

ORDINANCE NO. ORD-14-0013

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH APPROVING AND ADOPTING THE OFFICIAL BUDGET OF THE CITY OF LONG BEACH FOR THE FISCAL YEAR 2014-2015, CREATING AND ESTABLISHING THE FUNDS OF THE MUNICIPAL GOVERNMENT OF THE CITY OF LONG BEACH AND APPROPRIATING MONEY TO AND AUTHORIZING EXPENDITURES FROM SAID FUNDS FOR SAID FISCAL YEAR; DECLARING THE URGENCY THEREOF, AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AT 12:01 A.M. ON OCTOBER 1, 2014

The City Council of the City of Long Beach ordains as follows:

Section 1. The City Manager's Recommended Budget which was submitted to the City Council on July 22, 2014, by the Mayor, and which constitutes the preliminary budget for the fiscal year beginning October 1, 2014, is hereby adopted as the Official Budget of the City of Long Beach for fiscal year 2014-15.

Section 2. The amounts appropriated in Sections 3 and 4 shall govern and control the expenditures for fiscal year 2014-15 of the several fund types, funds, departments, offices and agencies stated therein. Said amounts conform to the adopted budget of the City of Long Beach as set forth in Section 1. All detailed schedules and other data set forth in the City Manager's Recommended Budget other than those mentioned in this ordinance are provided for information purposes only and are not intended to limit expenditures.

Section 3. The Funds specified in Exhibit "A" are hereby established, those of such funds not otherwise created are hereby created, and the specified sums of

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
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1 money set forth opposite the names of said funds are hereby appropriated and
2 authorized to be spent in 2014-15, all of which sums are based on the approved and
3 adopted budget.

4 Section 4. The specified sums of money set forth opposite the names of
5 the following departments, offices and agencies in Exhibit "B" are hereby appropriated
6 and authorized to be spent in fiscal year 2014-15, all of which sums are based upon the
7 approved and adopted budget.

8 Section 5. This is an emergency measure and is urgently required for the
9 reason that in order to carry on the affairs, functions and business of the City of Long
10 Beach during the fiscal year which begins on October 1, 2014, it is necessary to
11 authorize the expenditure of monies required for such purposes. Currently, no authority
12 exists to pay the salaries and wages of the officers and employees of said City or to
13 make the necessary purchases of supplies, equipment and services to carry on the
14 affairs, functions and business of said City in the forthcoming fiscal year. Commencing
15 on October 1, 2014, it will be necessary for the City of Long Beach to make certain
16 payments on the principal and interest of the bonded indebtedness of said City and to
17 meet the payrolls of the various departments of said City, including the Police, Fire and
18 Health Departments.

19 In order that said obligations may be met when due and payable and said
20 expenditures may be made, it is necessary that this ordinance be passed as an
21 emergency measure, to take effect at 12:01 a.m. on October 1, 2014.

22 Section 6. If any section, subsection, subdivision, sentence, sum,
23 percentage, clause or phrase of this ordinance is for any reason held to be
24 unconstitutional, invalid or void, such decision shall not affect the validity of the remaining
25 portions of this ordinance. The City Council hereby declares that it would have passed
26 this ordinance, and every section, subsection, subdivision, sentence, sum, percentage,
27 clause and phrase thereof, irrespective of the fact that any one or more sections,
28 subsections, subdivisions, sentences, sums, percentages, clauses or phrases thereof is

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1 declared unconstitutional, invalid or void.

2 Section 7. This ordinance is an emergency ordinance duly adopted by
3 the City Council by a vote of five of its members and shall take effect immediately. The
4 City Clerk shall certify to a separate roll call and vote on the question of the emergency of
5 this ordinance and to its passage by the vote of five members of the City Council of the
6 City of Long Beach, and cause the same to be posted in three conspicuous places in the
7 City of Long Beach, and it shall thereupon take effect and shall be operative on and after
8 12:01 a.m. on October 1, 2014.

9 I hereby certify that on a separate roll call and vote which was taken by the
10 City Council of the City of Long Beach upon the questions of the emergency of this
11 ordinance at its meeting of September 2, 2014, the ordinance was
12 declared to be an emergency by the following vote:

13
14 Ayes: Councilmembers: Gonzalez, Lowenthal, Price,
15 O'Donnell, Mungo, Andrews, Uranga,
16 Austin, Richardson.

17
18 Noes: Councilmembers: None.

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20 Absent: Councilmembers: None.

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CHARLES PARKIN, City Attorney
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Long Beach, CA 90802-4664

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I further certify that thereafter, at the same meeting, upon a roll call and vote on adoption of the ordinance, it was adopted by the City Council of the City of Long Beach by the following vote:

Ayes:	Councilmembers:	<u>Gonzalez, Lowenthal, Price,</u>
		<u>O'Donnell, Mungo, Andrews,</u>
		<u>Uranga, Austin, Richardson.</u>

Noes:	Councilmembers:	<u>None.</u>

Absent:	Councilmembers:	<u>None.</u>

I further certify that the foregoing ordinance was thereafter adopted on final reading of the City Council of the City of Long Beach at its meeting of

September 9, 2014, by the following vote:

