

## **ORDINANCE NUMBER 08-46**

### **AN ORDINANCE OF THE CITY OF WESTFIELD TO ALLOW AUTHORIZE THE TERMINATION OF PUBLIC SERVICES FOR NONPAYMENT**

**WHEREAS**, the City of Westfield, Indiana, hereinafter “City”, is a duly formed municipal corporation within the State of Indiana and governed by the City Council, hereinafter “Council”, which has the duty, responsibility and authority to establish, monitor, and maintain ordinances for the general welfare of the public and to provide for fiscal efficiency in the business operations of the City; and,

**WHEREAS**, the Council has the authority and responsibility to approve all policies required for the efficient and effective collection of monies due to the City; and,

**WHEREAS**, the Westfield Public Works Department is responsible for the billing of certain public services, including but not limited to water, wastewater and storm water, the prompt collection of which is important to the fiscal integrity of the City and the citizens as a whole; and,

**WHEREAS**, after being fully advised in the matter,

### **NOW THEREFORE BE IT ORDAINED BY THE WESTFIELD CITY COUNCIL THAT:**

**SECTION I.** The Westfield Public Works (“WPW”) is hereby directed to develop a written policy for the delivery and collection of invoices and payments for the services provided and contracted for by the City and billed by the WPW. Said policy shall be delivered with each invoice sent to every recipient of services in the normal course of billing.

**SECTION II.** This notice shall detail the policy that the WPW is authorized to terminate services should the entire invoice not be promptly paid within the time limits stated.

**SECTION III.** This Ordinance is not intended to create a hardship or unnecessary burden shall not be construed as to limit the ability of the Director

of DPW to exercise discretion as needed in individual matters as they may arise or may become necessary.

**SECTION IV.**

This Ordinance shall be in full force and effect in accordance with Indiana law, upon the passage of any applicable waiting periods, all as provided by the laws of the State of Indiana. All ordinances or parts thereof that are in conflict herewith are hereby ordered repealed.

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]

ALL OF WHICH IS ORDAINED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2008.

WESTFIELD CITY COUNCIL

Voting For

Voting Against

Abstain

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John Dippel

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John Dippel

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John Dippel

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Bob Horkay

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Bob Horkay

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Bob Horkay

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Ken Kingshill

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Ken Kingshill

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Ken Kingshill

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Bob Smith

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Bob Smith

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Thomas Smith

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Thomas Smith

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Thomas Smith

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Rob Stokes

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Rob Stokes

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Rob Stokes

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Melody Sweat

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Melody Sweat

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Melody Sweat

ATTEST:

\_\_\_\_\_  
Cindy Gossard, Clerk Treasurer

I hereby certify that ORDINANCE 08-46 was delivered to the Mayor of Westfield

on the \_\_\_\_\_ day of \_\_\_\_\_, 2008, at \_\_\_\_\_ m.

\_\_\_\_\_  
Cindy Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 08-46

this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
J. Andrew Cook, Mayor

I hereby VETO ORDINANCE 08-46

this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
J. Andrew Cook, Mayor

This document prepared by  
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