

ORDINANCE NO. 2011-1044

ADOPTING THE REVISED GROUNDWATER REDUCTION FEE AS REQUIRED BY THE NORTH FORT BEND WATER AUTHORITY

AN ORDINANCE OF THE CITY OF FULSHEAR, TEXAS AMENDING AND ADOPTING THE REVISED GROUNDWATER REDUCTION FEE AS REQUIRED BY THE NORTH FORT BEND WATER AUTHORITY; REPEALING ALL PREVIOUS RESOLUTIONS OR ORDINANCES, PROVIDING FOR SEVERABILITY AND SETTING AN EFFECTIVE DATE.

WHEREAS, in the interest of Fiscal Responsibility and conservation, it has been deemed in the best interest of the City of Fulshear, Texas to revise the fee charged for Groundwater Reduction as required by the North Fort Bend Water Authority; AND

WHEREAS, it is the desire of the City Council of the City of Fulshear to develop a fee structure that will allow the Enterprise Fund to rely on its own revenues for operations rather than requiring a subsidy from the General Fund; AND

WHEREAS, the City Council of the City of Fulshear, Texas believes that these financial goals are best attained through the fee structure contained herein.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS:

SECTION 1.0

PURPOSE: The purpose of this Ordinance is to amend and adopt the revised fee for Groundwater Reduction as required by the North Fort Bend Water Authority.

SECTION 2.0

ADOPTED: The following fee reflects a revision in the charges made for Groundwater Reduction as ordered by the North Fort Bend Water Authority.

- (a) The fee charged for Groundwater Reduction shall be \$1.59 per thousand gallons pumped.

SECTION 4.0

SEVERABILITY CLAUSE: That if any provision, word, sentence, paragraph, clause, phrase or section of this Ordinance or its application to any person or circumstances is adjudged or held invalid, void or unconstitutional, the invalid, void or unconstitutional portion shall not affect the validity of the remaining portions of this ordinance which shall remain in full force and effect.

SECTION 5.0

REPEALING CLAUSE: All provisions in conflict with the provisions of this Ordinance shall be, and the same are hereby repealed, and all other provisions not in conflict with the provisions of this Ordinance shall remain in full force and effect.

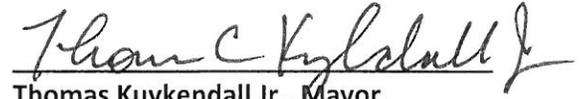
SECTION 6.0

EFFECTIVE DATE: This Ordinance shall be effective on January 1, 2012.

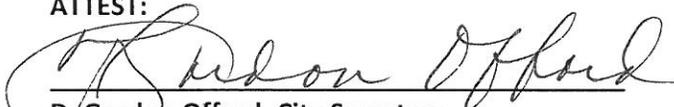
CITY OF FULSHEAR, ORDINANCE 2011-1044

SECTION 7.0

PUBLICATION: The City Secretary is hereby authorized and directed to publish the caption of this ordinance in the manner and for the length of time prescribed by law.


Thomas Kuykendall Jr., Mayor

ATTEST:


D. Gordon Offord, City Secretary



NORTH FORT BEND WATER AUTHORITY

July 27, 2011

TO: Utility Districts, the City of Fulshear, Texas, and Non-District/Non-City Well Owners Located Within the North Fort Bend Water Authority

FROM: North Fort Bend Water Authority (the "NFBWA")

RE: Notice of Proposed Amended Rate Order

The Authority has scheduled a Board of Directors meeting on August 24, 2011, at 6:00 p.m., at the Golf Club at Cinco Ranch, 23030 Cinco Ranch Boulevard, Katy, Texas 77450 for the purpose of adopting an Amended Rate Order to increase the Groundwater Reduction Plan Fee to \$1.50 per 1,000 gallons of water pumped and the Surface Water Fee to \$1.85 per 1,000 gallons of surface water received, which increase correspondingly increases the Imported Water Fee, to pay for the Authority's anticipated operating and capital costs, including obtaining a long term surface water supply from the City of Houston and implementing the Groundwater Reduction Plan ("GRP"). Upon Board approval, the Amended Rate Order would be effective immediately, but the rate increases to the \$1.50 per 1,000 gallons monthly Groundwater Reduction Plan Fee and \$1.85 per 1,000 gallons monthly Surface Water Fee would be **effective January 1, 2012.**

Authority	Pumpage Fees	Date	Bond Sales	Date
NHCRWA	\$0.12	1/1/2000		
NHCRWA	\$0.25	4/1/2001		
NHCRWA	\$0.34	10/1/2003	\$124,685,000	Series 2003
NHCRWA	\$0.59	4/1/2005	\$93,875,000	Series 2005
NHCRWA	\$0.84	10/1/2006		
NHCRWA	\$0.99	10/1/2007	\$238,115,000	Series 2008
NHCRWA	\$1.50	1/1/2009		
NHCRWA	\$1.75 (GW) \$2.20 (SW)	1/1/2010		
WHCRWA	\$0.35 (GW) \$0.65 (SW)	11/5/2001		
WHCRWA	\$0.50 (GW) \$0.80 (SW)	1/1/2003	\$72,950,000	8/6/2003
WHCRWA	\$0.50 (GW) \$0.80 (SW)	1/1/2005	\$71,795,000	4/14/2005
WHCRWA	\$0.65 (GW) \$0.95 (SW)	1/1/2006	\$47,000,000	9/7/2006
WHCRWA	\$0.75 (GW) \$1.05 (SW)	1/1/2007	\$53,855,000	11/15/2007
WHCRWA	\$0.85 (GW) \$1.15 (SW)	1/1/2008		
WHCRWA	\$0.95 (GW) \$1.25 (SW)	1/1/2009	\$60,000,000	10/22/2009
WHCRWA	\$1.25 (GW) \$1.55 (SW)	1/1/2010		
WHCRWA	\$1.55 (GW) \$1.85 (SW)	1/1/2011		
NFBWA	\$0.19	10/1/2005		
NFBWA	\$0.30	1/1/2008		
NFBWA	\$0.60	1/1/2009	\$142,400,000	6/24/2009
NFBWA	\$0.90	1/1/2010	\$60,000,000	10/21/10
NFBWA	\$1.20 (GW) \$1.55 (SW)	1/1/2011		