Ayes:	Councilmembers:	<u>Gonzalez, Lowenthal, Price,</u>
		<u>O'Donnell, Mungo, Andrews,</u>
		<u>Uranga, Austin, Richardson.</u>

Noes:	Councilmembers:	<u>None.</u>

Absent:	Councilmembers:	<u>None.</u>

Approved: 9/8/14
(Date)


City Clerk


Mayor

Exhibit A

REVISED
as of 1:00 PM

FISCAL YEAR 2015 APPROPRIATIONS ORDINANCE BY FUND

FUND	FY 15 NEW ALLOCATION	FY 14 ESTIMATED CARRYOVER*	FY 15 APPROPRIATION
GENERAL FUND**/****	419,084,757	-	419,084,757
UPLAND OIL FUND***	36,179,876	-	36,179,876
GENERAL GRANTS FUND	8,799,023	8,759,078	17,558,100
POLICE & FIRE PUBLIC SAFETY OIL PROD ACT FUND	4,433,161	-	4,433,161
HEALTH FUND	39,482,210	30,266,730	69,748,940
PARKING & BUSINESS AREA IMPROVEMENT FUND	7,142,408	-	7,142,408
SPECIAL ADVERTISING & PROMOTION FUND	6,112,804	-	6,112,804
HOUSING DEVELOPMENT FUND	10,713,202	9,717,315	20,430,517
BELMONT SHORE PARKING METER FUND	656,145	-	656,145
BUSINESS ASSISTANCE FUND	650,119	1,609,518	2,259,637
COMMUNITY DEVELOPMENT GRANTS FUND	21,051,815	18,617,913	39,669,727
GASOLINE TAX STREET IMPROVEMENT FUND	15,605,973	29,736,462	45,342,435
TRANSPORTATION FUND	20,851,962	10,856,163	31,708,125
CAPITAL PROJECTS FUND	14,228,624	51,229,329	65,457,952
CIVIC CENTER FUND	10,195,588	1,454,735	11,650,323
GENERAL SERVICES FUND	51,018,524	13,401,723	64,420,248
FLEET SERVICES FUND	34,483,667	1,931,667	36,415,334
INSURANCE FUND	42,042,245	139,683	42,181,927
EMPLOYEE BENEFITS FUND	232,706,625	-	232,706,625
TIDELANDS FUNDS	148,672,627	76,380,468	225,053,096
TIDELAND OIL REVENUE FUND	417,816,112	-	417,816,112
RESERVE FOR SUBSIDENCE	-	-	-
DEVELOPMENT SERVICES FUND	18,153,507	1,323,586	19,477,093
GAS FUND	106,368,549	8,692,923	115,061,472
GAS PREPAY FUND	39,128,641	-	39,128,641
AIRPORT FUND	43,017,760	22,092,203	65,109,962
REFUSE/RECYCLING FUND	45,361,815	494,261	45,856,075
SERRF FUND	51,224,403	-	51,224,403
SERRF JPA FUND	11,218,558	-	11,218,558
TOWING FUND	7,160,349	-	7,160,349
HOUSING AUTHORITY FUND	77,074,605	-	77,074,605
SUCCESSOR AGENCY	75,610,411	28,891,812	104,502,223
CUPA FUND	1,692,365	7,822	1,700,187
DEBT SERVICE FUND	9,962,233	-	9,962,233
TOTAL	2,027,900,662	315,603,391	2,343,504,053

*Carryover of multi-year grants and CIP funds.

**Any additional General Fund surplus in FY 14 up to \$2 million will be allocated to the CalPERS Stabilization Fund.

***Any additional FY 14 year-end Upland Oil Fund surplus not already used or designated will be automatically appropriated in the Police Department for overtime directed towards residential burglary efforts up to a maximum appropriation of \$350,000.

****The Park Ranger program reports to the Police Department subject first to meet and confer.

Exhibit B

REVISED
as of 1:00 PM

FISCAL YEAR 2015 APPROPRIATIONS ORDINANCE BY DEPARTMENT

DEPARTMENT	FY 15 NEW ALLOCATION	FY 14 ESTIMATED CARRYOVER*	FY 15 APPROPRIATION
MAYOR AND COUNCIL	4,747,735	-	4,747,735
CITY ATTORNEY	9,463,005	-	9,463,005
CITY AUDITOR	2,970,581	-	2,970,581
CITY CLERK	2,620,378	-	2,620,378
CITY MANAGER	59,955,673	61,195,866	121,151,539
CITY PROSECUTOR	4,779,147	60,507	4,839,654
CIVIL SERVICE	2,174,093	-	2,174,093
AIRPORT	42,122,257	22,092,203	64,214,459
DISASTER PREPAREDNESS & EMERGENCY COMMUNICATIONS	1,489,814	533,158	2,022,973
DEVELOPMENT SERVICES	117,852,816	54,156,195	172,009,011
FINANCIAL MANAGEMENT**	465,553,940	1,170,499	466,724,439
FIRE	97,542,076	910,949	98,453,025
HEALTH AND HUMAN SERVICES	117,233,226	30,855,537	148,088,763
HUMAN RESOURCES	20,973,051	4,909,004	25,882,055
LIBRARY SERVICES	14,741,445	-	14,741,445
LONG BEACH GAS AND OIL	600,354,111	8,697,375	609,051,486
PARKS, RECREATION AND MARINE	53,743,220	10,671,911	64,415,131
POLICE***	211,083,413	3,376,417	214,459,830
PUBLIC WORKS	154,985,210	103,572,045	258,557,255
TECHNOLOGY SERVICES	49,117,739	13,401,725	62,519,464
TOTAL	2,033,502,930	315,603,391	2,349,106,321

*Carryover of multi-year grants and CIP funds.

