saving, advanced technology, and more



PROJECT FUNDING



ARPA FUNDS

Immediate availability, no need for repayment.
Shortfall for other projects.



GENERAL FUND

No borrowing costs, flexible use. Reduces reserves and impact on city's financial stability.



M.P.D.

Slow unsecured process, earliest to be on ballot would be 2025 and not guaranteed.



LOAN

Possible 20 year loan at 6% would be repaid by \$350,000 a year annually to be recovered by fees.



LOW IMPACT IMMEDIATE IMPLEMENTATION

\$100K

01. TAX NO LONGER INCLUDED

\$38K

02. RECOVER BANK CARD FEES

\$10K

03. DISCONTINUE PUNCH PASS

\$???

04. INCREASE RATES - WINTER



WINTER RATE INCREASE

TIME	HOLES	2023/2024	2024/2025	% CHANGE
OPEN – 1:00	18	\$28	\$35	25%
OPEN – 1:00	9	\$18	\$22	22%
SEN/MIL	18	\$24	\$28	17%
AFTER 1:00	18	\$24	\$28	17%
AFTER 1:00	9	\$14	\$18	28%
JUNIORS	18	\$15	\$15	0%

- *NOTE: These rates will be higher than our summer rates, AND without the bundle deal (so no value added and heading into winter playing conditions – may reduce rounds).*



LARGE IMPACT REVIEW IMPLEMENTATION

\$151K A. REMOVE ANNUAL PASSES

\$1K B. KIDS PLAY FREE

\$22K C. REMOVE SENIOR/MILITARY

\$??? D. RAISE SCHOOL FEES

\$106K E. DELETE THE BUNDLE DEAL

THE BUNDLE DEAL



**VALUE
PROPOSITION**



**STRATEGIC
ATTRACTION**



**DRIVING
DISTANCE**





NOT RECOMMENDED POTENTIAL IMPLEMENTATION

\$???

A1. BOOKING FEES

\$???

B2. MANAGE NO SHOWS

\$???

C3. REMOVE CART STORAGE

These suggestions are a way to increase revenue, but the extent of staff time as well as implications to perceived customer service would have a negative effect on any potential revenue received.

RECOMMENDED ACTION

BEGIN THE STEPS TO IMPLEMENT:

- TAX NO LONGER INCLUDED
- RECOVER BANK CARD FEES
- DISCONTINUE PUNCH PASS
- RAISE WINTER RATES



QUESTIONS

