



AGENDA MEMORANDUM

Public Hearing and First Reading for the City Council Meeting of December 9, 2014
Second Reading for the City Council Meeting of December 16, 2014

DATE: November 19, 2014

TO: Ron Olson, City Manager

FROM: Dan M. Grimsbo, P.E., Director, Development Services Department
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**Amendment to the Unified Development Code:
Trust Fund Policy**

CAPTION:

Ordinance amending the Unified Development Code (UDC) revising subsections 8.5.1.C and 8.5.2.I clarifying the transfer of monies from trust funds; providing for severance, publication, and effective date.

PURPOSE:

The purpose of this item is to allow for transfer of monies between Water and Wastewater Trust Fund accounts to better carry out the purposes of this Unified Development Code.

BACKGROUND AND FINDINGS:

Many developers look to apply for reimbursement for qualified infrastructure requirements for plat recordation. However, the City's Unified Development Code (UDC) only allows reimbursement when there is monies available in the trust fund account from which the project qualifies. Otherwise, the developer is required to wait to submit for reimbursement at the time monies become available and at times long after they complete construction. Currently, there are several projects in line to be submitted for wastewater collection line reimbursement agreements. At this time, we are unable to process reimbursement agreements for trust fund accounts which do not have monies available as to avoid trust fund accounts from going into negative balances.

There are two (2) water trust fund accounts and two (2) wastewater trust fund accounts as follows: Water Arterial Transmission & Grid Main Trust Fund; Water Distribution Main Trust Fund; Wastewater Trunk System Trust Fund; and Wastewater Collection Line Trust Fund. The proposed UDC revisions will allow for transfer of funds between all

trust fund accounts in order to establish sufficiency of funds to better carry out the purposes of this Unified Development Code.

ALTERNATIVES:

Denial or alteration of the proposed UDC amendments.

OTHER CONSIDERATIONS:

Not applicable

CONFORMITY TO CITY POLICY:

The proposed text amendments conform to City policy and State law.

DEPARTMENTAL CLEARANCES:

Planning Commission and Legal

FINANCIAL IMPACT:

Operating Revenue Capital Not applicable

Fiscal Year: 2014-2015	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget				
Encumbered / Expended Amount				
This item				
BALANCE				

Fund(s):

Comments: None

RECOMMENDATION:

Planning Commission and staff recommend approval of the proposed UDC text amendments.

LIST OF SUPPORTING DOCUMENTS:

Ordinance