

ORDINANCE NO. 288

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF ELY, IOWA, BY AMENDING PROVISIONS PERTAINING TO WATER RATES

BE IT ENACTED by the City Council of the City of ELY Iowa:

SECTION 1. SECTION MODIFIED. Section 99.02 of the Code of Ordinances of the City of ELY, Iowa, is repealed and the following adopted in lieu thereof:

92.02 RATES FOR SERVICE. Water service shall be furnished at the following monthly rates within the City:

Gallons Used Per Month	Water Rate (increases 2% each year)	7/1/2020	7/1/2021	7/1/2022	7/1/2023	7/1/2024
0 to 1,000 gallons	Minimum Bill (\$18.30)	\$18.30	\$18.66	\$19.03	\$19.41	\$19.79
1,001 to 3,000 gallons	\$18.30 plus \$1.48 per 1,000 gallons	\$1.48	\$1.50	\$1.53	\$1.56	\$1.59
3,001 to 9,000	\$21.26 plus \$1.97 per 1,000 gallons	\$1.97	\$2.00	\$2.04	\$2.08	\$2.10
9,000 gallons or more	\$33.08 plus \$2.95 per 1,000 gallons	\$2.95	\$3.00	\$3.06	\$3.12	\$3.18

SECTION 2. SECTION MODIFIED. Section 92.04 of the Code of Ordinances of the City of ELY, Iowa, is repealed and the following adopted in lieu thereof:

92.04 BILLING FOR WATER SERVICE. Water service shall be billed as part of a combined service account, payable in accordance with the following:

(Code of Iowa, Sec. 384.84)

1. **Bills Issued.** The Clerk shall prepare and issue bills for combined service accounts on or before the first day of each month.
2. **Bills Payable.** Bills for combined service accounts shall be due and payable at the office of the Clerk by the twentieth day of each month or the first business day thereafter if the twentieth is on Sunday, Saturday, or legal holiday.
3. **Late Payment Penalty.** Bills not paid by 8a.m. on the first business day following the due date shall be considered delinquent. A one-time late payment penalty of \$10.00 shall be added to each delinquent bill.

SECTION 3. SECTION MODIFIED. Section 92.05 Subsection 4 of the Code of Ordinances of the City of ELY, Iowa, is repealed and the following adopted in lieu thereof:

4. Fees. A reconnection fee of \$60.00 shall be charge if reconnection is requested during normal business hours 8 a.m. to 5 p.m., Monday Through Friday, excluding holidays. A reconnection fee of \$100.00 shall be charged if reconnection is requested after normal business hours. The delinquent

account balance, late fee of \$10.00 and the reconnection fee shall be paid before service are restored. Accounts with two (2) or more delinquencies in the past six (6) months or account is disconnected shall be required to pay a security deposit of \$150.00. The deposit shall be returned after the account is closed and any outstanding charges deducted. Should any such account remain active but become delinquent by nonpayment of the bill with thirty (30) days of the billing date, the City Council may have the outstanding bill deducted from the security deposit and require a new deposit. The security deposit amount will be increased for habitual delinquency.

SECTION 4. SUBSECTION ADDED. The Code is amended by adding a new Subsection 5 to Section 92.05 of the Code of Ordinances of the City of ELY, Iowa, is repealed and the following adopted in lieu thereof:

5. Payment Arrangements Payment. Payment arrangements will be accepted to help clear past due accounts. A signed statement needs to be on file with the City before 9:00am on the day of discontinuance of service to avoid disconnection. If a customer does not fulfill the agreement and misses a payment, the agreement will be immediately voided and services will be disconnected until the account is paid in full.

SECTION 5. SECTION MODIFIED. Section 92.09 of the Code of Ordinances of the City of ELY, Iowa, is repealed and the following adopted in lieu thereof:

92.09 Customer Deposits.

(1) Every Customer who rents, leases or otherwise occupies real estate which is owned by another, and who is responsible for the payment of utility bills to that property shall be required to pay a deposit of \$150.

(2) Every customer who is the property owner shall be required to pay a deposit of \$100. The deposit may be waived by the City upon the applicant submitting proof of making full and timely water and sanitary sewer payments in another jurisdiction for eighteen months prior to applying for water utility service in the city.

SEVERABILITY CLAUSE. 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 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed by the Council the 15 day of February, 2021, and approved this 15 day of February, 2021.



Mayor

ATTEST:


City Clerk

First Reading: Jan. 18, 2021

Second Reading: Feb. 1, 2021

Third Reading: Feb. 15, 2021

I certify that the foregoing was published as Ordinance No. 280 on the 24 day of February, 2021.



City Clerk