



RESOLUTION NO. 2009-224

RESOLUTION OF THE COUNCIL RE-ESTABLISHING
THE UTILITY ADVISORY COMMITTEE (UAC)

WHEREAS, the City Council of the City of Fresno desires to re-establish a UTILITY ADVISORY COMMITTEE to serve as principal public advisors on the Department's research and planning process for a five-year rate plan strategy for the City's five public utilities that include water, wastewater, sewer maintenance, solid waste and community sanitation.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Fresno
as follows:

1. The UTILITY ADVISORY COMMITTEE is hereby re-established.
2. The Purpose of the UTILITY ADVISORY COMMITTEE is to review, analyze and make recommendations to the Mayor, the City Council, the City Manager and the Department of Public Utilities regarding a five-year utility rate strategy which includes all aspects of various issues that relate to the policies of setting the City's public utility rates as outlined:

- Five-year updated rate structure which remains competitive with peer cities and is fiscally sound
 - Policies shall maintain current service levels in all divisions
 - Five-year utility financial operating plan
 - Five-year utility capital plans
 - Utility financial policies including both capital and operating reserve policies
- Recommendations on new service policies as requested
- Opportunities for maintaining and expanding public involvement

3. The UTILITY ADVISORY COMMITTEE shall continue to exist until
June 30, 2012.

4. The membership shall consist of:
 - a. Nine (9) members.
 - b. The members shall be appointed in the following manner: City

Adopted _____
Approved _____
Effective 10/29/09

2009-224



Council members shall each appoint one (1) UAC member and the Mayor shall appoint two (2) UAC members with the approval of the Council.

c. Qualifications for the members include: A current customer of the City of Fresno Department of Public Utilities.

5. The term of office shall be two years. Members may be removed for cause.

6. There shall be no compensation.

7. The Staff Representatives shall be Director of Public Utilities designee(s); the City Manager may assign a designee from his/her office, the Planning and Development Department and the Finance Department as they deem necessary.

8. The UAC will operate under the guidelines of the City of Fresno Legal Handbook for City of Fresno Boards, Commissions, Committees, and Similar Bodies.

9. The UAC will operate in compliance with the Brown Act, a state law which requires local legislative bodies to conduct meetings in open public sessions and to post meeting agendas in advance.

10. The UAC will use the following guiding principles for making its recommendations:

- The long-term health of all utility funds through the use of sound financial and rate setting policies and practices
- Protection of the community's investment in current infrastructure, through appropriate funding of maintenance



- Adequate funding of future infrastructure for planned growth to support the 2025 General Plan
- A comprehensive capital replacement program for each utility divisions
- Protection of public health and safety standards
- Preservation of essential service levels in all utilities
- Compliance with Federal and State laws and regulations, to include Proposition 218
- A prudent operating reserve in each utility enterprise
- Satisfaction of bond debt service coverage ratios in order to protect the City's credit rating

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CLERK'S CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the 29th day of October, 2009.

AYES : Borgeas, Brand, Dages, Perea, Westerlund, Xiong, Sterling
NOES : None
ABSENT : None
ABSTAIN : None

REBECCA E. KLISCH
City Clerk

BY: Rebecca Klisch
DEPUTY

APPROVED AS TO FORM;
CITY ATTORNEY'S OFFICE

BY: Tei Yukimoto
Tei Yukimoto
Senior Deputy City Attorney