

(Summary Published in the Morning Sun on February 28th, 2020)

ORDINANCE NO. G-1310

AN ORDINANCE amending Section 82-32 of the Pittsburg City Code to delete the current subsection (f) which exempts the imposition of an administrative charge and fee for an industry or institution whose normal procedure for payment exceeds the time limit for original due date; and create a new subsection (f) to provide that accounts with unpaid balances shall be forwarded to the State of Kansas for collection in accordance with K.S.A. 75-6201, et seq.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PITTSBURG, KANSAS:

Section 1. Section 82-32 of the Pittsburg City Code is hereby amended to read as follows:

Sec. 82-32. Billing charge for delinquency; discontinuance and hearing procedure; collection.

- (a) Bills for water and sewage system services shall be due on the date shown on such bill, and at the option of the City, the charges for sewage system services may be billed on the statement rendered for payment of water bills. If the total bill is not paid by the due date on such bill, such bill shall be considered delinquent and ten percent shall be added to the amount thereof as an administrative charge and fee. If the bill is not paid by the due date, a termination notice, including the ten percent charge, shall promptly be sent. This termination notice will include the following notice:

"TERMINATION NOTICE"

Water service will be disconnected for nonpayment of the account within ten days from the original due date unless:

- (1) The account is paid in full or satisfactory payment arrangements are made with the Department of Finance prior to the end of the ten-day period; or
- (2) Within seven days from the original due date you serve a written demand with the Department of Finance at City Hall, 4th and Pine, Pittsburg, Kansas, for a hearing to contest the proposed termination of water service."

- (b) If a written demand for hearing is received, the hearing officer designated in Resolution No. 554 shall notify the user of the time, date and location thereof; which hearing shall be held within seven days following the receipt of the written demand by the Department of Finance.
- (c) At the hearing the user may present evidence, both verbal and written, to support the contention that service should not be terminated for whatever reason, including a claim of an error in billing or charges for services not rendered.
- (d) The hearing officer shall render a decision within two days following the close of the hearing and send a written copy of such decision to the user by certified mail or cause a copy of the decision to be served on the user; which decision shall be binding and final. If the hearing officer decides service should be terminated, the appropriate City employee shall disconnect the water service within three days after the decision has been mailed or served upon the user.
- (e) If, after sending the termination notice, the entire amount is not paid by the due date on such notice, or other payment arrangements are not made, or a written demand for a hearing is not made, then water service will be disconnected and shall not be resumed until all past due bills are paid in full.
- (f) All unpaid utility accounts not paid in full after sixty (60) days shall be forwarded to the State of Kansas for collection in accordance with K.S.A. 75-6201, et seq. All fees imposed and collected from the City by the State of Kansas under K.S.A. 75-6201, et seq, shall be charged to the unpaid utility account and collected from the account user.

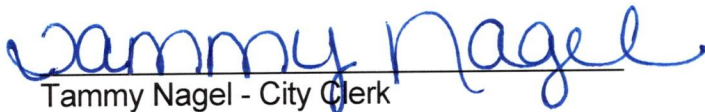
Section 2. This Ordinance shall take effect upon its passage and publication in the official city newspaper.

PASSED AND APPROVED BY THE GOVERNING BODY ON THIS 25th DAY OF
FEBRUARY, 2020.



Mayor-Dawn McNay

ATTEST:



Tammy Nagel - City Clerk

