

ORDINANCE NO. 99- 30

**AN ORDINANCE AMENDING CHAPTER 13.03
PROVIDING FOR BUDGET UTILITY BILLING**

WHEREAS, the Common Council of the City of Huntingburg has heretofore adopted Chapter 13.03 providing for utility budget billing, and now determines that the provisions of said Chapter 13.03 should be repealed and restated.

NOW THEREFORE, BE IT ORDAINED by the Common Council of the City of Huntingburg, Indiana, as follows:

Section 1. The existing provisions of Chapter 13.03 entitled "Budget Billing" are hereby repealed.

Section 2. There is hereby adopted a new Chapter 13.03 entitled "Budget Billing" to read as follows:

**Chapter 13.03
Budget Billing**

- Section 13.03.010 Plan of Budget Utility Billing**
- Section 13.03.020 Equal Monthly Installments During a 12 Month Billing Cycle**
- Section 13.03.030 Increase in the Amount of Utilities Consumed**
- Section 13.03.040 Closing of the Customer's Utility Account**
- Section 13.03.050 Application and Written Agreement for Budget Billing**

Section 13.03.010. Plan of Budget Utility Billing. There is hereby adopted and authorized a plan of budget utility billing for those residential customers of the municipally owned utilities and sewage works electing to pay their accounts for utility and sanitary sewer charges in accordance therewith.

Section 13.03.020. Equal Monthly Installments. Customers of the municipally owned utilities and sanitary sewage works electing to pay their account in accordance with the plan of budget utility billing shall pay their accounts for utilities and sanitary sewage charges in approximately equal monthly installments

during a twelve (12) month billing cycle commencing with the billing rendered in October of every year, said monthly billing amount to be determined as follows:

- (1) During the first eleven (11) months of each budget billing cycle an amount equal to the actual total amount billed for utilities and sanitary sewage service (including sales tax) furnished at the customer's service location during the twelve (12) months ending August 31, immediately preceding the current budget billing cycle, divided by eleven (11).
- (2) On the twelfth month of each billing cycle (September), the customer shall pay an amount necessary to fully settle and pay any unpaid balance of the customer's utility account for all utilities and sanitary sewage service consumption during the current twelve (12) month billing cycle; provided, however, that if a customer's utility account should be a credit balance, such credit, at the customer's election, shall be refunded to the customer, or applied to the customer's October billing.
- (3) All billings rendered under the utility budget billing plan shall be due and payable on the 15th day after the date of the mailing of the billing. All delinquent bills shall be subject to the provisions of Chapter 13.02, as applicable.

Section 13.03.030. Increase in the Amount of Utilities Consumed. In the event a customer electing budget billing should install any appliance or make any modification at the service location resulting in an increase (or decrease) in the amount of utilities consumed in excess of Fifteen Percent (15%) of the total amount billed for utilities and sanitary sewage service furnished at the customer's service location during the twelve (12) months immediately preceding the current budget billing cycle, the monthly budget billing amount to be paid by the customer shall be increased (or decreased) to reflect such increase (or decrease) in the utility consumption as determined by the City, or its duly authorized agents, in its sole discretion.

Section 13.030.040. Closing of the Customer Utility Account. In the event the customer account for the service location of a customer electing the budget billing plan is closed by reason of death, transfer of ownership, change of residence, or nonpayment, the City and customer shall fully settle the customer's account by payment of any balance due or refund of any credit balance.

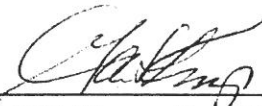
Section 13.030.050. Application and Written Agreement for Budget Billing. Any customer desiring to qualify for budget billing as herein authorized shall make application therefor and enter into a written agreement for budget billing in a form substantially in compliance with Exhibit "A" attached hereto and made a part hereof by reference.

Section 3. This Ordinance shall be in full force and effect from and after its adoption by the Common Council and approval by the Mayor as provided by law.


ADOPTED BY THE COMMON COUNCIL OF THE CITY OF HUNTINGBURG, INDIANA, THIS 2 DAY OF SEPTEMBER, 1999, BY THE FOLLOWING VOTE:

	Nay	Aye		Abstain	Absent
	—	<u>✓</u>	Marvin L. Boeglin	—	—
	—	<u>✓</u>	Eugene Peters	—	—
	—	—	Larry B. Tenbarger	—	<u>✓</u>
	—	<u>✓</u>	George Lewallen	—	—
	—	<u>✓</u>	John P. Songer	—	—
TOTAL:	0	4		0	1

COMMON COUNCIL OF THE CITY OF HUNTINGBURG, INDIANA

By: 
Gail N. Kemp, Presiding Officer


ATTEST:


Thomas O. Ellsworth, Clerk-Treasurer

Presented by me, the undersigned Clerk-Treasurer of the City of Huntingburg, to the Mayor of said City for his approval on the 2 day of SEPTEMBER, 1999.


Thomas O. Ellsworth, Clerk-Treasurer

Approved by me, the undersigned Mayor of said City on the 2 day of SEPTEMBER, 1999, at 7:35 o'clock P.M.


Gail N. Kemp, Mayor