

ORDINANCE 25D

An Ordinance Amending Cerro Gordo County Ordinance Book 1, and more specifically Ordinances 25, 25A, 25B and 25C, An Ordinance Establishing Rates and Charges for the Use and Service of the County Sanitary Sewer Utility of the County of Cerro Gordo located in Swaledale, Iowa

Be It Enacted by the Board of Supervisors of Cerro Gordo County, Iowa:

Section 1. Amendment. The Cerro Gordo County Ordinance No. 25C adopted August 26, 2008 are hereby amended by repealing all sections and by adopting the following new sections.

Section 1. There shall be and there are hereby established sewer service charges for the use of and for the service supplied by the county sanitary sewer utility based upon the amount and rate of water consumed as follows:

<u>Rates as of 9/1/2021</u>	<u>Rates as of 9/1/2022</u>	<u>Rates as of 9/1/2023</u>
AMOUNT	AMOUNT	AMOUNT
First 3,000 gallons	First 3,000 gallons	First 3,000 gallons
or lesser amount per month	or lesser amount per month	or lesser amount per month
SEWER SERVICE CHARGE	SEWER SERVICE CHARGE	SEWER SERVICE CHARGE
\$28.00 per month	\$29.00 per month	\$30.00 per month
(minimum monthly bill)	(minimum monthly bill)	(minimum monthly bill)
AMOUNT	AMOUNT	AMOUNT
All over 3,000 gallons per month	All over 3,000 gallons per month	All over 3,000 gallons per month
SEWER SERVICE CHARGE	SEWER SERVICE CHARGE	SEWER SERVICE CHARGE
\$9.00 per 1,000 gallons	\$9.50 per 1,000 gallons	\$10.00 per 1,000 gallons

All bills shall be rounded to the nearest 1000 gallons. The minimum monthly service charge shall be \$28.00 for all buildings that are connected to the City sewer system.

In the case of non-metered services, the minimum service charge shall not be less than \$30.00 per month, which is necessary to retire the indebtedness, to pay operating, maintenance and replacement and to fund reserves necessary for maintaining the sanitary sewer facility.

Service to industrial establishments may be by contract if the County deems this to be in its best interest.

Section 2. Bills for the rates and charges as herein established shall be sent monthly. All bills shall be payable on the first day of the month following the period of service and shall be paid at the office of the Utility. If any charge for the services of the system shall not be paid by the 10th day of the month in which it shall become due and payable, a charge of ten percent (10%) of the amount of the bill shall be added thereto and collected therewith. If any bills remain unpaid 30 days following the due date, the water supply for the lot, parcel of land or premise affected may, after a notice and hearing, be cut off and may not be restored except upon satisfactory payment of the delinquent charges.

Section 3. The service charges for sanitary sewer services to customers not being supplied water by a county water system will be due and payable on the first day of each month.

Section 4. Applications for sewer service shall be filed with the Utility upon a form to be supplied by the City. The application shall state the name of the applicant and the premises to be served. All applications filed after the commencement of the operation of the system shall be accompanied by a fee of \$100.00 payable to the County, for the connection charge.

Section 5. The owner of the premises served and the occupant thereof and the user of the sanitary sewer service shall be jointly and severally liable for the sewer service provided said premises. A deposit of \$50.00 shall be required for all new tenants. The deposit shall be applied to any bill for sewer service delinquent more than 30 days. Upon disconnection of the sewer service, any balance of such deposit shall be returned to the applicant without interest.

Section 6.

a. It is hereby made the duty of the City Official designated by the Board of Supervisors to render bills for sewer service and all other charges in connection therewith and to collect all moneys due therefrom.

b. The City will notify each user at least annually in conjunction with a regular bill, of the rate and that portion of the user charges which are attributable to operation and maintenance and replacement of the treatment works.

Section 7. All sewer charges levied pursuant to the ordinance constitute a lien upon the premises served and if not paid within sixty days after due date, the charges shall be certified to the County Auditor and shall be collectible in the same manner as taxes.

Section 8. All revenues and moneys derived from the operation of the sewer system shall be paid to and held by the County separate and apart from all other funds of the County and all of said sums and all other funds and moneys incident to the operation of said system, as may be delivered to the County, shall be deposited in a separate fund designated the "Sewer Revenues Fund", and the Board of Supervisors shall administer said fund in the manner provided by the Code of Iowa and all other laws pertaining thereto.

Section 9. The County shall establish a proper system of accounts and shall keep proper records, books and accounts in which complete and correct entries shall be made of all transactions relative to the sewer system and at regular annual intervals the Board of Supervisors shall cause to be made an audit by an independent auditing concern or the State of Iowa of the books to show the receipts and disbursements of the sewer system. The County shall be required annually to prepare a budget of the Sanitary Sewer System to show the required revenues and expenses. If necessary, user charge rates will be adjusted to produce adequate income to retire the indebtedness, meet operation, maintenance and replacement needs, and establish required reserves.

Section 10. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed insofar as the conflicting portions thereof are concerned.

Section 11. This ordinance shall take effect September 1, 2021

First Consideration: November 30, 2021

Second Consideration: Waived November 30, 2021

Third Consideration: Waived November 30, 2021

Passed, Adopted, and Approved this 30th day of November, 2021

Casey M. Callanan, Chairman
Board of Supervisors

ATTEST:

Adam Wedmore
County Auditor