**Department of Financial Management includes internal service charges that are contained in the resolutions of the Water, Sewer and Harbor funds for accounting, budgeting and treasury functions, and other citywide activities such as debt service.

***Any additional FY 14 year-end Upland Oil Fund surplus not already used or designated will be automatically appropriated in the Police Department for overtime directed towards residential burglary efforts up to a maximum appropriation of \$350,000.

Note: Any additional General Fund surplus in FY 14 up to \$2 million will be allocated to the CalPERS Stabilization Fund. The Park Ranger program reports to the Police Department subject first to meet and confer.

OFFICE OF THE CITY ATTORNEY
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1 RESOLUTION NO. RES-14-0075

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH APPROVING THE 2014-2015
5 BUDGET OF THE LONG BEACH HARBOR DEPARTMENT
6

7 WHEREAS, Ordinance No. C-7300 of the City Council establishes the fiscal
8 year of the City as beginning on October 1 and ending on September 30 of the following
9 year; and

10 WHEREAS, the annual budget of the Long Beach Harbor Department for
11 the 2015 fiscal year was adopted by the Board of Harbor Commissioners in its meeting of
12 July 14, 2014 by Resolution No. HD-2772; and

13 WHEREAS, said annual budget has been filed with the City Clerk for
14 presentation to the City Council and with the City Auditor pursuant to the provisions of
15 Section 1210 of the Charter of the City of Long Beach;

16 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
17 follows:

18 Section 1. The annual budget of the Long Beach Harbor Department for
19 the 2015 fiscal year adopted by the Board of Harbor Commissioners by Resolution No.
20 HD-2772, a copy of which is attached hereto and made a part hereof by reference, is
21 hereby approved pursuant to the provisions of Section 1210 of the Charter of the City of
22 Long Beach.

23 Section 2. The City Clerk shall file a certified copy of said budget, as
24 approved, with the Board of Harbor Commissioners and the City Auditor.

25 Section 3. The City Clerk shall certify to the passage of this resolution by
26 the City Council of the City of Long Beach, and it shall thereupon take effect.

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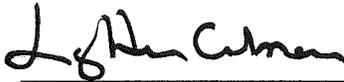
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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of September 2, 2014 by the following vote:

Ayes: Councilmembers: Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin, Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: O'Donnell, Andrews.



City Clerk

OFFICE OF THE CITY ATTORNEY
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333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 RESOLUTION NO. HD- 2772

2
3 A RESOLUTION OF THE BOARD OF HARBOR
4 COMMISSIONERS ADOPTING THE ANNUAL BUDGET
5 FOR THE LONG BEACH HARBOR DEPARTMENT FOR
6 THE FISCAL YEAR 2014-2015

7
8 The Board of Harbor Commissioners of the City of Long Beach resolves as
9 follows:

10 Section 1. That the annual department budget of the Long Beach Harbor
11 Department for the fiscal year 2014-2015 is hereby adopted as follows:

12 Harbor Revenue Fund (in thousands of dollars)

13

14	Estimated Funds Available 10/1/2014	\$324,155
15	Estimated Revenues	805,716
16	Total Estimated Resources	1,129,871
17	Estimated Expenditures	857,564
18	Estimated Funds Available 9/30/2015	272,307

19

20 Sec. 2. This resolution shall take effect immediately upon its adoption by
21 the Board of Harbor Commissioners, and the Secretary of the Board shall certify to the
22 vote adopting this resolution and shall cause a certified copy of this resolution to be filed
23 forthwith with the City Clerk. The City Clerk shall post the resolution in three conspicuous
24 places in the City of Long Beach.

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I hereby certify that the foregoing resolution was adopted by the Board of Harbor Commissioners of the City of Long Beach at its meeting of July 14, 2014 by the following vote:

Ayes: Commissioners: Bynum, Wise, Farrell, Dines, Drummond
Noes: Commissioners: _____
Absent: Commissioners: _____
Not Voting: Commissioners: _____

Law Ann Jarbo
Secretary

DTH:rjr 07/07/14 #A14-01263
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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-14-0078

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH ADOPTING AN APPROPRIATIONS
5 LIMIT FOR THE CITY OF LONG BEACH FOR THE 2014-
6 2015 FISCAL YEAR PURSUANT TO ARTICLE XIII(B) OF
7 THE CALIFORNIA CONSTITUTION
8

9 WHEREAS, Article XIII(B) of the California Constitution provides for an
10 annual appropriations limit for state and local governments beginning with the 1980-81
11 fiscal year, based on 1978-79 appropriations, as adjusted for specified annual changes in
12 population and inflation; and

13 WHEREAS, Section 7910 of the Government Code also provides that
14 fifteen (15) days prior to such meeting, documentation used in the determination of the
15 appropriations limit shall be available to the public; and that each year the City Council
16 shall, by resolution, establish the appropriations limit for the City of Long Beach for the
17 following fiscal year; and

