

AGENDA	Tuesday, June 4, 2013	
Informational Meeting	4:00 PM at Carnegie Town Hall	
Sioux Falls City Council	235 West Tenth Street	

1. Call To Order

2. Land Use Committee

A. Report on meeting held Tuesday, May 21, 2013

3. City Council Open Discussion

4. Presentations

A. Proposed Wastewater Rates and Charges Ordinance Revisions from the Recommendations in the Sioux Falls Comprehensive Wastewater Regionalization Study by Mark Cotter, Director of Public Works; Trent Lubbers, Utility Operations Administrator; Mark Perry, Wastewater Superintendent

5. Adjournment

The City Council may include such other business as may come before this body.

Date: 2013-06-04
SIRE Meeting ID: 1944
Meeting Type: Informational Meeting

YouTube:<https://youtu.be/T-JenZTkSsY>
Agenda Item: Not Assigned
Item ID: 67756

The following document(s) are public records obtained from the
City of Sioux Falls.

DRAFT

MINUTES

Tuesday, May 21, 2013



Land Use Committee

5:37 PM

Carnegie Town Hall
235 West 10th Street

Members Present: Council Member Kenny Anderson Jr., Council Member Dean Karsky, Council Member Kermit L. Staggers, Council Member Rex Rolfing

Members Absent: None

Staff Present: Denise D. Tucker, CMC, Assistant City Clerk; and Jim David, Legislative/Operations Manager

Guests: Sue Aguilar, Greg Jamison, Jim Entenman, Mike Cooper, and Shannon Ausen

1. Call To Order

Committee Chair Rex Rolfing called the meeting to order at 5:37 p.m.

2. Approval of Minutes

A. Tuesday, April 16, 2013

A motion was made by Kenny Anderson Jr. and seconded by Dean Karsky to approve the minutes of Tuesday, April 16, 2013.

Rolfing called for a voice vote. All members voted yes.

3. Discussion

A. Discussion on Barking Dog Ordinance and Procedures by Keith Allenstein, Assistant City Attorney; and Sgt. Michael Colwill, Sioux Falls Police Department Animal Control

Allenstein discussed the Disturbing the Peace ordinance, which applies to all animals. The ordinance states, you are not allowed to have an animal create a disturbance by making loud noises any time of the day or night. He said this ordinance applies to everything from barking dogs to roosters.

Colwill, supervisor for the Animal Control Section, reviewed the process concerning barking dogs. He said it starts with Animal Control receiving a

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complaint and then an Animal Control officer begins an investigation. Colwill said the first time an officer responds to a house, regarding a complaint; it is considered an educational visit. The officer speaks to the owner about the complaint and provides information about the pet and how to eliminate the violation; and that they will be keeping track of calls to their address for the barking dog violation. A citation would be issued for additional violations, if an officer observes the offense. If an officer doesn't observe the violation, a Disturbing the Peace Log would be left with the complainant to keep track of the disturbance for 48 hours. After the log is picked up, a case report is submitted with the log and affidavit for arrest; it is then submitted to the City Attorney's Office for their review for possible prosecution.

Allenstein is the one who usually receives the files. He reviewed the criteria used to determine if they proceed with charges against the pet owner. Council Member Kermit L. Stagers asked if there are many people that keep logs. Colwill said he couldn't give a specific number. Stagers asked how many people actually end up going to court. Colwill said he didn't have a number, but he did go to court for two cases last year. Council Member Dean Karsky asked what the fine amount was. Colwill said \$95, but if it goes to court the judge could assign a fine up to \$500. Discussion followed.

Rolfing said it seems there are fairly adequate means for people to take care of this situation. He said it didn't appear to him that they needed to take this issue any farther.

B. Discussion on deer feeding ban by Arden Petersen, Game, Fish & Parks Regional Supervisor; Keith Allenstein, Assistant City Attorney; and Sgt. Michael Colwill, Sioux Falls Police Department Animal Control

Allenstein said currently there isn't a City or State prohibition against feeding deer. South Dakota Codified Law 41-8-16 does prohibit using salt to attract big game. Allenstein mentioned some food items that people use, without salt, to feed deer. He said the problems that arise from feeding deer, include: deforestation, a mess from droppings, potential diseases, traffic hazards, and general illness of the animals. For these reasons and more, cities across the country have enacted feeding bans against some animals.

