

ARTICLE 130 Implementation Guidelines for Ordinance No. 171

Sec. 130.1 Purpose. This article is adopted, after notice and public hearing, pursuant to Section 5 of Ordinance No. 171. The guidelines set forth herein shall be utilized in interpreting and applying that ordinance.

Sec. 130.2 Establishment of Authorized Debt Limits. As provided in Section 1(g) of Ordinance No. 171, the "Authorized Debt Limit" for capital improvements as defined in Section 1(d) and the exemption in Section 6(2) (i.e., \$1,000,000 for each project and \$1,500,000 per year for each tank and reservoir project), starting January 1, 1989, and each January 1 thereafter, shall be changed by the same percentage that the United States Department of Labor Consumers' Price Index-All Urban Consumers for the San Diego area changes during the prior calendar year. Annually, the Board shall fix by resolution each authorized limit as soon as the applicable Consumers Price Index is published, and said limits shall be effective as of January 1 of that year.

Sec. 130.3 Water Tanks and Reservoirs. "Water tanks and reservoirs", as used in Section 6 of Ordinance No. 171, shall include all associated pipelines, purchases of real property, and site improvements. The exemption described in Section 6(2) shall apply each year to each water tank and reservoir project.

Sec. 130.4 Expenditure of Funds Prior to Vote. Prior to an election by the voters, the Board may authorize the following expenditures of funds on a project that may be subject to Ordinance No. 171, provided the expenditures do not exceed the limits established by the ordinance:

- (a) Funds for preliminary engineering studies to analyze the need, estimate the costs, prepare budgets and schedules, and complete environmental studies.
- (b) Funds for the acquisition of required property.
- (c) Funds for an election and the preparation and dissemination of information for that election.

Article 130 Implementation Guidelines for Ordinance No. 171 (Cont'd.)

Sec. 130.5 Election. The Board shall call a District-wide election at such time as it determines that a project would be beneficial and should be constructed and the estimated costs thereof will exceed any limit established pursuant to Ordinance No. 171. The election shall be held on a date established by law, or the Board may authorize an all-mailed ballot.

Sec. 130.6 District Funds. "District Funds," as used in Ordinance No. 171, do not include:

- (1) Funds expended by property owners, developers or other persons or organizations for water, sewer reclamation and associated capital improvements that will be dedicated to the District, or
- (2) Funds obtained by the District from the sale of assessment or improvement district bonds or funds collected pursuant to or in conjunction with the formation of an assessment or improvement district in the manner provided by the laws of the State of California.