18 WHEREAS, Proposition 111 subsequently amended Article XIII(B) of the
19 California Constitution to provide for certain revisions in the population and inflation
20 factors used in the calculation of the appropriations limit and to provide for a recalculation
21 of the appropriation limit date for the years 1987-88 through 1990-91; and

22 WHEREAS, Proposition 111 provided that one factor that may be used in
23 the calculation of the appropriations limit is the increase in local non-residential assessed
24 value due to new construction; and

25 WHEREAS, the documentation which is attached hereto and made a part
26 hereof as Exhibit "A" was used in the determination of the appropriations limit for the
27 2014-2015 fiscal year, and has been available for public inspection in the office of the
28 City Clerk since August 1, 2014;

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CHARLES PARKIN, City Attorney
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NOW, THEREFORE, the City Council of the City of Long Beach resolves as follows:

Section 1. The appropriations limit for the City of Long Beach for fiscal year 2014-2015 shall be \$642,991,700.

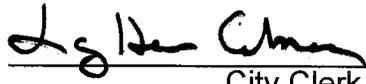
Section 2. This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting this resolution.

I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of September 2, 2014, by the following vote:

Ayes: Councilmembers: Gonzalez, Lowenthal, Price, Mungo,
Andrews, Uranga, Austin,
Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: O'Donnell.


City Clerk

"EXHIBIT A"

CITY OF LONG BEACH

I. DETERMINATION OF FISCAL YEAR 2014-2015 APPROPRIATIONS LIMIT Based On Budgeted Revenues

2013-2014 Appropriations Limit:	\$641,203,851
Adjustment Factor (See Below):	1.002788
2014-2015 Appropriations Limit:	\$642,991,700

II. DETERMINATION OF APPROPRIATIONS FACTOR

Price Factor:	0.997700
Change in Per Capita Income	
Department of Finance estimate pursuant	
to Revenue Tax Code, Sec. 2227 and 2228,	
California =	-0.23%
Ratio = $(-0.23+100)/100 =$	0.9977
Population Change:	0.005900
Department of Finance estimate pursuant	
to Revenue Tax Code, Sec. 2227 and 2228,	
California =	0.51%
Ratio = $(.51+100)/100 =$	1.0051
Adjustment Factor:	1.002788
0.997700×1.0051	
Factors were converted to ratios	
per State guidelines.	

III. DETERMINATION OF FISCAL YEAR 2014-2015 CALCULABLE REVENUE PERCENTAGE OF APPROPRIATIONS LIMIT

Appropriated Tax Revenue:	298,389,688
Actual calculable revenue applied	
towards Appropriations Limit	
Exclusions From Taxable Proceeds	(\$27,493,313)
Revised Appropriated Tax Revenue	270,896,375
2014-2015 Appropriations Limit:	\$642,991,700
Variance Between Revenue And Limit	\$372,095,325
2014-2015 Percentage of Appropriations Limit:	42.13%

*Prepared July 28, 2014
Department of Financial Management
Budget and Performance Management Bureau*

1 unconstitutional, invalid or void, such decision shall not affect the validity of the remaining
2 portions of this ordinance. The City Council hereby declares that it would have passed
3 this ordinance, and every section, subsection, subdivision, sentence, sum, percentage,
4 clause and phrase thereof, irrespective of the fact that any one or more sections,
5 subsections, subdivisions, sentences, sums, percentages, clauses or phrases thereof is
6 declared unconstitutional, invalid or void.

7 Section 4. This ordinance is an emergency ordinance duly adopted by
8 the City Council by a vote of five of its members and shall take effect immediately. The
9 City Clerk shall certify to a separate roll call and vote on the question of the emergency of
10 this ordinance and to its passage by the vote of five members of the City Council of the
11 City of Long Beach, and cause the same to be posted in three conspicuous places in the
12 City of Long Beach, and it shall thereupon take effect and shall be operative on and after
13 12:01 a.m. on October 1, 2014.

14 I hereby certify that on a separate roll call and vote which was taken by the
15 City Council of the City of Long Beach upon the question of emergency of this ordinance
16 at its meeting of September 2, 2014, the ordinance was declared to be an
17 emergency by the following vote:

18
19 Ayes: Councilmembers: Gonzalez, Lowenthal, Price, Mungo,
20 Uranga, Austin, Richardson.

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22
23 Noes: Councilmembers: None.

24
25 Absent: Councilmembers: O'Donnell, Andrews.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
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I further certify that on September 2, 2014, upon a roll call and vote on first reading of the ordinance, it was adopted by the City Council of the City of Long Beach by the following vote:

Ayes: Councilmembers: Gonzalez, Lowenthal, Price, Mungo,
Andrews, Uranga, Austin, Richardson.

Noes: Councilmembers: None.

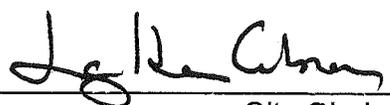
Absent: Councilmembers: O'Donnell.

I further certify that the foregoing ordinance was thereafter adopted on final reading by the City Council of the City of Long Beach at its meeting of September 9, 2014, by the following vote

Ayes: Councilmembers: Gonzalez, Lowenthal, Price, O'Donnell,
Mungo, Andrews, Uranga, Austin,
Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: None.


