

First Reading  
August 29, 2011  
Item No. 2.3

Second Reading  
September 8, 2011  
Item No. 6.2

ORDINANCE NO. 2011-00080

AN ORDINANCE APPROVING AND ADOPTING A BUDGET FOR FISCAL YEAR 2011-12; PROVIDING FOR NECESSARY TRANSFERS OF FUNDS BETWEEN ACCOUNTS AND DEPARTMENTS, IF REQUIRED; APPROPRIATING FUNDS FOR THE FISCAL YEAR 2011-12 OPERATING BUDGET AND CAPITAL PROGRAM OF THE CITY OF LUBBOCK; ESTABLISHING CIVIL SERVICE CLASSIFICATIONS AND POSITIONS; APPROVING INCLUSION OF EQUIPMENT AND PROPERTY TO BE PURCHASED AS A PART OF THE MASTER LEASE PROGRAM; AUTHORIZING THE MAYOR TO APPROPRIATE CERTAIN FUNDING DURING A DULY DECLARED STATE OF DISASTER; APPROVING THE FORMULA AND SCHEDULE OF MUNICIPAL DRAINAGE CHARGES; AMENDING SECTION 22.03.084 OF THE CODE OF ORDINANCES OF THE CITY OF LUBBOCK BY REVISING WATER RATES AS CONTAINED THEREIN; AMENDING SUBSECTION 22.04.041(a) OF THE CODE OF ORDINANCES OF THE CITY OF LUBBOCK BY REVISING WASTEWATER RATES AS CONTAINED THEREIN; PROVIDING FOR PUBLICATION; AND PROVIDING FOR A SAVINGS CLAUSE.

WHEREAS, the City Manager has prepared certain figures for the Fiscal Year 2011-12 Proposed Operating Budget and Capital Program (Proposed Budget) and has submitted the same to the City Council; and

WHEREAS, the City Manager filed the Proposed Budget with the City Secretary for the fiscal year beginning October, 1, 2011; and

WHEREAS, the City Secretary posted notice that the Proposed Budget had been filed and a public hearing called thereon by the City Council at City Hall; and

WHEREAS, the City Council determined that the Proposed Budget, as revised, is appropriate and correct in all respects and that all requirements of the law have been satisfied; and

WHEREAS, the City Council of the City of Lubbock deems it to be in the best interest of the citizens of the City of Lubbock to adjust water rates, wastewater, and storm drainage collection rates within the City of Lubbock to reflect cost of service; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

SECTION 1. THAT the budget proposed by the City Manager and filed with the City Secretary for fiscal year October 1, 2011 through September 30, 2012, which is attached hereto as Exhibit A, be and is hereby approved and adopted as the FY 2011-12 Adopted Operating Budget and Capital Program (Adopted Budget), and made a part of this ordinance for all purposes.

SECTION 2. THAT a summary of estimated and forecasted revenues, appropriations, and any utilization of net assets for all Funds of the City is hereby approved in all respects and is attached hereto as Exhibit B.

SECTION 3. THAT any necessary transfer of funds between accounts below the department level recommended by the City Manager for City purposes or as a result of unusual or unforeseen conditions during the administration of the Adopted Budget are hereby approved, however, any transfer of funds between departments shall be presented to the City Council for approval by ordinance before such funds can be transferred between funds or expended. A listing of transfers between funds that are included in the Adopted Budget are attached hereto as Exhibit C.

SECTION 4. THAT to the extent that actual revenues are projected to be less than the budgeted revenues, the City Manager is authorized to reduce spending as necessary in order to prevent expenditures from exceeding available revenue sources; and that in the event such action is taken, the City Manager shall immediately notify the City Council in writing with appropriate explanation.

SECTION 5. THAT all balances of appropriation in each fund, which support authorized obligations, or are encumbered at the close of business for the fiscal year ended September 30, 2011, are hereby declared to be re-appropriated into the Adopted Budget beginning October 1, 2011.

SECTION 6. THAT a copy of the Adopted Budget shall be filed with appropriate officials as required by law.

SECTION 7. THAT in accordance with Section 2.06.109 of the Code of Ordinances of the City of Lubbock, the civil service classifications and positions set forth in the Adopted Budget are hereby established by Ordinance.

SECTION 8. THAT the funding, as set forth in the Adopted Budget, and as also set forth in the Capital Program, are hereby appropriated by project and scope as set forth in the Capital Budget. A Capital Program Summary is attached hereto as Exhibit D.

SECTION 9. THAT any additional appropriation or the addition of capital projects shall be presented to the City Council for approval by ordinance before such funds can be expended. The appropriation for a project in the Capital Program shall continue in force until the purpose for which the appropriation was made has been accomplished or abandoned.