Council Member Sue Aguilar, representing the Southeast District, said she has received a number of calls, beginning last Fall, due to a citizen in her district providing corn and some sort of lick to deer off of Cliff Avenue. She also received calls regarding safety concerns. Aguilar was informed that Sioux City, Iowa, enacted a feeding ban against turkeys and deer. She contacted Allenstein and has been working with him. It was decided that the Land Use Committee was the proper group to decide if this issue needed to go before the City Council.

Council Member Kenny Anderson Jr. asked about the City's archery hunting

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season for deer. Colwill said the hunt still occurs. Discussion followed. Anderson asked how many complaints the Police Department receives regarding deer and deer feeding. Colwill said not a lot. He added that the majority of the complaints happen in the Fall and Winter. Discussion followed.

Rolfing would like to continue examining this issue. He would like to hear from the Game, Fish & Park Department at the July or August meeting.

C. Arterial Street Expansion Program by Mark Cotter, Director of Public Works; and Chad Huwe, City Engineer

Huwe discussed the process that Community Development, Planning and Public Works took to develop the Arterial Street Expansion priorities for 2014 and 2015. He said they met, in February, with 21 businesses and property owners. The group consisted of: developers, property representatives, industry representatives, organizations, homebuilders, engineering consultants, and a broker. Each group discussed their development schedules, needs and top three priorities. Those priorities were reviewed and prioritized by the Community Development, Planning and Public Works. A project list was presented to several committees. Huwe spoke about the meetings and listed the 2014-2015 Project lists.

Potential projects for 2016 - 2018 were discussed. Huwe reviewed the proposed \$53.5 million funding for the arterial street expansion program, for 2014 - 2018. He also provided a history of platting fees. Huwe reviewed the next steps of the program. Discussion followed. Rolfing said future updates will be needed.

4. Open Discussion

There was none.

5. Adjournment

A motion was made by Dean Karsky and seconded by Kenny Anderson Jr. to adjourn the meeting at 6:41 p.m.

Rolfing called for a voice vote. All members voted yes.

Denise D. Tucker, CMC
Assistant City Clerk

Date: 2013-06-04
SIRE Meeting ID: 1944
Meeting Type: Informational Meeting

YouTube:<https://youtu.be/T-JenZTkSsY>
Agenda Item: Not Assigned
Item ID: 67772

The following document(s) are public records obtained from the
City of Sioux Falls.

1st Reading: _____
2nd Reading: _____
Date Adopted: _____
Date Published: _____
Effective Date: _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CERTAIN PROVISIONS OF CHAPTERS 50, 51, AND 53 RELATING TO WASTEWATER REGIONALIZATION.

BE IT ORDAINED BY THE CITY OF SIOUX FALLS, SD:

Section 1. That Section 50.001 of the Code of Ordinances of Sioux Falls, SD, is hereby amended to read as follows:

§ 50.001 DEFINITIONS.

For the purposes of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

IRRIGATION SYSTEM. A device or combination of devices having a hose, pipe, or other conduit installed in or upon the landscape that transmits water supplied by the city through which device or combination of devices the water is drawn and applied to lawns, landscapes, or green space.

~~*IRRIGATION TIMER.* A device capable of being programmed to accommodate an odd-even schedule of lawn watering.~~

JOINT POWERS AGREEMENT. An agreement between two or more public agencies for joint or cooperative action as set forth in Chapter 1-24 of South Dakota Codified Laws.

MANAGER. The director of public works appointed by the mayor or the mayor's duly authorized representative.

PERSON. An individual, corporation, estate, trust, partnership, limited liability company, government or governmental subdivision, agency or instrumentality, or any other organization or entity.

POTW (PUBLICLY OWNED TREATMENT WORKS). Any wastewater treatment plant owned and operated by the city including all devices and systems used in the collection, storage, treatment, recycling, and reclamation of wastewater or industrial waste and any conveyances that transport wastewater to the plant.

RAIN SENSOR. A device that measures rainfall and will override the irrigation cycle of an irrigation system and turn it off when a predetermined amount of rain has fallen.

REGIONAL SYSTEM DEVELOPMENT CHARGE or REGIONAL SDC. A charge to be paid by regional wastewater users to the city which is designed to recover past capital costs of the regional wastewater system and to help cover actual or anticipated capital costs of expanding the regional wastewater system, all as determined by the city in its sole discretion, and as further outlined in Chapter 51 of the Code of Ordinances of Sioux Falls, SD, as amended from time to time or as set forth in SDCL 9-48.