City Clerk

Approved: 9/8/14
(Date)


Mayor

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 RESOLUTION NO. WD-1326

2
3 A RESOLUTION OF THE CITY OF LONG BEACH
4 BOARD OF WATER COMMISSIONERS AMENDING
5 RESOLUTION NO. WD-1309 FIXING RATES AND
6 CHARGES FOR WATER AND SEWER SERVICE TO ALL
7 CUSTOMERS, SUBJECT TO THE APPROVAL OF THE
8 CITY COUNCIL BY ORDINANCE

9
10 The Board of Water Commissioners of the City of Long Beach resolves as
11 follows:

12 Section 1. That the following rates and charges for potable and
13 reclaimed water service and for sewer service are hereby established, and the Long
14 Beach Water Department ("Water Department") of the City of Long Beach ("City") is
15 hereby authorized and directed to charge and collect the same in accordance with the
16 provisions of this resolution, subject to a Public Hearing on September 4, 2014.

17 Section 2. For all metered services the charge for potable and reclaimed
18 water shall consist of both a service charge based on the size of the service and a
19 quantitative charge for water delivered.

20 A. On October 1, 2014, the service charge shall be in
21 accordance with the following table:

<u>Size of Service</u>	<u>Daily Service Charge</u>
5/8 or 3/4 inch	\$0.452
1 inch	\$0.681
1-1/2 inch	\$1.271
2 inch	\$1.884
3 inch	\$3.902
4 inch	\$6.173

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<u>Size of Service</u>	<u>Daily Service Charge</u>
6 inch	\$11.378
8 inch	\$17.858
10 inch	\$29.248
12 inch	\$35.745
16 inch	\$59.159

B. On October 1, 2014, the quantitative charge for all water delivered shall be as follows, based on monthly meter readings:

1. For single family residential customers of potable water who have been granted an exemption from the City's Utility Users Tax in accordance with Chapter 3.68 of the Long Beach Municipal Code:

Tier IA	First 5 Billing Units (or fraction thereof)	\$1.319
Tier II	Next 10 Billing Units (or fraction thereof)	\$2.638
Tier III	Over 15 Billing Units (or fraction thereof)	\$3.957

2. For single family residential customers of potable water who have not been granted an exemption from the City's Utility Users Tax:

Tier IB	First 5 Billing Units (or fraction thereof)	\$2.374
Tier II	Next 10 Billing Units (or fraction thereof)	\$2.638
Tier III	Over 15 Billing Units (or fraction thereof)	\$3.957

3. For duplex residential customers of potable water who have been granted an exemption from the City's Utility Users Tax in accordance with Chapter 3.68 of the Long Beach Municipal Code:

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Tier IA	First 2.5 Billing Units (or fraction thereof per dwelling unit)	\$1.319
Tier II	Next 10.5 Billing Units (or fraction thereof per dwelling unit)	\$2.638
Tier III	Over 13 Billing Units (or fraction thereof per dwelling unit)	\$3.957

4. For duplex residential customers of potable water who have not been granted an exemption from the City's Utility Users Tax:

Tier IB	First 2.5 Billing Units (or fraction thereof per dwelling unit)	\$2.374
Tier II	Next 10.5 Billing Units (or fraction thereof per dwelling unit)	\$2.638
Tier III	Over 13 Billing Units (or fraction thereof per dwelling unit)	\$3.957

5. For multi-family residential customers of potable water who have been granted an exemption from the City's Utility Users Tax in accordance with Chapter 3.68 of the Long Beach Municipal Code:

Tier IA	First 2.5 Billing Units (or fraction thereof per dwelling unit)	\$1.319
Tier II	Next 6.5 Billing Units (or fraction thereof per dwelling unit)	\$2.638
Tier III	Over 9 Billing Units (or fraction thereof per dwelling unit)	\$3.957

6. For multi-family residential customers of potable water who have not been granted an exemption from the City's Utility Users Tax:

1	Tier IB	First 2.5 Billing Units (or fraction thereof per dwelling unit)	\$2.374
2			
3	Tier II	Next 6.5 Billing Units (or fraction thereof per dwelling unit)	\$2.638
4			
5	Tier III	Over 9 Billing Units (or fraction thereof per dwelling unit)	\$3.957
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7			

8 7. For commercial customers of potable water, \$2.638 per
9 billing unit, or fraction thereof.

10 8. For industrial customers of potable water, \$2.638 per
11 billing unit, or fraction thereof.

12 9. For irrigation customers of potable water, \$2.638 per
13 billing unit, or fraction thereof.

14 10. For City of Long Beach Departments using potable
15 water, \$2.638 per billing unit, or fraction thereof.

16 11. For reclaimed water users whose use is "peaking" as
17 defined herein, \$1.847 per billing unit, or fraction thereof.

18 12. For reclaimed water users whose use is "non-peaking"
19 as defined herein, \$1.319 per billing unit, or fraction thereof.

20 13. For reclaimed water users whose use is "interruptible"
21 as defined herein, \$1.319 per billing unit or fraction thereof.

22 14. These quantitative charges shall be subject to
23 adjustment as provided in Subsection C of this Section.

