

**ORDINANCE NO. 2012-17**

**AN ORDINANCE TO AMEND AND RE-ENACT ORDINANCE NO. 2011-28 TO IMPOSE AND LEVY TAXES FOR THE FISCAL YEAR BEGINNING JULY 1, 2012 AND ENDING JUNE 30, 2013, ON REAL ESTATE, TANGIBLE PERSONAL PROPERTY, PRIVATELY-OWNED PLEASURE BOATS, PRIVATELY-OWNED CAMPING TRAILERS AND MOTOR HOMES, AND MACHINERY AND TOOLS WITHIN THE CITY OF PORTSMOUTH, VIRGINIA, FOR THE PURPOSE OF RAISING REVENUE FOR THE SUPPORT OF GOVERNMENTAL OPERATIONS AND THE PUBLIC FREE SCHOOLS AND TO PAY PRINCIPAL AND INTEREST ON THE PUBLIC DEBT.**

**BE IT ORDAINED** by the Council of the City of Portsmouth, Virginia:

1. That Ordinance No. 2011-28 is re-enacted to impose and levy taxes for the fiscal year beginning July 1, 2012 and ending June 30, 2013, on real estate, tangible personal property, privately-owned pleasure boats, privately-owned camping trailers and motor homes, and machinery and tools within the City of Portsmouth, Virginia, for the purpose of raising revenue for the support of governmental operations and the public free schools and to pay principal and interest on the public debt.

2. That this ordinance shall take effect on July 1, 2012.

**ADOPTED** by the Council of the City of Portsmouth, Virginia, at a meeting held on May 15, 2012.

Teste:

City Clerk

**AN ORDINANCE TO AMEND APPENDIX A OF THE CODE OF THE CITY OF PORTSMOUTH, VIRGINIA (2006), TO INCREASE STORMWATER UTILITY FEES AS AUTHORIZED UNDER SECTION 31.1-51 OF SAID CODE.**

**BE IT ORDAINED** by the Council of the City of Portsmouth, Virginia:

1. That the stormwater utility fees authorized under Section 31.1-51 of the Code of the City of Portsmouth, Virginia (2006) and set out in Appendix A of said Code are amended and reordained as follows:

**CHAPTER 31.1 STORMWATER MANAGEMENT**

<i>Code section</i>	<i>Description</i>	<i>Fee</i>
31.1-51(a)	Stormwater utility fee:	
	Residential accounts	One ERU times \$9.25
	Nonresidential accounts	Actual number of ERUs times \$9.25

2. That this ordinance shall take effect on July 1, 2012 and shall be applicable to all bills rendered after July 1, 2012.

**ADOPTED** by the Council of the City of Portsmouth, Virginia, at a meeting held on May 15, 2012.

Teste:

City Clerk

**AN ORDINANCE TO AMEND APPENDIX A OF THE CODE OF THE CITY OF PORTSMOUTH, VIRGINIA (2006) TO DECREASE MONTHLY RATES FOR TRASH AND GARBAGE DISPOSAL.**

**BE IT ORDAINED** by the Council of the City of Portsmouth, Virginia:

1. That, as authorized under Section 16-64 of the Code of the City of Portsmouth, Virginia (2006), the trash and garbage disposal rate for dwelling units established in Appendix A of said Code be amended and reordained as follows:

<i>Code Section</i>	<i>Description</i>	<i>Fee</i>
16-64	Rates for dwelling units, per dwelling unit, per month	\$33.36

2. That this ordinance shall take effect on June 1, 2012.

**ADOPTED** by the Council of the City of Portsmouth, Virginia at a meeting held on May 15, 2012.

Teste:

City Clerk

**AN ORDINANCE TO AMEND APPENDIX A OF THE CODE OF THE CITY OF PORTSMOUTH, VIRGINIA (2006) TO INCREASE RATES FOR WATER AND SEWAGE SERVICES AS AUTHORIZED BY SECTIONS 38-83 AND 38-117 OF SAID CODE.**

**BE IT ORDAINED** by the Council of the City of Portsmouth, Virginia:

1. That the water and sewage service rates authorized under Sections 38-83 and 38-117 of the Code of the City of Portsmouth, Virginia (2006) and set out in Appendix A thereof are amended and reordained as follows:

