



## AGENDA REPORT

**Meeting Date:** August 5, 2014

**Item Number:** D-2

**To:** Honorable Mayor & City Council

**From:** Laurence S. Wiener, City Attorney

**Subject:** AN ORDINANCE OF THE CITY OF BEVERLY HILLS TO INCREASE RATES AND CHARGES FOR WATER SERVICES AND FACILITIES FURNISHED BY THE CITY

**Attachments:** 1. Ordinance

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### **RECOMMENDATION**

Staff recommends that the City Council move to waive the full reading and adopt the ordinance, entitled "AN ORDINANCE OF THE CITY OF BEVERLY HILLS TO INCREASE RATES AND CHARGES FOR WATER SERVICES AND FACILITIES FURNISHED BY THE CITY".

### **INTRODUCTION**

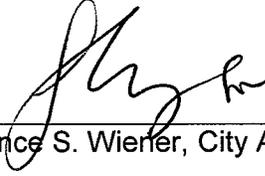
This ordinance increases water utility rates for FY 2014/15 so that the City may continue to provide a high quality and reliable water supply. The water rate increases are necessary to adequately fund increasing O&M expenditures, continue investing in infrastructure maintenance and replacement, and maintain adequate operating reserves.

### **DISCUSSION**

At its meeting of July 29, 2014, the City Council conducted a first reading and introduced this ordinance.

**FISCAL IMPACT**

For 2014/15, a 2% water rate increase is recommended. This increase adjusts the annual revenue from \$37,196,283 to \$37,940,208. Operating expenses will increase by \$895,071 and capital expenditures will increase \$2,575,000.



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Laurence S. Wiener, City Attorney

# **Attachment 1**

**ORDINANCE NO. 14-O-\_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF BEVERLY HILLS TO  
INCREASE RATES AND CHARGES FOR WATER  
SERVICES AND FACILITIES FURNISHED BY THE CITY**

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS DOES ORDAIN  
AS FOLLOWS:

Section 1. The City Council of the City of Beverly Hills hereby finds as follows:

(a) The City Council is authorized pursuant to the California Health and Safety Code Section 5471 to prescribe, revise and collect rates and charges for water services and facilities furnished by the City.

(b) The City Council wishes to increase the rates and charges (the “rates”) for water services and facilities furnished by the City, as provided in Exhibit A.

(c) The City Council identified the parcels upon which the proposed rates would be imposed and calculated the amount of the proposed rates.

(d) The City Clerk caused a notice of the time and place of a public hearing on the proposed rates to be mailed as required by Section 6 of Article XIID of the California Constitution.

(e) Each notice described the amount of proposed rates, the basis upon which the amount of the proposed rates was calculated, the reason for the proposed rates, and the date time and location of a public hearing on the proposed rates.

(f) On July 29, 2014, at the date, time and location set forth in the notice, the City Council conducted a public hearing on the proposed rates and heard and considered all objections and protests thereto and at the close of the public hearing, the City Council determined that written protests had not been presented by a majority of owners of the identified parcels.

(g) All code references in the column entitled "Reference" in Exhibit A are to ordinances or resolutions of the City of Beverly Hills unless otherwise indicated.

Section 2. Effective September 6, 2014, the rates shall be increased as provided in Exhibit A.

Section 3. The City Clerk shall cause this Ordinance to be published at least once in a newspaper of general circulation published and circulated in the City within fifteen (15) days after its passage, in accordance with Section 36933 of the Government Code; shall certify to the adoption of this Ordinance and shall cause this ordinance and her certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this City.

Section 4. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

Adopted:

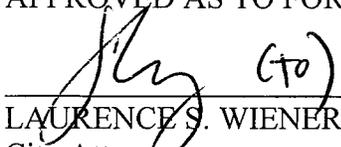
Effective:

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LILI BOSSE  
Mayor of the City of Beverly Hills,  
California

ATTEST:

\_\_\_\_\_  
(SEAL)  
BYRON POPE  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
LAURENCE S. WIENER  
City Attorney

APPROVED AS TO CONTENT:

\_\_\_\_\_  
JEFFREY KOLIN  
City Manager

  
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DON RHOADS  
Director of Administrative Services/Chief  
Financial Officer