

ORDINANCE NO. 2018 - 4936

AN ORDINANCE AMENDING ORDINANCE NO. 2017-4737, FIXING AND PRESCRIBING RATES, CHARGES, TERMS, AND CONDITIONS OF SERVICES TO BE FURNISHED BY THE WATER AND SEWER SYSTEMS OF THE CITY OF PELL CITY, ALABAMA.

WHEREAS, the City Council of the City of Pell City recognizes the importance of maintaining affordable, high-quality utility services to its citizens and customers; and,

WHEREAS, the City Council has previously amended its ordinances and regulations to encourage the proper collection of the amounts due to the City for services rendered in connection with the provision of water and sewer services to its citizens and customers; and,

WHEREAS, historically, the majority of past-due or unpaid utility accounts carried by the City's utility department are accounts servicing residential property and primarily leased or rented residential property; and,

WHEREAS, the City has suffered numerous instances of unpaid and uncollectable utility accounts servicing leased or rented residential property for which bad debt the City has written-off for accounting purposes; and,

WHEREAS, given the historical challenges the City has experienced in collecting for utility services provided to leased or rented residential property, and the transient nature of the tenants of said property, the City Council has determined that it is wise, prudent, and in the best interests of the citizens of Pell City to increase the security deposits for utility accounts as provided in the revised City of Pell City Water and Sewer Rate and Fee Schedule, which is attached hereto as Exhibit A and expressly incorporated herein by reference.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELL CITY, ALABAMA, AS FOLLOWS:

Section 1: That the provisions of the City of Pell City Water and Sewer Rate and Fee Schedule concerning water meter deposits and service fees are hereby amended to require a \$100.00 deposit for a residential utility account servicing a property owned by the applicant for utility service and a \$150.00 deposit for a residential utility account servicing a property leased or rented by the applicant for utility service, as set forth in the revised City of Pell City Water and Sewer Rate and Fee Schedule, which is attached hereto as Exhibit A and expressly incorporated herein by reference.

Section 2: Except as modified herein, the City of Pell City Water and Sewer Rate and Fee Schedule and Ordinance No. 2017-4737, as previously amended, shall remain unchanged.

Section 3: Severability. If any section or provision of this Ordinance shall hereafter be declared invalid by a court of competent jurisdiction, such declaration shall not affect the validity of any other section or provision of this Ordinance.

Section 4: Repeal of Conflicting Ordinances. Any Ordinance, or portion thereof, in conflict with this Ordinance shall be and is hereby repealed on the effective date of this Ordinance.

Section 5: Effective Date. This Ordinance shall become effective immediately upon its adoption and publication as required by law.

ADOPTED AND APPROVED this the 11th day of June, 2018.

James McGowan - Council President

ATTEST:

City of Pell City
Ordinance No. 2018 - 4936
June 11, 2018

Page 1 of 2

Penny Isbell - City Clerk

APPROVED this 11th day of June, 2018.

William T. Pruitt, IV - Mayor

ATTEST:

Penny Isbell - City Clerk

CERTIFICATION

I, Penny Isbell, Clerk of the City of Pell City, hereby certify that the above Ordinance was duly adopted by the City Council of the City of Pell City at a regular meeting held on the 11th day of June, 2018, and that same has been published in accordance with law in the *St. Clair News Aegis* on the _____ day of _____, 2018.

City Clerk