

ORDINANCE 2023-10

AN ORDINANCE AMENDING CHAPTER 92, WATER RATES AND BILLING, OF THE CODE OF ORDINANCES OF THE CITY OF ELKADER, IOWA, 2022

Be it enacted by the Council of the City of Elkader, Iowa, that Chapter 92, Water Rate and Billing, is amended as follows:

SECTION I

92.06 DELINQUENT ACCOUNTS.

Water service to delinquent customers shall be discontinued in accordance with the following:

(Code of Iowa, Sec. 384.84)

3. Hearing. The customer has seven days from the date of the notice to submit a written request for a hearing to dispute the outstanding bill or to challenge placement of the debt in the Offset State Setoff Program. Upon receipt of the request, a hearing with the City Administrator/Clerk will be held within 48 hours. The customer has the right to appeal the City Administrator/Clerk's decision to the Council, and if the Council finds that disconnection or placement of debt in the Offset State Setoff Program is justified, then such disconnection shall be made or debt placed with the Offset State Setoff Program, unless payment has been received.

4. The City may take action to collect the amount of the delinquent account by filing the case in small claims court or by employing the services of a collection agency, or by referring the account to the Offset State Setoff Program administered by the Iowa Department of ~~Revenue Administrative Service~~. The customer shall pay all court costs of or administrative fees incurred by the City in these collection procedures.

SECTION II

If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjunction shall not affect the validity of this ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION III

This Ordinance shall be effective after its passage and publication as required by law.

PASSED AND APPROVED this 14th day of August, 2023.



Josh R. Pope, Mayor

ATTEST:



Jennifer K. Cowser, City Administrator/Clerk

I certify that the foregoing was published as Ordinance No. 2023-10 on the

23 day of August, 2023.


Jennifer K. Cowser, City Administrator/Clerk

<u>First Reading</u> <u>7/10/2023</u>	<u>Y</u>	<u>N</u>	<u>Second Reading</u> <u>7/24/2023</u>	<u>Y</u>	<u>N</u>	<u>Third Reading</u> <u>8/14/2023</u>	<u>Y</u>	<u>N</u>
Lane	<input checked="" type="checkbox"/>		Lane	<input checked="" type="checkbox"/>		Lane	<input checked="" type="checkbox"/>	
Henning	<input checked="" type="checkbox"/>		Henning	<input checked="" type="checkbox"/>		Henning	<input checked="" type="checkbox"/>	
Hauber	<input checked="" type="checkbox"/>		Hauber	<input checked="" type="checkbox"/>		Hauber	<input checked="" type="checkbox"/>	
Grau	<input checked="" type="checkbox"/>		Grau	<input checked="" type="checkbox"/>		Grau	<input checked="" type="checkbox"/>	
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