

ORDINANCE NO. 823-2016

AN ORDINANCE OF THE CITY OF DRY RIDGE, KENTUCKY, REPEALING ORDINANCE 598-1999, ORDINANCE 635-2003, ORDINANCE 644-2003, ORDINANCE 668-2005 AND ORDINANCE 763-2011 AND ENACTING AND ORDINANCE RELATING TO AND CONCERNING RESIDENTIAL, SOLID WASTE COLLECTION AND REMOVAL SERVICES TO AND FOR THE BENEFIT OF THE CITIZENS AND RESIDENTS OF THE CITY OF DRY RIDGE, KENTUCKY; RATIFYING, CONFIRMING AND ADOPTING THE JOINT AND CONCURRENT COLLECTIVE BIDDING PROCEDURES FOR SUCH RESIDENTIAL, SOLID WASTE COLLECTION AND REMOVAL SERVICES TO CITIZENS AND RESIDENTS HAD BY THE CITIES OF CORINTH, CRITTENDEN, DRY RIDGE AND WILLIAMSTOWN BY INTER-LOCAL ACTION AND INTER-LOCAL AGREEMENT; THE DUE ACCEPTANCE OF THE OFFER AND BID OF REPUBLIC SERVICES FOR SUCH RESIDENTIAL, SOLID WASTE COLLECTION AND REMOVAL SERVICES FOR AND WITHIN THE CITY OF DRY RIDGE, KENTUCKY; AND ESTABLISHMENT OF MONTHLY RATE AND CHARGE TO BE LEVIED, EXACTED AND PAID BY RESIDENTS AND CITIZENS OF THE CITY OF DRY RIDGE, KENTUCKY FOR SUCH RESIDENTIAL, SOLID WASTE COLLECTION AND REMOVAL SERVICES. AND

BE IT HEREBY ORDAINED BY THE CITY OF DRY RIDGE, KENTUCKY, AS FOLLOWS:

Article One

That the heretofore joint, concurrent and collective actions concerning and regarding collective bidding notices and procedures for residential, solid waste collection and removal services for the citizens and residents of the cities of Corinth, Crittenden, Dry Ridge, and Williamstown, so done and concluded by inter-local actions and inter-local agreement, be and the same are hereby ratified, confirmed, adopted and approved.

Article Two

That the offer and bid for residential, solid waste collection and removal services made pursuant to the joint and concurrent actions and under the inter-local agreement referred to in Article One above by Republic Services is hereby accepted and approved by and for the City of Dry Ridge, Kentucky.

Article Three

That for the current term of the said Solid Waste Collection and Removal Contract between Republic Services and the City of Dry Ridge, et al, to allow and account for a monthly and variable fuel adjustment surcharge together with the normal solid waste collection and removal cost to be incurred by the City of Dry Ridge so commencing with the collection billing cycle beginning on November 30, 2016, and thereafter, the monthly charge for residential, solid waste collection and removal services shall be the sum and amount of **Nine Dollars and Fifty Cents (\$9.50)** to be billed and paid by the residents and citizens of the City of Dry Ridge, Kentucky.

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Article Four

The City of Dry Ridge shall prepare monthly utility billings and send the same to the customers at the addresses provided by the said customers.

Failure to receive a monthly bill will in no way release the customer from due dates or any other related obligations including timely payment. Any customer who does not receive a bill for utilities provided by the city, shall notify the City Clerk that no bill was received, and, thereafter, the City Clerk shall make and issue a new bill to the customer.

All utility bills shall be paid timely by cash, check, certified check, money order or credit card made payable to the order of the City of Dry Ridge, Kentucky. Partial payments of said billing and accounts may be accepted by the City of Dry Ridge by decision and entry made by the Dry Ridge City Council upon application. However, said partial payment shall be considered as a default by the customer so subjecting the customer and the property or premises being provided utilities' services to actions for default and nonpayment of utility accounts which may result in penalties, service charges and disconnection from and termination of service.

A utility customer's returned check shall be deemed and considered as a nonpayment subjecting the customer to a levy and payment of a service fee for an account in default. Further, should a customer at any time, suffer a second returned or dishonored check, the same will result in another service fee; and, thereafter, such customer shall be required to pay utility billings by cash, money order or credit card.

All monthly utility billing accounts are due on the 15th day of each calendar-month and subject to the levy of a penalty of ten percent (10%) and other determined charges and fees, if not paid within and by the 15th day of that instant, calendar-month to the City of Dry Ridge by the close of the city's business day being 5:00 p.m., prevailing time, by worthy and honored remittance to the city offices and personnel direct; by deposit to and within the city's drop-box at the entrance of the entrance of the city building; by official United States postal delivery to and placement of the said payment into the city's mail box at the United States Post Office in Dry Ridge, Kentucky; or by worthy and timely payment made to the city's order into the city's utility payment account at the Forcht Bank in Dry Ridge, Kentucky.

Any utility billing account not paid by the 22nd day of the calendar-month, or paid thereafter, shall be deemed to be delinquent, in default, subject to the levy of a ten percent (10%) penalty as provided, a determined service of \$35.00, and other service fees and charges found, and the termination of utility services. Further, monies owed after 5:00 p.m., prevailing time on the 22nd, shall be paid or remitted by guaranteed funds only.

Upon finding of a utility billing account to be delinquent, in addition to termination of utilities' service, the City of Dry Ridge, may at its election, take all actions, in law or equity, to enforce and foreclose its lien upon property and premises for monies and debts owed for utilities, or take any actions to recover the debt or monies owed.

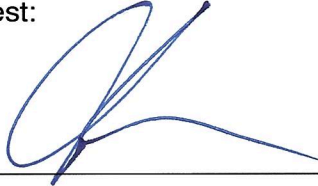
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First Reading: November 7, 2016

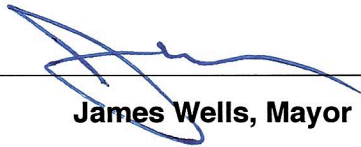
Second Reading: November 21, 2016

Adopted, Approved, Ordained and Ordered published this the 21st day of November 2016.

Attest:

A blue ink signature of Amy Kenner, consisting of a large, stylized 'A' followed by a horizontal stroke.

Amy Kenner, City Clerk

A blue ink signature of James Wells, featuring a series of loops and a horizontal stroke.

James Wells, Mayor