

ORDINANCE 290

AN ORDINANCE TO AMEND THE MEDIAPOLIS MUNICIPAL CODE CHAPTER 13.20 SECTION 13.20.060-DELINQUENT FEES

WHEREAS, the City Council of the City of Mediapolis, has determined that it is necessary to raise the fee for disconnect of water service to a residence or business and does hereby enact the following ordinance amending Chapter 13.20 of the Mediapolis Municipal Code, by amending Section 13.20.060 as more specifically set forth herein.

Section 1. Section 13.20.060 of the Mediapolis Municipal Code shall be amended to read as follows:

Section 13.20.060

Delinquent fees. A minimum five-dollar fee shall be added to all delinquent accounts. If the five-dollar fee is an amount smaller than one and one-half percent of the delinquent account, then the fee shall be one and one-half percent of the delinquent account. If utility services are disconnected for non-payment of such fees and charges, a fee of fifty dollars shall be paid to the city clerk in addition to the delinquent amount and a fifty dollar deposit (if not already on deposit) before service is restored. The fifty dollar reconnect fee shall be assessed if a member of the public works department comes to the property to disconnect the water service after proper notice to the homeowner; and the fee shall attach at the time of the visit, regardless of whether the department member forbears from shutting off the water at the request of the homeowner based on their promise of prompt payment. The fifty dollar deposit may be refunded pursuant to the terms and conditions of Section 13.20.010 of this chapter. If the bank for insufficient funds returns a check written to the city for payment of a utility bill, the utility account shall be deemed unpaid. The account holder shall have five days from the date of the notice to pay cash for the amount of the insufficient funds check. Two checks returned for insufficient funds in a twelve-month period shall be cause to require the account holder to pay with cash, money order or certified check thereafter. Other delinquent fees may also apply.

Section 2. **REPEALER.** All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 3. **SEVERABILITY.** If any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 6. **WHEN EFFECTIVE.** This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

PASSED, APPROVED, and ADOPTED this 1st day of June, 2009.

Todd Hilton, Mayor Pro-tem

ATTEST:

Julia Tribbey, City Clerk

1st reading May 4, 2009
2nd reading May 18, 2009
3rd reading June 1, 2009