

RESOLUTION NO. 2011-06

A Resolution of North Kootenai Water District, Kootenai County, Idaho, amending Resolution No. 2011-04 to ratify and approve the schedule of rates, fees, and charges of the District; and providing for other matters properly relating thereto.

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE NORTH KOOTENAI WATER DISTRICT, Kootenai County, Idaho, as follows:

WHEREAS, North Kootenai Water District (the "District") is a water district under and by virtue of the constitution and laws of the state of Idaho and is governed by an elected Board of Directors ("Board"); and

WHEREAS, the Board has the statutory duty to operate, on a breakeven basis, the District's water utility system or systems (the "System") and to set the rates, fees, and charges necessary to maintain and operate the System; and

WHEREAS, the District has accumulated information about and evaluated the actual and estimated expenses of operating the System;

WHEREAS, on April 21, 2011, after a public hearing, the Board adopted Resolution No. 2011-04, which approved the increase of certain rates, fees, and charges for customers and users of the System;

WHEREAS, the schedule of rates, fees, and charges for customers and users of the System set forth in Exhibit "A" to Resolution No. 2011-04 inadvertently omitted certain rates, fees, and charges of the District that were assessed in the area of the District commonly known as the "Gozzer Ranch Service Area" on or before April 21, 2011 and that the District intended to remain in effect and unchanged after adoption of Resolution No. 2011-04;

WHEREAS, the Board wishes to confirm the rates, fees, and charges for the System as set forth in Exhibit "A" to Resolution No. 2011-04 and clarify such inadvertently omitted rates, fees, and charges of the District

NOW, THEREFORE, IT IS HEREBY FURTHER RESOLVED as follows:

Section 1: Incorporation of Recitals. The Board hereby incorporates the recitals set forth herein as a part of this resolution.

Section 2: Confirmation of Rates, Fees and Charges of the System. The Board confirms the rates, fees, and charges for customers and users of the System as set forth in Exhibit "A" to Resolution No. 2011-04, a copy of which is attached hereto and incorporated herein by this reference. Such rates, fees, and charges shall continue to be applicable on or after May 16, 2011, including for any bills of statements transmitted on such date.

Section 3: Inadvertently Omitted Rates, Fees, and Charges for the Gozzer Ranch Service Area.

A. Debt Service Surcharge for Gozzer Ranch Service Area.

The District currently charges, and shall continue to charge, a monthly charge of \$3.82 per dwelling unit or commercial unit that is connected to the potable water treatment system in the Gozzer Ranch Service Area. Such rates, fees, and charges shall continue to be applicable on or after May 16, 2011, including for any bills or statements transmitted on such date.

B. Monthly Sewer Usage Charge for Gozzer Ranch Service Area.

The District currently charges, and shall continue to charge, all customers within the Gozzer Ranch Service Area the following amounts : (i) \$41.00 per month per lot for all occupied lots in the Gozzer Ranch Service Area, with a lot deemed occupied for purposes of assessments upon connection to the sewer system; and (ii) \$31.47 per month per lot for all unoccupied lots in the Gozzer Ranch Service Area, with such charge to increase to the rate for occupied lots, includes of the minimum assessment, upon connection to the sewer system. Unoccupied lots shall mean unimproved lots.

Section 4: 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 the implementation of new rates and charges, and the hearing process is hereby ratified and approved.

Section 5: 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 6: Effective Date. This Resolution shall become and is effective as of the date of its adoption.

DATED this 5th day of May, 2011.

NORTH KOOTENAI WATER DISTRICT,
Kootenai County, Idaho


Chairman, Board of Directors

ATTEST:


District Secretary

(SEAL)



I, the undersigned, Secretary of the North Kootenai Water District, Kootenai County, Idaho hereby certify that the foregoing Resolution is a full, true, and correct copy of a Resolution duly adopted at a regular meeting of the Board of Directors, duly and regularly held at a regular meeting place thereof on May 5, 2011, of which meeting all members of said 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, Boardmembers: *Directors Henry, Stoller, Grimm,
Omerso and Crimmins*

NAYS, Boardmembers:

ABSENT, Boardmembers:

ABSTAIN, Boardmembers:

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 Board on May 5, 2011.

NORTH KOOTENAI WATER DISTRICT

Anna Grimm

Secretary

EXHIBIT "A"

A) Water System Rates:

Rate	Monthly Rates
Debt Service	\$6.94
Access Fee	\$15.75
1 -5000 Gallons	\$1.15/1000 Gallons
5001 – 15,000 Gallons	\$1.33/1000 Gallons
15,001 – 30,000 Gallons	\$1.51/1000 Gallons
Over 30,000 Gallons	\$2.30/1000 Gallons

B) Gozzer Ranch Service Area Water Rates:

Rate	Monthly Rates
Access Fee	\$38.51
Up to 15,000 gallons	\$1.70/1000 Gallons
15,001 – 30,0000 Gallons	\$2.00/1000 Gallons
Over 30,000 Gallons	\$2.50/1000 Gallons

*Multi-family or commercial lots will be assessed a single ERU until a Certificate of Occupancy ("CO") is issued by the appropriate local government. Upon issuance of the CO, the full occupancy allocation of ERUs allotted to the lot will be assessed.

All unbuilt lots in the Area will be assessed a minimum of \$38.51 per lot, even if not constructed on or connected to the water system. At the time the lot is metered or connected to the water system, the water usage rates above will be applicable, inclusive of minimum assessment.

EXHIBIT "A"

B) New Construction Inspection Fees

Number of Lots	Inspection Fee
1 – 5	\$300.00
6 – 15	\$450.00
16 – 30	\$700.00
31 – 50	\$1,400.00
51 – 100	\$2,100.00
> 100	Hourly by Agreement

C) Sewer Inspection Fees Gozzer Ranch

\$100/Inspection Fee

D) Meter Installation Fees: Main Water Systems and Hayden Haven/Gem Shores

Meter Size	Proposed Fee
1 Inch	\$1,370
1-1/2 Inch	\$2,340
2 Inch	\$2,675

E) Calculated Cap Fees Based on Meter Size Main Water System

Meter or Service Size	ER	Capitalization Fee
1"	1	\$ 3,840
1.5"	1.25	\$ 4,800
2"	2	\$ 7,680
3"	8	\$ 30,720
4"	10	\$ 38,400
6"	15	\$ 57,600
8"	20	\$ 76,800