REGIONAL WASTE. Wastewater and waste generated by regional wastewater users.

REGIONAL WASTEWATER CUSTOMER. Each municipality, sanitary sewer district, and other governmental subdivision, or any combination thereof, which is allowed to connect to and use the regional wastewater system pursuant to a written agreement with the city.

REGIONAL WASTEWATER SYSTEM. All wastewater infrastructure that: (a) is now or hereafter owned by the city; and (b) is conveying or treating, has the potential to convey or treat, or otherwise relates to regional waste. Portions of the city wastewater infrastructure that are only intended to convey or treat Sioux Falls local wastewater customers may be excluded from the regional wastewater system. Whether any particular item of wastewater infrastructure is included within the regional wastewater system shall be determined by the city in its sole discretion as determined by the manager.

REGIONAL WASTEWATER USERS. Collectively, all persons and other users whose property is within the jurisdictional boundaries of a regional wastewater customer and is connected to the regional wastewater system via a wastewater system owned by one or more regional wastewater customers.

SIOUX FALLS LOCAL WASTEWATER CUSTOMER. All persons or other users whose property is served by the city for wastewater collection and treatment that are located within the municipal boundaries of the city.

UTILITY. Includes the water, sewer, storm sewer, city-owned electric, or any other utility services furnished by the city to consumers thereof.

UTILITY EMPLOYEE. Duly authorized representative of the city to initiate, control, operate, inspect, maintain, or discontinue water service or water availability from the public water distribution system.

VOLUMETRIC CHARGE. The monthly metered charges to be paid by regional wastewater customers to the city.

~~WASTE WHILE WATERING. Watering so that water runs off the property and enters gutters, storm drains, adjacent property and other conveyances because of defective placement, aim, design, installation or equipment.~~

WASTEWATER INFRASTRUCTURE. Collectively, any and all main sewers, service sewers, trunk sewers, septic or sewer treatment plants, POTWs, drains and manholes, pumping stations, lift stations, interceptors, collectors, water reclamation facilities, wastewater administrative facilities, force mains, other wastewater treatment facilities, and all other facilities and items of equipment or materials that reasonably pertain to or are used in connection with a POTW.

WATER SUPPLIED BY THE CITY. All water that passes through the city's water distribution system.

Section 2. That Section 50.016 of the Code of Ordinances of Sioux Falls, SD, is hereby amended to read as follows:

§ 50.016 TRANSFER SALE OF SERVICE BY CUSTOMER.

It shall be unlawful for any person, regional wastewater user, or regional wastewater customer to resell or transfer any utility service or capacity obtained from the city to others except upon written agreement with the city council.

Section 3. That Section 51.009 of the Code of Ordinances of Sioux Falls, SD, is hereby amended to read as follows:

§ 51.009 LATE FEES.

- (a) Late fees will be assessed against all customers when payment is not received at the utility billing office by the due date of the bill plus one day grace. A late payment charge will be assessed against the total outstanding account balance older than 22 days. Late payment charges will be assessed at a rate of ~~1.0%~~ percent of the past due balance but not less than \$1 and added to the next bill. The late payment fee will be allocated to the appropriate utility fund based on the percentage of the total charges due. Late payment charges will not be assessed against accounts with a total outstanding balance of less than \$10. The city is not responsible for late payments caused by a delay in mail service.
- (b) ~~These rates shall be effective January 1, 2011.~~ In addition to the late fees discussed in subsection (a), late fees will be assessed against regional wastewater customers when regional SDCs are not received at the utility billing office by the due date of the bill plus one day grace. A late payment charge will be assessed against the total outstanding account balance older than 22 days. Late payment charges will be assessed at a rate of 1.0 percent of the past due balance but not less than \$1. The late payment fee will be allocated to the appropriate utility fund based on the percentage of the total charges due. Late payment charges will not be assessed against accounts with a total outstanding balance of less than \$10. The city is not responsible for late payments caused by a delay in mail service.

Section 4. That Section 51.081 of the Code of Ordinances of Sioux Falls, SD, is hereby amended to read as follows:

§ 51.081 WASTEWATER USE CHARGES FOR SIOUX FALLS LOCAL WASTEWATER CUSTOMERS.

