

ORDINANCE NO. 913

AN ORDINANCE AMENDING ARTICLE 1, OF CHAPTER 17 OF THE CODE OF THE CITY OF MEADE, KANSAS, REMOVING UTILITY DEPOSITS AND ESTABLISHING AN ADMINISTRATIVE UTILITY FEE FOR CONNECTION OF UTILITY SERVICES WITHIN THE CITY OF MEADE, KANSAS, AND REPEALING ORDINANCES IN CONFLICT THEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MEADE:

SECTION 1. Article 1.11.4 of Chapter 17 of the Code of the City of Meade, Kansas pertaining to Temporary Short-Term Service is hereby amended to read as follows:

17.1.11.4 Connection and Disconnection Charge. Any customer taking electrical energy under any temporary short-term arrangement where the service is immediately adjacent to the City's distribution lines and requires no special facilities or construction shall pay the City a connection fee of \$30.00 which shall not be refundable. Except where contractors apply for a temporary service and such temporary service shall be converted to a permanent service, then Section 17-1.15 shall apply.

Any customer taking electrical energy under any temporary short-term arrangement and the service is not immediately adjacent to the City's distribution lines or requires special facilities or construction shall pay the City its cost incident to making such temporary service available plus the City's cost for removal of any such temporary facilities.

At the time of making application for any temporary short-term service the applicant-customer shall pay the Administrative Utility Fee as described in Article 1.19.1, of Chapter 17 of the Code of the City of Meade, Kansas.

SECTION 2. Article 1.15 of Chapter 17 of the Code of the City of Meade, Kansas is hereby amended to read as follows:

17-1.15 NOTICE AND HEARING ON DELINQUENCY AND TERMINATION.

Delinquency and termination notice shall be issued five (5) days after the bill is delinquent. The delinquency and termination notice shall provide the customer with the record of the following information: (1) the amount due on the unpaid balance, (2) the customer's right to a hearing before the governing body of the City on the second meeting of the month at the regular scheduled time, and (3) notice that the service will be terminated on the fourth Tuesday of the month if the bill remains unpaid.

If the customer of record is not the occupant where electrical service is provided, then the department shall provide similar notification to the occupant if such information has been provided to the department. The request for a hearing must be made no later than three (3) working days before the date of discontinuance. Such hearing will be conducted by the governing body of the City, or the designee of the governing body. The department is authorized to discontinue and disconnect electrical services for any customer who shall be delinquent in the payment of bills. Customers are responsible for furnishing the department with their correct address for billing purposes.

The City shall not charge any disconnect fees for termination of any service. However, if any service is terminated for non-payment or delinquency, the City shall charge a connect fee of \$60.00 before service resumes. Except as provided herein all other connect fees shall be charged by the City at the rate of \$30.00 before service resumes. In addition to the connect charges provided for herein, connects after regular business hours shall pay an additional \$50.00 before service resumes.

SECTION 3. Article 1.19 of Chapter 17 of the Code of the City of Meade, Kansas is hereby amended to read as follows:

17-1.19 ADMINISTRATIVE UTILITY FEE.

17-1.19.1 Administrative Fee Established. There is hereby established a non-refundable Administrative Utility Fee to connect to City utility systems in the City of Meade, Kansas:

Residential:	\$125.00
Small Business:	\$150.00
Commercial:	\$300.00
Industrial:	\$500.00

17-1.19.2 Application to Prior Customers. The City Clerk shall not assess the Administrative Utility Fee to current utility customers that have received their service deposits and

who subsequently move from one location to another within the City. HOWEVER, the City Clerk shall assess the \$30.00 transfer fee as provided in Article 1.3, of Chapter 17 of the Code of the City of Meade, Kansas.

- 17-1.19.3

Determination of Class of Business. The City Clerk shall determine the appropriate business rate which shall be charged. A business using less than 1,000 kilowatts and 10,000 gallons of water or less per month shall be, presumptively, a small business for purposes of the Administrative Utility Fee.
- 17-1.19.4

Prior Deposits. All utility deposits remaining prior to the adoption of this Ordinance shall be kept by the City Clerk. Interest on prior deposits shall continue to be payable at the rate determined the by the State Corporation Commission yearly and credited to the customer’s account January 1st of each calendar year.

On the second interest payment date following the passage of this Ordinance, the City Clerk shall refund any prior utility deposit to the depositor who has not been delinquent in payment of any utility service charge during the past year.
- 17-1.19.5

Termination of Utilities. Upon termination of utility services, the Administrative Utility Fee shall not be applied to any current or past due service charges.
- 17-1.19.6

Abandoned Deposits. Any security deposits not refunded within three (3) years after termination of services and prior to the adoption of this Ordinance, shall be deposited in the water fund of the City in accordance with the procedures outlined in K.S.A. 12-822.

SECTION 4. REPEAL. Any ordinance or parts of ordinances specifically in conflict with any of the provisions of this Ordinance insofar as they conflict, shall be and are hereby repealed.

SECTION 5. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its summary of publication in the Official City Newspaper.

ADOPTED AND APPROVED THIS 13th DAY OF DECEMBER 2021.

JD HEGWOOD, Mayor

ATTEST:

JANET GLEASON, City Clerk

I, Janet Gleason,, City Clerk of the City of Meade, Kansas, hereby verify and state that the foregoing is a true and correct original ordinance; that the record of final passage is found on page ___, volume “___” of the journal; that is was published in the Meade County News, the official paper on _____, 2021.

Ordinance No. 913 Summary

On December 13, 2021, the City of Meade, Kansas, passed Ordinance No. 913. An Ordinance Amending Article 1, of Chapter 17 of the Code of the City of Meade, Kansas, Removing Utility Deposits and Establishing an Administrative Utility Fee for Connection of Utility Services within the City of Meade, Kansas, and Repealing Ordinances in Conflict Therewith. A complete copy of the ordinance is available at www.cityofmeade.org or in the office of the city clerk, 132 S Fowler, free of charge. This summary is certified by the city attorney to be legal, accurate and sufficient.

CLAY A. KUHNS, City Attorney