SECTION 10. THAT the inclusion of equipment and property to be purchased as a part of the Master Lease Program is hereby approved and the City Manager and/or Chief Financial Officer and/or his or her designee are hereby directed to execute any and all documents necessary to consummate such purchases as outlined in the Master Lease Vehicle Replacement Schedule, set forth on Exhibit E and in the Master Lease Equipment Replacement Schedule, set forth on Exhibit F.

SECTION 11. THAT during a duly declared state of disaster the Mayor may authorize up to \$500,000 from the General Fund, to be reimbursed by state or federal funds, for expenditures related to widespread or severe damage, injury, or loss of property.

SECTION 12. THAT all fees, fines and charges for service are approved as listed in Exhibit A.

SECTION 13. THAT the pay plan is approved as listed in Exhibit G.

SECTION 14. THAT personnel is adopted as reflected in Exhibit H. Sworn Police Officers totaling 423 are authorized and funded. The additional number of sworn police officers, totaling 36, needed to reach the two per 1,000 population ratio are authorized but unfunded.

SECTION 15. THAT the City of Lubbock has heretofore established a municipal drainage utility pursuant to Chapter 402 of the Local Government Code and the City Council of the City of Lubbock has heretofore established a schedule of drainage charges for such utility. The City Council deems it to be in the best interest of the health, safety and welfare of the citizens of the City of Lubbock to the schedule of drainage charges to accommodate improvements to be made to the City's drainage system and a public hearing and requisite notice have been provided with regard to such revised charges as required by law. The City Council ordains the following in regard to the municipal drainage system:

- (1) The formula and schedule of municipal drainage charges attached hereto as Exhibit I is hereby adopted and made a part of this Ordinance as if fully copied herein in detail to be effective October 1, 2011; and
- (2) Such charges are hereby approved and adopted and shall be billed to the users of such benefited properties along with the bill for other utility services provided to the property; and
- (3) Such charges shall remain in full force and effect until such time as said fees shall be further revised by action of the City Council of the City of Lubbock.

SECTION 16. THAT Section 22.03.084 of the Code of Ordinances, City of Lubbock, Texas is hereby amended to read as follows:

Section 22.03.084 Water base charge.

The City, through the City Manager, shall charge and collect from every customer and every customer shall pay a monthly base charge for water which shall be billed to all customers based upon the water meter size as follows:

<u>Meter Size</u>	<u>Base Charge</u>
Three-quarter inch (3/4") meter	\$28.00
One inch (1") meter	46.74
One and a half inch (1.5") meter	93.20
Two inch (2") meter	149.80
Three inch (3") meter	298.61
Four inch (4") meter	466.52
Six inch (6") meter	932.79
Eight inch (8") meter	1,492.50
Ten inch (10") meter	2,145.70

SECTION 17: THAT the Water Base Charge as set forth in this Ordinance, except as otherwise provided herein, shall be effective for all billings for such services dated on or after December 1, 2011. The Water Base Charge currently in effect shall remain in effect until the effective date of the Water Base Charge, as set forth herein.

SECTION 18: THAT Subsection 22.04.041(a) of the Code of Ordinances, City of Lubbock, Texas is hereby amended to read as follows:

**Section 22.04.041 Rates charged for wastewater service**

- (a) The City, through the City Manager, shall charge and collect from every customer and every customer shall pay a monthly base charge for wastewater service which shall be billed to all customers based upon the water meter size as follows:

<u>Meter Size</u>	<u>Base Charge</u>
No meter	\$53.00
Three-quarter inch (3/4") meter	14.00
One inch (1") meter	17.06
One and a half inch (1.5") meter	24.66
Two inch (2") meter	33.81
Three inch (3") meter	55.19
Four inch (4") meter	85.68
Six inch (6") meter	161.94
Eight inch (8") meter	253.43
Ten inch (10") meter	360.21

SECTION 19: THAT the Wastewater Base Charge as set forth in this Ordinance shall be effective for all billings for such services dated on or after December 1, 2011. The Wastewater Base Charge currently in effect shall remain in effect until the effective date of the Wastewater Base Charge as set forth herein.

# Exhibit I – Schedule of Storm Water Charges

## Schedule of Charges

Residential Property

\$14.00 per month  
per water meter

Non-Residential Property

\$92.92 per month  
per water meter

Separate residential sprinkler system water meters will not be billed a Storm Water charge.

Apartments and duplexes will be billed at the residential rate on a per water meter basis.

Exemptions from the utility charges are as follows: School District Property, State of Texas Property, Lubbock County Property, and City of Lubbock Property.

The Storm Water billing will be sent to the names and addresses of the person or persons currently shown on the water meter billing.