***CHAPTER 38. WATER, SEWERS AND SEWAGE DISPOSAL***

<i>Code Section</i>	<i>Description</i>
38-83(a)	For all water that passes through meters, customers within the corporate limits of the city shall pay \$4.75 per 1,000 gallons or \$3.557 per 100 cubic feet of water supplied.
38-83(b)	For all water which passes through meters, customers of the City of Chesapeake who are served by Portsmouth and whose rates are not set by contract shall pay \$7.125 per 1000 gallons or \$5.335 per 100 cubic feet of water supplied.
38-83(c)	For all water which passes through meters to the City of Chesapeake pursuant to contract, the City of Chesapeake shall pay:  (1) For the first 3.0 million gallons of water per day of water supplied during a billing period \$7.125 per 1,000 gallons or \$5.335 per 100 cubic feet of water supplied.  (2) For the amount of water supplied during a billing period in excess of 3.0 million gallons of water per day \$5.70 per 1,000 gallons or \$4.268 per 100 cubic feet of water supplied.
38-83(d)	For all water which passes through meters to the City of Suffolk pursuant to contract, the City of Suffolk shall pay \$4.37 per 1,000 gallons or \$3.267 per 100 cubic feet of water supplied.
38-117(a)	Charges for the disposal of sewage discharged into the city system will be based upon the water delivered to the premises as measured by meters used for this purpose at the rate of \$3.72 per 1,000 gallons or \$2.78 per 100 cubic feet. The minimum charge for such service shall be \$3.21 per month.

38-117(c)

Charges for sewer service for dwelling units in premises with unmetered water connections shall be \$18.59 per month.

3. That this ordinance shall take effect on July 1, 2012 and shall be applicable to all bills rendered after July 1, 2012. Public utility bills issued after June 30, 2012, that include water usage and sewage disposal periods both prior to July 1, 2012 and after June 30, 2012, shall prorate the cost of such usage or disposal by multiplying metered water consumption by the rate in effect during each period. For the purpose of making such calculations, consumption is defined as the number of days in each water usage period times the average daily metered water delivery to a premise during the billing cycle. The average daily metered water delivery is defined as the total metered water consumption for the billing period divided by the number of days in the billing period.

**ADOPTED** by the Council of the City of Portsmouth, Virginia, at a meeting held on May 15, 2012.

Teste:

City Clerk

**ORDINANCE NO. 2012-21**

**AN ORDINANCE TO APPROPRIATE \$544,492,199 FOR THE OPERATION OF CITY GOVERNMENT DURING THE FISCAL YEAR BEGINNING JULY 1, 2012.**

**BE IT ORDAINED** by the Council of the City of Portsmouth, Virginia:

1. That the amounts hereinafter stated be, and the same hereby are, appropriated from the funds indicated and for the purposes specified in order to operate the City Government for and during the fiscal year beginning July 1, 2012.

**A. GENERAL FUND**

General Government		
City Council	\$320,245	
City Clerk	313,121	
City Manager	966,284	
Management and Legislative Affairs	404,312	
Marketing and Communications	1,665,697	
City Attorney	1,375,839	
Human Resources	1,060,685	
Civil Service Commission	86,680	
Registrar	567,575	
Commissioner of the Revenue	1,430,469	
City Assessor	803,351	
City Treasurer	1,778,015	
Finance	1,799,965	
Procurement	<u>1,076,753</u>	
Total General Government	<u>\$13,684,991</u>	
Judicial	\$18,675,212	
Public Health	1,186,217	
Public Safety	62,733,194	
Public Works	14,911,317	
Parks, Recreation and Cultural	10,413,693	
Community & Economic Development	5,120,788	
Debt Service	22,947,841	
Transfer to Portsmouth Public Schools (Local Share)	48,871,532	
Other Transfers and Contingencies	10,034,436	
Non-Departmental and Public Transportation	14,353,855	
Support to Civic Organizations	<u>328,024</u>	
Total General Fund		<b>\$223,225,100</b>