24 15. There shall be no charge for water used through fire
25 hydrants for extinguishing fires.

26 Section 3.

27 A. Unmetered water service may be rendered to unoccupied or
28 occupied property where it is not practical to meter the water, and on

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October 1, 2014, the rate for unmetered water service shall be:

<u>Size of Service</u>	<u>Daily Rate</u>
5/8 or 3/4 inch	\$2.206
1 inch	\$3.732
1-1/2 inch	\$9.192
2 inch	\$14.460

B. The rates for unmetered water service shall begin on the date of use of water by the customer, as determined by the General Manager of the Water Department ("General Manager").

Section 4. By Resolution the Board of Water Commissioners has established a Water Conservation and Water Supply Shortage Plan (the Plan). Pursuant to the Plan, the Board may declare that a Stage 1, Stage 2 or Stage 3 Water Supply Shortage exists, in its sole discretion. Upon such declaration, the Board may increase water rates, by an amount necessary, as determined by the Board but not to exceed the following percentages:

Stage 1 Water Supply Shortage Rate. Water rates may be increased by an amount not to exceed 10% above the pre-shortage rate.

Stage 2 Water Supply Shortage Rate. Water rates may be increased by an amount not to exceed 25% above the pre-shortage rate.

Stage 3 Water Supply Shortage Rate. Water rates may be increased by an amount not to exceed 50% above the pre-shortage rate.

Section 5. Charges for water service through meters at temporary service connections from fire hydrants or otherwise shall be at the applicable quantitative charge plus the service charge, together with a charge for installing, changing, and removing the meter and fittings in accordance with the "Rules, Regulations and Charges Governing Potable Water, Reclaimed Water, Sewer Service and the Emergency Water Conservation Plan" of the Water Department.

1 Section 6.

2 A. On October 1, 2014, the service charge for private fire
3 protection service shall be in accordance with the following table:

4 <u>Size of Service</u>	<u>Daily Rate</u>
5 2 inch	\$0.943
6 3 inch	\$1.613
7 4 inch	\$2.383
8 6 inch	\$4.060
9 8 inch	\$5.952
10 10 inch	\$8.052
11 12 inch	\$10.148
12 16 inch	\$14.880

13 The service charges in this Section shall only include water
14 used for fire extinguishing purposes and a reasonable amount of water used
15 for testing the fire line.

16 B. Whenever the Water Department finds that water through a
17 private fire protection service is being used for purposes other than fire
18 extinguishing or testing the fire line, the General Manager may make a
19 determination of the quantity of water used, the quantitative charges for that
20 water, and the service charges to be applied. His determination shall be
21 final. In addition, if water through a private fire protection service is used for
22 purposes other than fire extinguishing or testing the fire line, the Water
23 Department may discontinue the private fire protection service or may
24 install a domestic or fire flow meter, at either the customer's or its expense
25 as the General Manager may determine, and thereafter the service shall be
26 classified as regular service and billed at the rates applicable thereto.

27 Section 7. The primary purpose of fire hydrants is extinguishing fires and
28 they shall be opened and used only by the Water Department or the Long Beach Fire

1 Department, or such other persons as may be authorized to do so by the General
2 Manager or the Chief of the Fire Department. Where fire hydrants are installed and
3 maintained by the Water Department, there shall be no standby charge made to the Fire
4 Department.

5 Section 8.

6 A. For all sewer service where the sewer lateral connects to a
7 main line maintained by the Water Department, or the sewer lateral is
8 located in the public right-of-way, the charge for sewer service shall consist
9 of both a daily sewer rate and a volumetric sewer rate.

10 B. The daily sewer rate shall be in accordance with the following
11 table:

<u>Size of Service</u>	<u>Daily Sewer Rate</u>
12 5/8 or 3/4 inch	\$0.260
13 1 inch	\$0.412
14 1-1/2 inch	\$0.750
15 2 inch	\$1.088
16 3 inch	\$2.251
17 4 inch	\$3.565
18 6 inch	\$6.568
19 8 inch	\$10.317
20 10 inch	\$16.878
21 12 inch	\$20.632
22 16 inch	\$33.760

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25 C. The volumetric sewer rate shall be \$0.361 per 100 cubic feet
26 of water furnished where water service size is 5/8 inches or larger. The
27 volumetric sewer rate shall not be applicable to fire services.

28 Industrial customers may apply for separately metered sewer

1 discharge in accordance with the "Rules, Regulations and Charges
2 Governing Potable Water, Reclaimed Water, Sewer Service, and the Water
3 Conservation and Water Supply Shortage Plan" of the Water Department.

4 D. For volumetric sewer rates, there are the following customer
5 classifications: single family residential; duplex residential; multi-family
6 residential; City Departments; commercial; and industrial.

7 Volumetric sewer rates for single family residential, duplex
8 residential and multi-family residential shall be computed based on the
9 average of actual potable water use during the winter billing periods. The
10 winter billing periods used will be determined by the meter reading schedule
11 for the account. The actual winter usage is divided by the number of winter
12 days to obtain an average volume. The average volume will be the base
13 volume on which the volumetric sewer rate is charged for the next twelve
14 month period beginning with May's billing periods. Each year, the average
15 volume will be recalculated for the succeeding twelve-month period.
16 Exceptions to the above calculation methodology will use the average
17 volume for the water service size in which the customer falls as the average
18 volume or a calculation using available usage information for the account.
19 For those residential customers with no previous history of use during the
20 winter billing periods, the average volume for the water service size in which
21 the customer falls will be used.

