

ORDINANCE 2009-9
ORDINANCE ON TOWN UTILITIES POLICIES
Amendment to 2008-7

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF REDKEY, INDIANA THAT:

Ordinance 2008-7 shall be amended to read as follows:

Section 2: Now reads: Meters shall be read from the 19th to the 22nd day of each month.

Shall be amended to read: **Meters shall be read from the 18th to the 20th day of each month.**

Section 5: Now reads: All customers who request utility service shall be required to pay a deposit. Said deposit shall be the sum of One Hundred Twenty-Five Dollars (\$125.00). Deposits shall be paid in full prior to utility services being provided to the customer.

Section 5(A) shall be added: **Customers will be eligible for a refund of a deposit made after one(1) year providing the customer pays no late fees. Customer must have a consecutive twelve month period in which no late fees are paid.**

Section 5(B) shall be added: **If a customer's account becomes delinquent and water service disconnected due to non payment, then said customer having received a deposit refund, will be required to make a new deposit.**

Section 11: Now reads: Customers may request one disconnection of water service one time per year at no charge. Each additional requested disconnection of service shall be at the charge of Twenty Dollars (\$20.00).

Shall be amended to read: **Customers may request one disconnection of water service one time per year at no charge. Each additional request for disconnection of water service shall be at the charge of Twenty Dollars (\$20.00). However if the customer requests disconnection of water for the purpose of making repairs, no charge will be made.**

Passed and adopted by the Town Council of the Town of Redkey, Indiana on this 18th day of June, 2009

Sandra Kirby (signed)
Clerk Treasurer

Doug Stanley (signed)

Dottie Quakenbush (signed)

Terri Taylor (signed)

Phil Philebaum (signed)

Charles Noble (signed)

Town Council Members

ORDINANCE NUMBER 2008-7
ORDINANCE ADDRESSING POLICIES AS TO THE TOWN
OF REDKEY, INDIANA'S UTILITIES
Amended by Ordinance 2009-9

WHEREAS, the Town of Redkey, Indiana operates water and sanitary sewer utilities which serves residences and businesses located in the Town;

WHEREAS, the Town Council of the Town of Redkey, Indiana has determined there is a need to set forth policies as to the operation of said utilities; and

WHEREAS, the Town Council of the Town of Redkey, Indiana sets forth the policies addressing the Town utilities.

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL
OF
THE TOWN OF REDKEY, INDIANA THAT:

Section 1. All utility payments shall be done through payment with cash, check or money order. No post-dated checks will be accepted by the Town for payments on utilities. Payments can be made by: 1. Paying in person at the Town Hall during regular business hours; 2. Dropping off payment in the 24 hour drop box located at the front entrance at the Town Hall; or 3. Depositing payment through the mail.

Section 2. Meters shall be read from the 19th to the 22nd day of each month.

Section 3. Utility billings shall be mailed on the last day of each month to customers. All utility billings are due on the 15th day of each month.

Section 4. A ten percent (10%) penalty shall be automatically added to the current unpaid balance if payment is not received on the 15th day of each month

Section 5. All customers who request utility service shall be required to pay

a deposit. Said deposit shall be the sum of One Hundred Twenty-Five Dollars (\$125.00). Deposits shall be paid in full prior to utility services being provided to the customer.

Section 6. *The utility account shall be in the name of the renter in rental property matters. The renter shall be responsible for paying the One Hundred Twenty-Five Dollar (\$125.00) deposit. The landlord shall sign an agreement stating that they will be responsible for paying the unpaid balance on utilities on said rental property in the event that the renter moves out and has an unpaid balance that is greater than the deposit. The entire amount or a portion of the deposit shall be returned to the renter.*

Section 7. *Water furnished to temporary users, such as contractors, shall be charged on the basis of metered gallon usage rate as set forth in the "Town of Redkey Ordinance Establishing Rates and Charges for the use of Service Rendered by the Waterworks system of the Town of Redkey" Temporary users shall contact the Town Clerk Treasurer prior to obtaining water. Temporary users who fail to pay for water used shall be not allowed to obtain any additional water from the Town until the prior bill for water used is paid. Temporary users shall be required to use a proper device to hold the end of a hose above the inlet to a tank.*