**B. BEHAVIORAL HEALTHCARE SERVICES FUND**

Operating Expenditures	\$ 10,956,138	
Total Appropriations		\$ 10,956,138

**C. CEMETERY PERPETUAL CARE FUND**

Operating Expenditures	\$ 100,000	
Total Appropriations		\$ 100,000

**D. CITY GARAGE FUND**

Operating Expenditures	\$ 6,425,200	
Debt Service	2,335,105	
Total Appropriations		\$ 8,760,305

**E. COMMUNITY PLANNING AND DEVELOPMENT PROGRAM**

Operating Expenditures	\$ 1,958,877	
Total Appropriations		\$ 1,958,877

**F. COMPREHENSIVE SERVICES FUND**

Operating Expenditures	\$ 7,666,467	
Total Appropriations		\$ 7,666,467

**G. EDUCATION**

School Operating Fund	\$ 134,733,984	
Other Funds	29,906,730	
Total Appropriations		\$ 164,640,714

**H. GOLF ENTERPRISE FUND**

Operating Expenditures	\$ 1,894,214	
Debt Service	676,617	
Total Appropriations		\$ 2,570,831

**I. HEALTH INSURANCE FUND**

Operating Expenditures	\$ 19,865,296	
Total Appropriations		\$ 19,865,296

**J. INFORMATION TECHNOLOGY FUND**

Operating Expenditures	\$ 5,126,594	
Total Appropriations		\$ 5,126,594

**K. LAW LIBRARY FUND**

Operating Expenditures	\$ 31,026	
Total Appropriations		\$ 31,026

**L. NEW PORT COMMUNITY DEVELOPMENT AUTHORITY**

Operating Expenditures	\$ 1,022,642	
Total Appropriations		\$ 1,022,642

**M. OTHER POST EMPLOYMENT BENEFITS FUND**

Operating Expenditures	\$ 0	
Total Appropriations		\$ 0

**N. PARKING AUTHORITY FUND**

Operating Expenditures	\$ 913,365	
Debt Service	773,151	
Total Appropriations		\$ 1,686,516

**O. PUBLIC UTILITIES FUND**

Operating Expenditures	\$ 34,278,913	
Debt Service	10,746,815	
Total Appropriations		\$ 45,025,728

**P. RECREATION FUND**

Operating Expenditures	\$ 600,000	
Total Appropriations		\$ 600,000

**Q. RISK MANAGEMENT AND INSURANCE FUND**

Operating Expenditures	\$ 5,735,363	
Total Appropriations		\$ 5,735,363

**R. SOCIAL SERVICES FUND**

Operating Expenditures	\$ 25,035,796	
Total Appropriations		\$ 25,035,796

**S. STORMWATER MANAGEMENT FUND**

Operating Expenditures	\$ 7,511,148	
Total Appropriations		\$ 7,511,148

**T. WASTE MANAGEMENT FUND**

Operating Expenditures	\$ 11,625,572	
Debt Service	961,220	
Total Appropriations		\$ 12,586,792

**U. WILLETT HALL FUND**

Operating Expenditures	\$ 386,866	
Total Appropriations		\$ 386,866

2. That:

(a) The appropriations hereby made, except those for debt service and the public schools budget shall be made available on the approval of the City Manager, who shall report to the City Council quarterly in detail all expenditures made for the preceding quarter, and all funds, as far as practicable, shall be expended in equal amounts each month.

(b) The appropriations for debt service shall be made available as they may become due.

(c) The City Manager is hereby authorized at any time during the fiscal year to effect any consolidation of offices or to make other changes he may deem to be in the interest of the City, provided there is no increase in expense.

(d) To the extent that the appropriations identified in A through U are funded by revenues from the Commonwealth, the Federal Government or other contingent sources and to the extent that actual revenues are projected to be less than the estimated revenue, that the City Manager is authorized to reduce spending as necessary in order to prevent expenditures from exceeding available revenue sources.

(e) The appropriation for Public Schools consists of local funds from the City of \$48,871,532. Should non-City revenues be less than the amounts estimated in Paragraph 1.G hereof, the appropriation is hereby reduced accordingly.

