

RESOLUTION NO. 2011-05

A Resolution of North Kootenai Water District of Kootenai County, Idaho, creating and/or increasing certain fees or charges imposed on delinquent accounts within the District; and providing for such other matters properly relating thereto

BE IT RESOLVED BY THE Board of Directors of North Kootenai Water District, of Kootenai County, Idaho (the "District") as follows:

WHEREAS, North Kootenai Water District, of Kootenai County, Idaho (the "District") is a duly and properly formed water district under and by virtue of the constitution and laws of the State of Idaho and provides water and sewer utility services;

WHEREAS, the District is governed by an elected Board of Directors (the "Board");

WHEREAS, the District has observed an increase in delinquent or unpaid payments by customers and ratepayers for water service, which has thereby caused an increase in the District's administrative, operational and labor costs and expenses related to enforcing the District's rights to collect payments for such delinquent accounts, which include but are not limited to the District's practice of providing a "Yellow Card Notice" for the delinquent account, shutting off water service, and reconnecting water service upon receipt of the necessary payment;

WHEREAS, the Board advertised a public hearing on proposed fees or charges by publication of such notice in the official newspaper of the District, which notices invited telephone calls, public comments and attendance at the public hearing held on Thursday, April 7, 2011 at 12:30 p.m. in the office of the District; and

WHEREAS, the Board has considered and discussed the comments and input received at the public hearing, as well as all telephonic and written comments received by the District.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Board of Directors of the District as follows:

Section 1: Creation and/or Increase of Certain Fees or Charges Imposed on Delinquent Accounts. The Board hereby determines, after careful examination of the District's administrative, operational and labor costs and expense related to enforcing the District's rights to collect payments for delinquent accounts, the following proposed fees or charges should be imposed:

- (A) Increase the fee or charge for a Yellow Card Notice from \$20.00 to \$25.00;
- (B) A shut-off fee or charge of \$25.00;
- (C) Increase the reconnect fee or charge to \$25.00 if such reconnection can be performed before 2:00 p.m. on a regular business day of the District; and

(D) A reconnection fee or charge of \$100.00 if such reconnection must be performed after 2:00 p.m. on a regular business day of the District, which shall be authorized in writing by the customer or ratepayer.

The new fees shall be effective on or after April 16, 2011 for all customers of the District.

Section 2: Severability. If any section, paragraph, clause, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of each section, paragraph, clause, or provision shall in no manner affect any remaining provision of this Resolution.

Section 3: Ratification. The Board hereby ratifies all acts taken by members of the Board and/or agents on behalf of the Board or District relative to this rate setting and the hearing process is hereby ratified and approved.

Section 4: Effective Date. This Resolution shall become and is effective as of the date of its adoption.

DATED this 7th day of April, 2011.

NORTH KOOTENAI WATER DISTRICT,
Kootenai County, Idaho

Shirley A. Stoller, acting Chairman
Chairman, Board of Directors

ATTEST:

Alanna Quinn
District Secretary

(SEAL)



I, the undersigned, Secretary of the Board of Directors of North Kootenai Water District, of Kootenai County, Idaho, hereby certify that the foregoing Resolution is a full, true, and correct copy of a Resolution duly adopted at a special meeting of the District on April 7, 2011, of which meeting all members of the Board had due notice and at which a majority thereof were present; and that at said meeting said Resolution was adopted by the following vote:

AYES, and in favor thereof, Directors: *Hern, Grimm, Omerso, Stoller*

NAYS, Directors:

ABSENT, Directors: *Crimmins*

ABSTAIN, Directors:

I further certify that I have carefully compared the same with the original Resolution on file and of record in my office; that said Resolution is a full, true, and correct copy of the original Resolution adopted at said meeting; and that said Resolution has not been amended, modified, or rescinded since the date of its adoption, and is now in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the official seal of the District on April 7, 2011.

Marna Grimm

District Secretary

(SEAL)