Wastewater~~Sewer use~~ charges are hereby established for ~~use~~ Sioux Falls local wastewater customers of the wastewater facilities as follows:-

- (a) *Residential rate.* \$3.10 per 100 cubic feet effective January 1, 2013, through December 31, 2013, and \$3.35 per 100 cubic feet beginning January 1, 2014. Volumetric charges shall be based on the following:
 - (1) Actual water use for the most recent months of November, December, January, and February:-

- (2) All other months shall be billed based on the average water usage during the most recent months of November, December, January, and February.
 - (3) The city may adjust the months used for calculating wastewater~~sewer use~~ charges if unusual weather conditions promote outdoor water use; ~~and~~.
 - (4) If no consumption history is available for the period of November through February, 7.00-ccf will be used to determine the ~~sewer~~ wastewater charges or on estimates prepared by the city.
- (b) *Domestic only commercial rate.* Domestic only commercial users shall be billed based on the volume of water used and discharged to the POTW~~sanitary sewer system~~. The volume charge shall be \$3.77 per 100 cubic feet effective January 1, 2013, through December 31, 2013, and \$4.03 per 100 cubic feet beginning January 1, 2014, and shall be determined by:
- (1) Separate water meter(s).
 - (2) Actual water use for the months of November, December, January, and February.
 - (3) All other months shall be billed based on the average water usage during the months of November, December, January, and February.
 - (4) Estimates prepared by the city; ~~and~~.
 - (5) The city may adjust the months used for calculating wastewater~~sewer use~~ charges if unusual weather conditions promote outdoor water use.
- (c) *Commercial rate.* Commercial users of the wastewater~~sewer~~ utility shall be billed monthly. The monthly charge shall be based on the water consumption during that month. The charge for each billing period shall be equal to \$3.77 for each 100 cubic feet effective January 1, 2013, through December 31, 2013, and \$4.03 per 100 cubic feet beginning January 1, 2014. In circumstances where there is no prior water usage for calculating a sewer rate, the charge shall be based on estimates prepared by the city.
- (d) *Industrial rate.*
- (1) If the concentration of wastes from any user exceeds 220 milligrams per liter of BOD, 220 milligrams per liter of TSS, or 100 milligrams per liter of grease, the industrial user may be subject to the following rates effective January 1, 2013:

Flow, per 1,000 gallons	\$1.59
BOD, per pound	\$0.2429
TSS, per pound	\$0.2429
TKN, per pound	\$0.8904
Grease, per pound exceeding 100 mg/l	\$0.8094

- (2) All industrial users shall be subject to a monthly customer charge of \$15.60 effective January 1, 2013.
 - (3) Industrial ~~wastewater~~~~sewer-use~~ charges shall be based on wastes discharged during that month as monitored by the water reclamation department or by estimates prepared by the city. For industries discharging only nonprocessed domestic strength wastewater, the rate shall be \$5.04 per 1,000 gallons effective January 1, 2013, through December 31, 2013, and \$5.39 per 1,000 gallons beginning January 1, 2014.
- (de) *Liquidated damages.* If any user discharges wastes that are in violation of the provisions of § 53.040 including slug loads, the user may be subject to a charge equal to the maximum of twice the industrial rates specified in ~~division-section~~ (d) above until the violation ceases. The enforcement of liquidated damages shall be at the ~~discretion~~ ~~direction~~ of the city and shall not be the city's sole remedy for such violation(s).
- (f) *Basic charge.* Residential users shall be subject to a charge of \$3.29 per month effective January 1, 2013, through December 31, 2013, and \$3.56 per month beginning January 1, 2014, and all commercial users shall be subject to a charge of \$14.51 per month effective January 1, 2013, through December 31, 2013, and \$15.52 per month beginning January 1, 2014.

Section 5. That Section 51.081.01 of the Code of Ordinances of Sioux Falls, SD, is hereby added to read as follows:

§ 51.081.01 WASTEWATER CHARGES FOR REGIONAL WASTEWATER CUSTOMERS.