22 E. For all users of the sewer system that do not receive a water
23 bill from the City but where the user's sewer lateral connects to a main line
24 maintained by the Water Department, or where the sewer lateral is located
25 in the public right-of-way, the charge for sewer service shall consist of both
26 a daily sewer rate and a volumetric sewer rate. The daily sewer rate shall
27 be as provided in Subsection 8(B) of this Resolution. For these customers,
28 the volumetric sewer rate shall be based on the average volume for the

1 customer's water service size.

2 F. The City shall collect from all developments and all
3 developments shall be required to pay a capacity charge of Ninety-Three
4 Dollars and Thirty-Nine Cents (\$93.39) per equivalent fixture unit at the time
5 application for sewer service is made, but in no event later than the time
6 that the City issues a sewer permit for connection to the City sewage
7 system, as set forth in the Long Beach Municipal Code and the "Rules,
8 Regulations and Charges Governing Potable Water, Reclaimed Water,
9 Sewer Service and the Emergency Water Conservation Plan" of the Water
10 Department.

11 G. Upon receipt of an application for sewer service, the City's
12 Department of Development Services (through the Plan Checker for
13 Plumbing) shall calculate the amount of the capacity charge by: 1)
14 determining if this resolution applies to the development; and 2) if this
15 resolution does not apply, indicating same on the application for sewer
16 service and the reason this resolution does not apply, and processing the
17 application in accordance with ordinances, resolutions, and regulations; or
18 3) if this resolution does apply, determining the number of equivalent fixture
19 units in the development and multiplying that number by the capacity
20 charge per equivalent fixture unit.

21 H. The sewer capacity charge shall be subject to annual
22 adjustment, effective October 1 of each year, to reflect the increase of the
23 Construction Cost Index ("CCI") for Los Angeles as published in the
24 "Engineering News-Record". The increase shall be calculated each
25 September by dividing the CCI published in August of the current calendar
26 year by the CCI published in August of the preceding calendar year; that
27 figure multiplied by the sewer capacity charge in effect in October shall be
28 the new sewer capacity charge. No adjustment shall be made to reflect a

1 decrease in the CCI.

2 I. Funds derived from capacity charges shall be placed in the
3 Sewer Fund and shall be used only for the operation, construction,
4 reconstruction, acquisition, or maintenance of the City sewage system.

5 J. Anyone who has paid a capacity charge may apply for a full or
6 partial refund if within one year after payment: 1) the applicant has not
7 been permitted to connect to the City sewage system; or 2) the
8 development on which the capacity charge was calculated has been
9 modified pursuant to applicable City ordinances, resolutions, or regulations,
10 resulting from a reduction in the number of equivalent fixture units. Refund
11 applications shall be made on forms provided by the City and shall contain
12 a declaration under oath of those facts, along with relevant documentary
13 evidence, which qualify the applicant for the refund. In no event shall a
14 refund exceed ninety percent (90%) of the amount of the capacity charge
15 actually paid.

16 K. Anyone subject to a capacity charge who constructs, deposits
17 money into escrow with the City for the construction of, participates in an
18 assessment district for the construction of, or otherwise contributes money
19 or improvements to the City for the operation, construction, reconstruction,
20 acquisition, or maintenance of the City sewage system shall be eligible for a
21 credit for such contribution against the capacity charge otherwise due. The
22 amount of the credit shall be the value of the contribution as determined by
23 the City provided, however, that the credit shall not exceed ninety percent
24 (90%) of the amount of the capacity charge. Applications for said credit
25 shall be made on forms provided by the City and shall be submitted at or
26 before the time of application for sewer service. The application shall
27 contain a declaration under oath of those facts, along with relevant
28 documentary evidence, which qualify the applicant for the credit.

1 L. The capacity charge and requirements pertaining thereto shall
2 not affect in any way the permissible use of property, density of
3 development, design and improvement standards, public improvement
4 requirements, or any other aspect of the development of land or
5 construction of buildings which may be imposed by the City pursuant to the
6 Long Beach Municipal Code, Subdivision Regulations, or other state or
7 local laws, ordinances or regulations which shall be in effect with respect to
8 all developments.

9 M. The capacity charge is a charge on development that reflects
10 a development's proportionate share of the present depreciated value of the
11 existing City sewage system. As such the capacity charge is additional to
12 and not in substitution of the following: 1) on-site sewer facility
13 requirements imposed by the City pursuant to the Long Beach Municipal
14 Code, Subdivision Regulations, and other state or local laws, ordinances or
15 regulations; 2) sewer permit fees; 3) connection charges; 4) sewer rates;
16 and 5) other fees, rates, and charges including but not limited to sewer
17 standby or immediate availability charges and capital facilities charges for
18 services or facilities other than as a proportionate share of the present
19 depreciated value of the existing City sewer system. In no event shall an
20 applicant for sewer service be obligated to pay fees, rates, or charges in
21 excess of those calculated pursuant to applicable City ordinances, which
22 shall not individually or collectively exceed the reasonable cost of providing
23 sewer service to the development.

