

RECORD OF ORDINANCES

Ordinance No.: 2021-20

Passed: March 22, 2021

AN ORDINANCE TO AMEND THE VILLAGE OF WEST LAFAYETTE, CITY OF COSHOCTON WATER SYSTEM TRANSFER AGREEMENT

WHEREAS, pursuant to the Village of West Lafayette, City of Coshocton Water System Transfer Agreement (Agreement) section 7.2 Billing/Meter Reading outlines the process for the City of Coshocton (City) and Village of West Lafayette (Village) to handle billing of Village Water and Wastewater customers; and

WHEREAS, pursuant to the "Agreement" the City will assume responsibility and risk for delinquencies by property owners who are a Village Wastewater Customer; and

WHEREAS, the Village desires to amend the "Agreement" to replace sections 7.2 and 7.2.1 with Sections 7.2, 7.2.1, 7.2.2, 7.2.3 and 7.2.4, as outlined below.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of West Lafayette, State of Ohio:

Section 1:

7.2 The City will be responsible for invoicing and collecting from all Village Water Customers for water service and from all Village Wastewater Customers for sewer service on a monthly basis. The City will remit an amount equal to all amounts collected for sewer service to the Village on a monthly basis, less a fee equal to 6.75% of the total amount invoiced to Village Wastewater Customers for sewer service for that same period. The City will retain all monies collected from Village Water Customers.

Section 2:

7.2.1 The City assumes all responsibility and risk for collections and delinquencies for property owners who are a Village Water Customer.

7.2.2 The City assumes all responsibility and risk for collections for property owners who are a Village Wastewater Customer.

7.2.3 The Village assumes all responsibility and risk for delinquencies by property owners who are a Village Wastewater Customer. The City will provide a report via e-mail each month to the Village identifying which Village Wastewater accounts is delinquent. The Village assumes all responsibility for legal action to collect delinquencies by property owners who are Village Wastewater Customers.

7.2.4 Notwithstanding the foregoing paragraph 7.2, the City will not provide billing services for Village Wastewater accounts which have variable standard adders for utility payments, maintenance payments, or any other fee which varies monthly. The Village will continue to have billing and collection responsibilities for these accounts.

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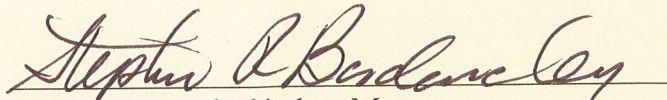
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Section 3:

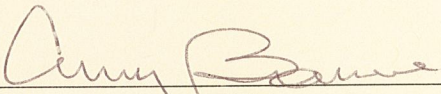
This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare. The reason for such necessity is that the aforementioned sections in the current Agreement are not legally possible to execute and therefore must be amended. Therefore, this Ordinance shall be effective immediately, upon proper passage by Council.

PASSED IN COUNCIL THIS 22 DAY OF March 2021.


Stephen R. Bordenkircher, Mayor

ATTEST:

APPROVED BY:


Amy Bourne, Fiscal Officer