

ORDINANCE NO. 2018-04

AN ORDINANCE AMENDING SUBSECTION (a) ENTITLED "MONTHLY RATES" OF SECTION 13.02.091 ENTITLED "RATES; TAPS" OF DIVISION 4 ENTITLED "WATER SERVICE" OF ARTICLE 13.02 ENTITLED "CITY-OPERATED UTILITIES", OF CHAPTER 13 ENTITLED "UTILITIES", OF THE CODE OF ORDINANCES, CITY OF TULIA, TEXAS, AS AMENDED, BY AMENDING THE CHARGES FOR WATER SERVICE; ADDING A PROVISION SPECIFYING A PORTION OF THE WATER RATES FOR MAINTENANCE AND REPAIR OF WATER STORAGE FACILITIES AND OTHER WATER AND SEWER INFRASTRUCTURE; CONTAINING A REPEALING CLAUSE, A SAVINGS CLAUSE AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TULIA, TEXAS:

Section 1. That subsection (a) entitled "Monthly rates" of Section 13.02.091 entitled "Rates; taps" of Division 4 entitled "Water Service" of Article 13.02 entitled "City-Operated Utilities", of Chapter 13 entitled "Utilities", of the Code of Ordinances, City of Tulia, Texas, as amended, is hereby amended to read as follows:

(a) The monthly water rate or charges for services furnished by the City Water Works System shall be as follows:

- \$28.39 minimum monthly charge, including up to the first 2,000 gallons of water.
- \$3.03 per 1,000 gallons for the next 48,000 gallons of water.
- \$4.25 per 1,000 gallons for all water usage over 50,000 gallons of water.

\$2.75 of the monthly minimum charge shall be set aside and allocated for maintenance and repair of water storage facilities and other water and sewer infrastructure maintenance, repair, replacement, construction and installation.

\$5.00 of the monthly minimum charge shall be set aside and allocated for water automated metering infrastructure (AMI) maintenance, repair, replacement, construction and installation.

Provided, however, the City of Tulia agrees to provide the Tulia Cemetery Association water only so long as existing Tulia City Wells #1 and #2 can provide such water, such water to be provided at a monthly water rate or charge for services furnished by the City Water Works System, as follows:

- \$16.55 minimum monthly charge, including up to the first 2,000 gallons of water.
 - \$1.20 per 1,000 gallons for all water usage over 2,000 gallons of water.
- Nothing herein shall require the City of Tulia to make expenditures or improvements to the wells to maintain them in operating condition.

Provided further, however, the City of Tulia shall pay for all water used by the City at the rate of 58 cents per 1000 gallons of water.

- (b) Customers outside City limits. The city shall collect for water service furnished to all customers connected outside the City limits of the City of Tulia, Texas, in addition to the charges for such water service as set out in subparagraph (a) above, an additional charge equal to the basic rate for the category applicable to said customer.


Section 2. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this ordinance shall be, and the same are hereby repealed.

Section 3. The invalidity of any section, subsection, paragraph, sentence, clause, phrase, word or words shall not invalidate any other part of this ordinance. It is the intention of the City Council in enacting this ordinance that the provisions are separable, and no provision hereof shall become inoperative or fail by reason of the invalidity of any other provision.

Section 4. Violations of this ordinance shall constitute an offense punishable in accordance with the general penalty provision found in Section 1.01.009 of this code. Each day any violation exists shall constitute a separate offense.

Section 5. This ordinance shall take effect and be in full force on passage and approval, with the rates herein set forth to be first utilized in calculation of the utility bills sent out during the October, 2018, billing cycle.

PASSED AND APPROVED this the 18th day of September, 2018.



Kristina Solomon, City Secretary



Russell Proctor, Mayor, City of Tulia, Texas