24 Section 9. Any term not defined herein which is defined in the Long
25 Beach Municipal Code or in the "Rules, Regulations and Charges Governing Potable
26 Water, Reclaimed Water, Sewer Service, and the Emergency Water Conservation Plan"
27 of the Water Department shall have the meaning stated therein.

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Section 10.

A. Regular bills for water service and sewer service shall be issued at intervals of approximately one month (commonly called "monthly") except in those cases where the General Manager or the Board of Water Commissioners shall prescribe another billing interval. Insofar as practical, meters shall be read at regular intervals for the preparation of regular bills, and meters shall be read as required for the preparation of opening, closing, and special bills.

B. Every water customer and every sewer customer shall be liable for payment of bills for water service and sewer service. Charges for water service and sewer service shall be included in municipal utility bills.

C. Anyone who has been granted an exemption under Chapter 3.68 of the Long Beach Municipal Code as of the date of this resolution does not need to file a separate application for exemption hereunder.

Section 11. Whenever the correctness of any bill for water or sewer service is questioned by a customer, the procedures established in the "Rules, Regulations and Charges Governing Potable Water, Reclaimed Water, Sewer Service, and the Emergency Water Conservation Plan" of the Water Department shall be followed.

Section 12. The following words shall have the meanings defined as follows:

A. "Billing unit" means one hundred (100) cubic feet of water and equals 748 gallons;

B. "Commercial" refers to activities devoted primarily to business, property management, or a profession;

C. "Industrial" refers to activities devoted primarily to manufacturing or processing;

D. "Interruptible" refers to reclaimed water service that can be suspended at any time at the Board's discretion, without liability and

1 dependent upon the Water Department's reclaimed water system needs for
2 such service.

3 E. "Non-peaking" means total average daily demand occurring at
4 a continuous, constant level over a twenty-four (24) hour period;

5 F. "Peaking" means total average daily demand occurring
6 between the hours of 9:00 p.m. and 6:00 a.m.

7 G. "Winter billing period" means the time period used for sewer
8 volumetric calculation purposes, which includes bills with a bill prepared
9 date in December, January, February, or March.

10 Section 13. All other resolutions of the Board of Water Commissioners, or
11 provisions thereof, which conflict with this resolution are hereby rescinded. The charges,
12 conditions, and provisions established in this Resolution shall supersede all others
13 previously established.

14 Section 14. The Secretary of the Board of Water Commissioners shall
15 certify to the passage of this resolution and it shall take effect by operation of law
16 following its approval by the City Council by ordinance.

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1 I hereby certify that the foregoing resolution was adopted by the Board of
2 Water Commissioners of the City of Long Beach at its meeting held on June 19, 2014, by
3 the following vote:

4
5 Ayes: Commissioners: MARTINEZ; ALLEN; SHANNON;
6 LEVINE; SALTZGAVER

7
8 Noes: Commissioners: NONE

9 Absent: Commissioners: NONE
10
11

12 
13 Secretary
14 Board of Water Commissioners

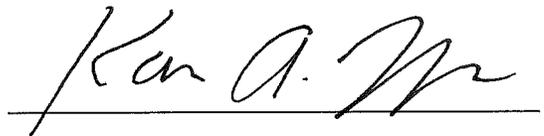
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18 **CERTIFIED AS A TRUE AND CORRECT COPY**
19 **SECRETARY TO THE BOARD OF WATER COMMISSIONERS**
20 **CITY OF LONG BEACH, CALIFORNIA**
21 BY: John D. Allen
22 DATE: 6/19/2014

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA) ss
COUNTY OF LOS ANGELES)
CITY OF LONG BEACH)

Karen Moore being duly sworn says: That I am employed in the Department of the City Clerk of the City of Long Beach; that on the 15th day of September, 2014, I posted three true and correct copies of Emergency Ordinance No. ORD-14-0012 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the entrance lobby of City Hall in front of the Information Desk; one of said copies in the Main Library; and one of said copies on the front counter of the City Clerk Department.



Subscribed and sworn to before me
This 15th day of September, 2014.

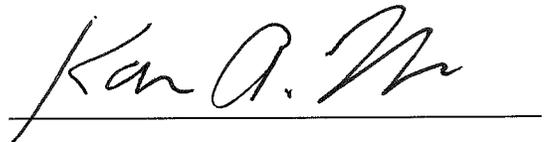


CITY CLERK

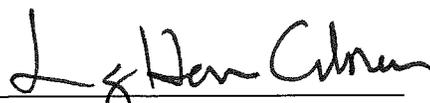
AFFIDAVIT OF POSTING

STATE OF CALIFORNIA) ss
COUNTY OF LOS ANGELES)
CITY OF LONG BEACH)

Karen Moore being duly sworn says: That I am employed in the Department of the City Clerk of the City of Long Beach; that on the 11th day of September, 2014, I posted three true and correct copies of Emergency Ordinance No. ORD-14-0012 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the entrance lobby of City Hall in front of the Information Desk; one of said copies in the Main Library; and one of said copies on the front counter of the City Clerk Department.



Subscribed and sworn to before me
This 11th day of September, 2014.



CITY CLERK