Wastewater charges are hereby established for regional wastewater customers of the regional wastewater system as follows. Regional wastewater customers shall be billed monthly. The regional wastewater charge for each billing period shall include the following:

- (a) Customer charge. Each regional wastewater customer shall be subject to a base charge of \$15.60 per month.
- (b) In addition to the monthly customer charge as set forth in section (a), regional wastewater customer rates are hereby established for use of the regional wastewater system as follows:
 - (1) Regional wastewater customer base rate: \$3.89 per 1,000 gallons effective January 1, 2013, through December 31, 2013, and \$4.01 per 1,000 gallons beginning January 1, 2014. Credits for equalization and treatment shall apply as follows if all of the following conditions are met for either criterion by the regional wastewater customer:

Base Rate Credits

- A. Equalization. Equalization is defined as a regional wastewater customer maintaining a 30-day continuous storage volume based on the regional wastewater customer's average annual daily flow volume. The base rate credit for maintaining the required equalization storage is \$0.43 per 1,000 gallons effective January 1, 2013, through December 31, 2013, and \$0.44 per 1,000 gallons beginning January 1, 2014. City may inspect and request verification of the 30-day storage at any time. If the 30-day storage is not continuously maintained, it will be at the city's discretion to cease any further

equalization credits until the 30-day equalization storage is proven to exist to the satisfaction of the city unless a prorated credit is granted pursuant to subsection C of this section. The credit will not be applied thereafter until equalization storage has been maintained continuously for a full billing cycle.

B. Treatment. Treatment is defined as wastewater with the following strength parameters or less:

1. BOD = 20mg/l

2. TKN = 10mg/l

3. TSS = 45mg/l

If all the strength parameters are met for testing performed during the monthly billing cycle, the credit will be applied to the base rate. The credit for maintaining all the required wastewater strength parameters is \$0.54 per 1,000 gallons effective January 1, 2013, through December 31, 2013, and \$0.55 per 1,000 gallons beginning January 1, 2014. If at any time any one of the strength parameters is exceeded in a billing cycle within a month, the monthly billing for such period will not include a treatment credit to the base rate. The credit will not be applied thereafter until all wastewater strength parameters are met for an entire calendar monthly billing cycle.

C. Prorated base rate credits. At the discretion of the manager, a prorated credit may be established through the wastewater joint powers agreement for a regional wastewater customer that is unable to achieve the above set criteria.

Section 6. That the Code of Ordinances of Sioux Falls, SD, are hereby amended by adding a section to be numbered 51.081.02 to read:

§ 51.081.02 REGIONAL SYSTEM DEVELOPMENT CHARGES (REGIONAL SDCs)

(a) Regional wastewater users.

All regional wastewater users will be required to pay to the city the regional wastewater system development charges, "Regional SDCs," for regional wastewater system capacity.

The amount of the Regional SDCs shall be established from time to time by the city via ordinance, which ordinances (and the Regional SDCs set forth therein), as amended from time to time, are hereby incorporated herein by reference. The Regional SDC charges shall be charged based on the number and size of water meters. The following table indicates the Regional SDC charges based on water meter size:

<u>Water Meter Size, Inch</u>	<u>Regional Wastewater System “Regional SDC” Cost Per Water Meter Size</u>
<u>5/8" to 3/4"</u>	<u>\$2,391</u>
<u>1"</u>	<u>\$5,978</u>
<u>1 1/2"</u>	<u>\$11,954</u>
<u>2"</u>	<u>\$19,127</u>
<u>3"</u>	<u>\$35,863</u>
<u>4"</u>	<u>\$60,000</u>

The Regional SDC charges shall be determined and allocated to the separate Regional SDC account annually.

Where new development of an existing property requires a larger water meter size, the Regional SDC shall be determined based on the difference between the previous use water meter size Regional SDC and the new water meter size Regional SDC.

In no case will the Regional SDC be allowed a credit for decreased capacity use or water meter size.

Fire flows shall not be included in calculating the Regional SDC. If fire flows do not have separate metered systems, the manager shall administratively calculate the actual water use meter size for determining the Regional SDC.

(b) Regional wastewater customers.

The city shall request in January of each year the number and size of new water meters installed for the previous year from all regional wastewater customers. The regional wastewater customer shall submit the data to the city by February 15 each year. The city will use this data for calculating and invoicing the total annual Regional SDC for the regional wastewater customer. The regional wastewater customer will be required to submit full payment to the city by March 15 of each year for the previous year’s Regional SDC. If the regional wastewater customer is late on payment, interest shall begin accruing on March 15 and shall continue to accrue until full payment is received. Interest shall be in accordance with § 51.009.

