

ORDINANCE NO. 87- 9

AN ORDINANCE ESTABLISHING A REVISED SCHEDULE FOR PAYMENT OF CHARGES FOR THE USE OF AND SERVICES RENDERED BY THE WATER WORKS SYSTEM AND SEWER SYSTEM OF THE CITY OF RUSSELLVILLE, KENTUCKY, AND REPEALING ALL PORTIONS OF ANY PRIOR ORDINANCES IN CONFLICT HERewith TO THE EXTENT OF THAT CONFLICT ONLY, WITH SEVERABILITY CLAUSE.

BE IT ORDAINED BY THE CITY OF RUSSELLVILLE THAT:

WHEREAS, the Water Works System and Sewer System facilities supplying water and sewer to the City of Russellville, Kentucky, are owned and operated by the City as a Water Works System and a Sewer System, and in that connection the City has heretofore authorized and presently has outstanding water and sewer revenue bonds, which by their terms are payable from and secured by the income and revenues derived from the operation of the systems; and

WHEREAS, it is necessary to maintain the systems for general health and welfare of the residents and to construct extensions and improvements to the systems; and

WHEREAS, it is provided and required by the law pursuant to which said revenue bonds are issued that the payment of charges for the services and facilities of the systems be prescribed and maintained so as to be sufficient to provide for payment of interest upon all of the revenue bonds, create a sinking fund to pay the principal thereof when due, and provide for the operation and maintenance of the systems and adequate depreciation accounts; and

WHEREAS, it is deemed advisable and necessary at this time to establish a revised schedule for payment of charges for the use of and services rendered by the systems;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF RUSSELLVILLE

THAT:

SECTION I: Section Five of Ordinance No. 10-05-65 be and is hereby amended so that it shall read as follows:

~~SECTION FIVE: The foregoing schedule of water and sewer rates and charges shall be put into effect and collection on all water and sewer bills becoming due on and after December 17, 1965.~~ The rates and charges for water and sewer services aforesaid shall be billed monthly on or before the last day of each month, and all bills for such services shall be due and payable on the first day of the month following the date rendition. If any such bill as aforesaid is not paid on or before the fifth day of the month following the date rendered, a delinquency penalty of 10% of the amount of such bill shall attach and be payable in addition to the amount of such bill. If not paid by such date as aforesaid, such bill shall be deemed delinquent. The City shall render the bills for water and sewer services as aforesaid, and shall be collected and accounted for in the manner as prescribed by law and any proceedings pursuant to which the City has heretofore issued or may hereafter issue and having outstanding any bonds which by their terms are payable from the income and revenues derived from the operation of said combined and consolidated municipal waterworks and sewer system. It is the disclosed intention that bills for sewer service and water delivered to the same premises shall be billed, collected and enforced together; and if any delinquent bill is not paid within ten (10) days ~~thirty-(30)-days~~ after the same becomes due and payable, the superintendent or other officer or agent of the City in charge of the operation of the combined and consolidated municipal waterworks and sewer system, shall discontinue or shut off the water service to the premises served, and such water service shall not be reinstated until the entire bill for both water and sewer services, including all penalties has been paid in full. ~~An additional fee or charge of \$2.50 shall be made and collected for reinstating service when any such delinquent bill or bills are paid.~~ The Attorney for the City is hereby authorized and directed to enforce and collect any charges remaining delinquent for thirty days.

SECTION II: The foregoing revised schedule for payment of charges for the use of services rendered by the Water Work System and Sewer System shall be put into effect for collection

on all water and sewer bills becoming due on or after FEBRUARY 1, 1988

SECTION III: All portions of any section of any ordinance or rule or regulation in conflict herewith are hereby repealed to the extent of that conflict only.

SECTION IV: In the event any provision of this Ordinance is invalid for any reason, such invalidity shall not affect the validity of any other provision.

This Ordinance shall be effective after its passage and publication according to law.

FIRST READING CONDUCTED on November, 1987.

SECOND READING CONDUCTED AND PASSAGE by roll call vote this the 17<sup>th</sup> day of December, 1987.

AYES:	NAYS:	ABSENT:	ABSTAINING:
<u>Everett Daniel</u>	<u>None</u>	<u>None</u>	<u>None</u>
<u>Jean Hankins</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Norman Menser</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Russell Jones</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Ken Barrett</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Willie Hampton</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>

*Ken Smith*  
KEN SMITH, MAYOR

ATTEST:

*Peggy Jenkins*  
PEGGY JENKINS, CITY CLERK