3. That this ordinance shall take effect on July 1, 2012.

**ADOPTED** by the Council of the City of Portsmouth, Virginia, at a meeting held on May 15, 2012.

Teste:

City Clerk

**AN ORDINANCE ADOPTING THE FY 2012-2013 CLASSIFICATION AND PAY PLAN FOR EMPLOYEES OF THE CITY OF PORTSMOUTH, VIRGINIA.**

**BE IT ORDAINED** by the Council of the City of Portsmouth, Virginia:

1. That there is hereby adopted a new classification and pay plan for all employees of the City of Portsmouth, Virginia, entitled "City of Portsmouth Classification and Pay Plan," attached hereto as Exhibit A and made a part hereof.
2. That Ordinance No. 2011-31, adopted on May 10, 2011, is hereby repealed.
3. That this ordinance shall take effect on July 1, 2012.

**ADOPTED** by the Council of the City of Portsmouth, Virginia, at a meeting held on May 15, 2012.

Teste:

City Clerk

**AN ORDINANCE APPROVING THE FY 2013-17 CAPITAL IMPROVEMENT PROGRAM AND APPROPRIATING \$18,308,337 IN THE FY 2013-17 CAPITAL IMPROVEMENT FUND AND \$20,200,000 IN THE FY 2013-17 PUBLIC UTILITIES CAPITAL IMPROVEMENT FUND.**

**WHEREAS**, the City Manager has submitted to the City Council the Capital Improvement Program for FY 2013 through 2017 and the funding for Year One of the Capital Improvement Program; and

**WHEREAS**, Public Hearings have been held to receive public comments on the five-year Capital Improvement Program and on funding for Year One of the Capital Improvement Program.

**BE IT ORDAINED** by the Council of the City of Portsmouth, Virginia:

1. That the five-year FY 2013-2017 Capital Improvement Program is approved with fiscal years 2013 through 2017 being non-appropriated subsequent planning years.

2. That the sums of \$38,508,337 in the FY 2013-2017 Capital Improvement Fund and \$20,200,000 in the FY 2013-2017 Public Utilities Capital Improvement Fund, be, and the same hereby are, appropriated for expenditure in the following categories and amounts to implement the FY 2013-2017 Capital Improvement Program:

**Capital Improvement Fund:**

Drainage and Street Improvements	\$ 4,604,253
Education	1,375,000
Industrial and Economic Development	4,060,973
Leisure Services	281,216
Municipal Facilities	5,458,045
Parking Authority CIP	474,973
Fleet Management	<u>2,053,877</u>

<b>Total Capital Improvement Fund</b>	<b>\$18,308,337</b>
---------------------------------------	---------------------

Sewer	\$ 8,600,000
Water	<u>11,600,000</u>

<b>Public Utilities Capital Improvement Fund</b>	<b>\$20,200,000</b>
--------------------------------------------------	---------------------

3. That it is the intent of the City to make certain expenditures in connection with the planning, design, acquisition, construction and equipping of the projects herein approved which the City reasonably expects to be reimbursed as permitted by Section 1.150-2 of the

regulations pursuant to the Internal Revenue Code of 1986, as amended, from the proceeds of one or more issues of bonds issued to fund the projects. As of the date of this ordinance, the maximum projected amount of general obligation bonds and notes to be issued is not expected to exceed \$41,792,138.

4. That this ordinance shall take effect on July 1, 2012.

**ADOPTED** by the Council of the City of Portsmouth, Virginia, at a meeting held on May 15, 2012.

Teste:

City Clerk

**AN ORDINANCE TO AMEND APPENDIX A OF THE CODE OF THE CITY OF PORTSMOUTH, VIRGINIA (2006) TO INCREASE LIBRARY CARD FEES FOR NON-RESIDENT PATRONS AS AUTHORIZED BY SECTION 19-1 OF SAID CODE.**

**BE IT ORDAINED** by the Council of the City of Portsmouth, Virginia:

1. That, as authorized by Section 19-1 of the Code of the city of Portsmouth, Virginia (2006), Appendix A of said Code is amended to adopt the following fees:

*CHAPTER 19. LIBRARIES AND MUSEUMS*

Code Section	Description	Fee
19-1	Library card fee: non-resident library patrons	\$20

2. That this ordinance shall take effect on July 1, 2012.

**ADOPTED** by the Council of the City of Portsmouth, Virginia at a meeting held on May 15, 2012.

Teste:

City Clerk