Quarterly reports of the number and sizes of water meters installed in the noncity regional wastewater customers shall be submitted to the city by January 15, April 15, July 15, and October 15 of each year.

The city shall at any time have access to the water meter data for the noncity regional wastewater customer for review, inspection, and audit.

Section 7. That Section 51.082 of the Code of Ordinances of Sioux Falls, SD, is hereby amended to read as follows:

§ 51.082 FUNDS ESTABLISHED.

There are hereby established the required accounts for the purpose of managing the revenues derived and to be derived from the city's sanitary sewer system. A separate account, to be known as the operation and maintenance account, shall be established for purposes of paying the operation and maintenance costs of the POTW sewer system. Funds required for this account shall take precedence to ensure satisfactory operation of the system. ~~An account to be known as the repair and replacement account shall be established for purposes of repairing or replacing portions of the system. Funds shall be deposited into this account at a rate of at least \$219,000 per year. Interest earned on the repair and replacement account shall be deposited in the account as it is received. Deposits required by a bond ordinance shall be made as required by the ordinance.~~

A separate account to be known as the Regional SDC account shall be established and collected annually. The Regional SDC account funds will be allocated annually in accordance with the city's internal policies. No regional wastewater customer or city wastewater customer shall have any right, title, or interest in such account.

Section 8. That Section 53.064 of the Code of Ordinances of Sioux Falls, SD, is hereby amended to read as follows:

§ 53.064 REGULATION OF WASTE RECEIVED FROM REGIONAL WASTEWATER CUSTOMERS OR OTHER JURISDICTIONS.

- (a) If other persons~~another municipality, sanitary district or user located within another municipality,~~ contributes wastewater to the POTW, the manager shall enter into a multi-jurisdictional joint powers agreement with the contributing jurisdiction.
- (b) Prior to entering into an joint powers agreement required by division (a) above, the manager or his or her representatives shall request the following information from the contributing jurisdiction:
 - (1) A description of the quality and volume of wastewater discharged to the POTW by the contributing jurisdiction~~;~~.
 - (2) An inventory of all users located within the contributing jurisdiction that are discharging to the POTW~~;~~and.
 - (3) Other information as the manager or his or her representative may deem necessary.
- (c) A ~~multi-jurisdictional joint powers~~ agreement, as required by division (a) above, shall at a minimum contain the following conditions:
 - (1) A requirement for the regional wastewater customer or other~~contributing~~ jurisdiction to adopt or adopt by reference a wastewater sewer use ordinance which is at least as stringent as this subchapter and local limits which are at least as stringent as those set out in § 53.043.

The requirement shall specify that the ordinance and limits must be revised as necessary to reflect changes made to ~~the city's~~ ordinances or local limits;

- (2) A requirement for the city regional wastewater customer or other contributing jurisdiction to submit a revised user inventory on at least an annual basis;
- (3) A provision specifying which pretreatment implementation activities, including wastewater discharge permit issuance, inspection and sampling, and enforcement, will be conducted by the regional wastewater customer or other contributing jurisdiction; which of these activities will be conducted by the manager or his or her representative; and which of these activities will be conducted jointly by the regional wastewater customer or other contributing jurisdiction and the manager or his or her representative;
- (4) A requirement for the regional wastewater customer or other contributing jurisdiction to provide the manager or his or her representative with access to all information that the regional wastewater customer or other contributing jurisdiction ~~obtains~~ maintains as part of its pretreatment activities;
- (5) Limits on the nature, quality, and volume of the regional wastewater customer or other contributing jurisdiction's wastewater at the designated monitoring point before it discharges to the POTW;
- (6) Requirements for monitoring the regional wastewater customer or other contributing jurisdiction's discharge;
- (7) A provision ensuring the manager and his or her representatives access to the facilities of users located within the regional wastewater customer or other contributing jurisdictional boundaries for the purpose of inspection, sampling, and any other duties deemed necessary by the manager; ~~and~~;
- (8) A provision specifying remedies available to the city for breach of the terms of the ~~multi-jurisdictional~~ joint powers agreement including, but not limited to, suspension or termination by the city without liability on the part of the city.

Date adopted: _____.

Mayor

ATTEST:

City Clerk