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**CITY OF ALGOMA
COUNTY OF KEWAUNEE
STATE OF WISCONSIN**

**COMMON COUNCIL
ORDINANCE NO. 789 – 2015**

**AN ORDINANCE AMENDMENT RELATING TO ESTABLISHING THE COLLECTION
PROCEDURE TO BE USED BY THE ALGOMA UTILITY DEPARTMENT
FOR DELINQUENT ELECTRIC AND WATER SERVICE ACCOUNTS**

WHEREAS: The Common Council of the City of Algoma has the authority to promote the public health, safety and welfare pursuant to the general grant of authority to the City according to Wisconsin Statutes, Section 62.11 (5); and

WHEREAS: The Common Council of the City of Algoma has the authority to provide funds for acquiring, leasing, purchasing, constructing, extending, adding to, improving, and controlling, any plant and equipment located in or outside the municipality, including interest in or lease of land, for furnishing water, light, heat or power, to the municipality or its inhabitants under the provisions of Section 66.0801 and Section 66.0803, Wisconsin Statutes; and

WHEREAS: The City of Algoma, Wisconsin owns and operates both a municipal electric and water system; and

WHEREAS: It is necessary for the city establish a collection procedure for delinquent electric and water service.

NOW, THEREFORE the Common Council of the City of Algoma does ordain that:

- I. Section 13.05 of the City of Algoma Code of Ordinances is repealed.
- II. Section 13.05 of the City of Algoma Code of Ordinances is recreated to read as follows:

**“13.05 COLLECTION PROCEDURE FOR DELINQUENT ELECTRIC AND
WATER SERVICE.**

In accordance with Sec. 66.0809, Wis. Stats., the following collection procedure is adopted.

(1) Any delinquent account for electric and water service shall become a lien against the property served. Accounts whose electric and water bills are in arrears, on October 15 of any year shall receive notice to the customer and owner of property, as shown by the current year's tax roll, of such delinquency in accordance with the provisions of Sec. 66.0809, Wis. Stats., and delinquencies remaining on November 15 together with any penalty imposed shall be levied as a tax against the parcel served.

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(2) The Algoma Utility Commission shall mail a copy of all past due notice of a delinquent account to the owner of such real estate, as shown by the current year's tax roll, as well as a copy of the final billing when made.
(3) All property owners shall notify the Algoma Utility Commission of the name and address of the owner where occupancy is other than the owner and the owner wishes copies and notice of any delinquent account of final billing."

III. This ordinance shall take effect upon passage, posting and publication as provided by law.

Adopted by the Common Council of the City of Algoma, Wisconsin at a regular meeting thereof on the 4th day of January, 2015, by a vote of 8 for and 0 opposed.

Approved: Wayne R. Schmidt
Wayne R. Schmidt,
Mayor of the City of Algoma

Attest: Jeffrey L. Wiswell, Sr.
Jeffrey L. Wiswell, Sr.,
Administrator - Clerk - Treasurer of the City of Algoma