Section 8. *Payment made by check that is dishonored by a bank shall be treated as non-payment of the billing. A bad check charge in the sum of Thirty Dollars (\$30.00) shall be charged for each dishonored check. In the event that the customer who takes care of the bad check promptly upon notification by the Town, water services shall be disconnected and a Fifty Dollar (\$50.00) reconnect charge shall be paid in addition to the bad check charge of Thirty Dollars (\$30.00) and unpaid balance prior to water service being restored to the customer.*

Section 9. *Any customer who has one delinquent bill and receives the current billing shall also receive a disconnect notice. The notice shall inform the customer that both the delinquent bill and the current shall be paid in full by the 15th day of the month in which the current bill is issued. If water service is disconnected due to nonpayment; a Fifty Dollar (\$50.00) reconnect fee shall be required before water is restored. There shall be no exceptions to this rule.*

Section 10. *A reconnect fee in the sum of Fifty Dollars (\$50.00) shall be paid when service is disconnected due to nonpayment. In cases where a customer has moved out of the residence or business, the new customer shall not be required to pay the reconnection fee but shall be required to pay a deposit in the sum of One Hundred Twenty-Five Dollars (\$125.00).*

Section 11. *Customers may request one disconnection of service one time per year at no charge. Each additional requested disconnection of service shall be at the charge of Twenty Dollars (\$20.00).*

Section 12. *A customer may request an adjustment on both water and sewage due to a leak. A customer shall only make one request for an adjustment once a year due to a leak. An adjustment of the billing due to a leak shall be based on an average for the past three months prior to the leak occurring. A customer may request an adjustment on sewage due to a pool fill. A customer shall only make one request for an adjustment due to a pool fill once a year. The adjustment on the sewage billing due to a pool fill shall be based on an average for the past three months prior to the pool fill. The adjustment due to a pool fill shall be given on sewage only.*

Section 13. *A customer may request that their meter be tested. Said request shall be in writing and submitted to the Town Clerk Treasurer. If a customer requests their meter be replaced, the customer shall make a written request and submit the same to the Town Clerk-Treasurer. The customer who requests that their meter be replaced shall pay the sum of One Hundred Dollars (\$100.00) if it is determined by the Town that the meter being replaced was in proper working order. In the event that the meter being relaced was not in proper working order, the customer shall not be required to pay the sum of One Hundred Dollars (\$100.00).*

Section 14. *A customer may request that a meter be moved to a new location. The customer shall pay to the Town the actual costs to the Town for moving the meter to a new location.*

Section 15. *The Town shall reserve the right to determine when a meter shall be installed in the event of cold weather. The water superintendent shall make this determination.*

Section 16. *There shall be a connection charge for water service for all sizes of meter. The connection charge shall be actual costs to the Town for labor and materials for said connection. This connection charge shall be assessed to all water meters even if more than one meter is installed in the same water pit.*

Section 17. *There shall be a connection charge for connection to the Town's sanitary sewer. The connection charge shall be the actual costs to the Town for labor and materials for said connection.*

Section 18. Only Town personnel are allowed in the water meter pit at any given time. Any meter tampering shall not be tolerated. Meter tampering shall result in a theft charge in the sum of One Hundred Fifty Dollars (\$150.00) plus costs for labor and materials for repair of said meter, plus utility charges calculated at a three month average for a period of unauthorized use.

Section 19. This Ordinance shall be effective ten (10) days after publication.

Passed and adopted by the Town Council on the 28th day of August, 2008.

<u>Doug Stanley (Signed)</u>	<u>Dottie Quakenbush (Signed)</u>
Town Council Member	Town Council Member

<u>Phil Philebaum (Signed)</u>	<u>Terri Taylor (Signed)</u>
Town Council Member	Town Council Member

Charles Noble (Signed)
Town Council Member

ATTEST:

Sandy Kirby (Signed)
Clerk-Treasurer