

ORDINANCE 2015-044

PASSED: NOVEMBER 9, 2015

AMENDING CHAPTER 7 “WATER SERVICE”, SECTION 7.18 “WATER RATES” AND SECTION 7.19 “PROCEDURES FOR BILLING AND TERMINATION OF SERVICE”, OF THE MUNICIPAL CODE OF THE CITY OF DEKALB, ILLINOIS.

WHEREAS, the City of DeKalb, DeKalb County, Illinois is a home rule community with those powers granted under the provisions of the Illinois Constitution and the Illinois Municipal Code, 65 ILCS 5/1-1-1, *et. seq.*; and,

WHEREAS, the City of DeKalb currently maintains Chapter 7 of the City Code, which relates to Water Service; and,

WHEREAS, consumers of water provided by the City must pay the rates set forth in Chapter 7 of the Village Code; and

WHEREAS, the Mayor and City Council desire to amend Chapters 7.18 and 7.19 of the City Code to update and clarify the regulations governing the provision of water by the City; and

WHEREAS, the Mayor and City Council have determined that it will serve and be in the best interest of the City and its residents to amend the City Code as set forth in this Ordinance;

THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of DeKalb, DeKalb County, Illinois, as follows:

Section 1. Ordinance Amended.

Section 7.18 shall be amended as follows:

Section 7.18, entitled "Water Rates," is hereby amended in its entirety to read as follows:

7.18 WATER RATES.

- a) Rates to be charged for water supplied from the municipal water system shall be based on metered water usage which shall be billed bi-monthly.
- b) The rates for water usage shall be as follows:
 - i. For all water consumed or used commencing April 1, 2016, and billed commencing July 1, 2016, the consumer shall pay \$3.22 per 100 cubic feet.

- ii. For all water consumed or used commencing April 1, 2017, and billed commencing July 1, 2017, the consumer shall pay \$3.36 per 100 cubic feet.
 - iii. For all water consumed or used commencing April 1, 2018, and billed commencing July 1, 2018, the consumer shall pay \$3.52 per 100 cubic feet.
 - iv. For all water consumed or used commencing April 1, 2019, and billed commencing July 1, 2019, the consumer shall pay \$3.67 per 100 cubic feet.
 - v. For all water consumed or used commencing April 1, 2020, and billed commencing July 1, 2020, the consumer shall pay \$3.84 per 100 cubic feet.
 - vi. For all water consumed or used commencing April 1, 2021 and thereafter the water rate to be charged on all water bills issued shall be subject to a positive adjustment annually using the increase, if any, in the most recent Consumer Price Index (CPI) – All Urban Consumers for the Chicago, Gary and Kenosha region. This amount shall be derived using the United States Bureau of Labor Statistics information and will be effective April 1 for the July 1 billing. Such rate change shall be implemented by the authority of the Director of Public Works, without need for further approval.
- c) Water rates to be charged senior citizens aged sixty-two (62) years or older, and citizens who are head of household with a medical disability or chronic illness that prevents gainful employment for a minimum period of three (3) months with a gross annual income at or below section 8 Poverty Level Very Low (50%) Income Limits for the City of DeKalb, Illinois, and who annually submit a completed and signed application form and a photocopy of the applicant's most recent federal income tax return (or other proof of income) and, in the case of medical disability or chronic illness, a physician's statement or disability paperwork, shall be charged a discount of 70% of the water rate (they pay 30% of the rate) and a 70% discount on the service fee.
- d) Service outside the City shall be at a rate of 50% greater than the rate for the same service in the City.
- e) An additional charge of 15% shall be added to all water bills not paid by the 21st day of the month in which the same becomes due.

- f) Barb City Manor shall be charged a water rate of a 70% discount of the City’s current rate for water usage and the flat service fee.

Section 7.18-6, entitled "Water Service Fee" is hereby amended in its entirety to read as follows:

7.18-6 WATER SERVICE FEE.

- a) Effective April 1, starting in 2016, a bi-monthly water service fee shall be charged on all water bills in accordance with the following schedule:

	2016	2017	2018	2019	2020
5/8” – 3/4”	\$11.00	\$11.50	\$12.01	\$12.55	\$13.12
1”	\$11.00	\$11.50	\$12.01	\$12.55	\$13.12
1 1/4”	\$14.00	\$14.63	\$15.29	\$15.98	\$16.70
1 1/2”	\$17.34	\$18.12	\$18.94	\$19.79	\$20.68
2”	\$24.66	\$25.77	\$26.93	\$28.14	\$29.41
3”	\$31.34	\$32.75	\$34.22	\$35.76	\$37.37
4”	\$45.34	\$47.38	\$49.51	\$51.74	\$54.07
6”	\$59.34	\$62.01	\$64.80	\$67.72	\$70.76
8”	\$70.00	\$73.15	\$76.44	\$79.88	\$83.48

This fee will increase according to the schedule above each April 1. Beginning April 1, 2021 the rate to be charged on all water bills issued shall be subject to a positive adjustment annually using the increase, if any, in the most recent Consumer Price Index (CPI) – All Urban Consumers for the Chicago, Gary and Kenosha region. This amount shall be derived using the United States Bureau of Labor Statistics information. Such rate change shall be implemented by the authority of the Director of Public Works, without need for further approval.

Section 7.18-7, entitled "Annual Rate Review," and section 7.18-8, entitled “Revenues” are hereby removed in its entirety.

Section 7.19, entitled "Procedures for Billing and Termination of Service," *Subsection (a)* is hereby amended follows:

7.19 PROCEDURES FOR BILLING AND TERMINATION OF SERVICE.

- a) All property owners, where water is consumed, shall be billed every two (2) months according to routes set by the Director of Public Works. Bills for any given route shall be issued by the first day of the month in which water bills become due. Payment is due on or before the twenty-first (21st) day of that month. Bills not paid by the twenty-first (21st) day of the month shall be deemed delinquent and an additional charge of fifteen per cent (15%) shall be added to the bill. Thereafter, a delinquency notice shall be sent to

the property owner via first class mail and the notice shall state the dates for which utility services were furnished and the amount presently due, including all additional charges.

Section 2. All ordinances or portions thereof in conflict with this ordinance are hereby repealed.

Section 3. Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and affect the same as if the invalid provision had not been a part of this Ordinance.

Section 4. This Ordinance shall be in full force and effect after passage and publication pursuant to law. Publication date: November 10, 2015. Effective date: November 20, 2015.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois, at a regular meeting thereof held on the 9th day of November, 2015 and approved by me as Mayor on the same day. First reading October 26, 2015. Passed on a 6-1 roll call vote. Aye: Finucane, Marquardt, Snow, Noreiko, Baker, Rey. Nay: Jacobson.

ATTEST:



JENNIFER JEEP JOHNSON, City Clerk




JOHN A. REY, Mayor