

ORDINANCE NO. 91-17

AN ORDINANCE AMENDING ORDINANCE 91-4 "AN ORDINANCE ESTABLISHING A REVISED SCHEDULE OF RATES AND 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" BY AMENDING THE CHARGES FOR WATER DEPOSITS AND CONNECTION FEES AND BY ESTABLISHING OTHER PROCEDURES; WITH REPEALER AND SEVERABILITY CLAUSES AND PROVIDING FOR AN EFFECTIVE DATE.

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 rates and 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, the City has previously established a schedule of rates and charges for the use of and services rendered by the systems as set forth in Ordinance 91-4, and it is now desirable to amend said ordinance;

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

1. Section I paragraph (2) of Ordinance 91-4 is hereby amended so that it shall read as follows:

(2) Other water charges: There shall be a ~~\$10.00~~ 25.00 ~~disconnect and reconnect~~ fee during hours that the City Hall is open and a ~~\$25.00~~ 35.00 ~~disconnect and reconnect~~ fee during hours that the City Hall is not open to reconnect any water meter that was disconnected for non-payment of charges. There shall be a minimum deposit of \$100 paid to the City prior to any service being provided to any customer. In addition, the City shall have the right to require a higher deposit from any customer if the past usage, type of usage or any other factor would indicate that the expected billing for two months of usage would exceed \$100.00. In such cases, the city shall set the

deposit at an amount equal to the predicted billing for a two month period. However, the city shall not provide services to any location where it has been determined that there is leakage or other malfunction in the plumbing system until that problem is corrected.

2. The foregoing charges and deposits for the use of services rendered by the Water Works System and Sewer System shall be in effect on and after January 1, 1992.

3. 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.

4. 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 this the 3rd day of December, 1991.

SECOND READING CONDUCTED AND PASSAGE by roll call vote this the 17th day of December, 1991.

AYES:	NAYES:	ABSTAINING:	ABSENT:
<u>Willie Hampton</u>	<u>None</u>	<u>None</u>	<u>Doyle "Jackie" Dunlap</u>
<u>Patricia Basham</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Howard Wren</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Russell Jones</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>Jean Hankins</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
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KEN SMITH, MAYOR

ATTEST:

  
PEGGY JENKINS, CITY CLERK