

CITY OF LE ROY
COUNTY OF McLEAN, STATE OF ILLINOIS

ORDINANCE NO. 17-02-01-41

**AN ORDINANCE AMENDING THE CITY CODE PROVISIONS
RELATING TO SEWER USER FEES**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS
6TH Day of February, 2017

PRESENTED: **February 6, 2017**

PASSED: **February 6, 2017**

APPROVED: **February 6, 2017**

RECORDED: **February 6, 2017**

PUBLISHED: **February 6, 2017**


In Pamphlet Form

Voting "Aye" 5

Voting "Nay" 0

The undersigned being the duly qualified and Acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned **ordinance** and that such **ordinance** was presented, passed, approved, recorded and published as above stated.

(SEAL)



Vicki Moreland
City Clerk of the City of
Le Roy, McLean County, Illinois

Dated: February 6, 2017

**CITY OF LE ROY
McLEAN COUNTY, ILLINOIS**

ORDINANCE NO. 17-02-01-41

**AN ORDINANCE AMENDING THE CITY CODE PROVISIONS
RELATING TO SEWER USER FEES**

WHEREAS, the City of Le Roy is an Illinois municipal corporation operating in accordance with the Illinois Municipal Code, 65 ILCS 5/1-1-1 et seq.; and

WHEREAS, the City operates a water and sewer system that is funded, in part, through water and sewer user fees; and

WHEREAS, the City recently completed installation of improvements to its sewer system to separate the existing sewer system as mandated by the IEPA, and desires to reduce the long-term control plan service fee to reflect the completion of these improvements and to meet certain IEPA-mandated post-monitoring program obligations; and

WHEREAS, in 2016, the City issued bonds for various capital improvement projects to the City's water and sewer systems, which bonds require the imposition of an additional user fee to pay the debt service on these financial obligations; and

WHEREAS, in furtherance of these projects, the City desires to amend the City Code provisions relating to sewer user fees as set forth in this Ordinance (a separate ordinance will impose similar water user fees).

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Le Roy, McLean County, Illinois, as follows:

Section 1. Recitals. The above-referenced recitals are hereby incorporated into this Ordinance by this reference.

Section 2. Amendment to Section 8-5-10. Section 8-5-10 of the City of Le Roy Code of Ordinances, titled "Long Term Control Plan Service Fee," is hereby amended as follows:

8-5-10: LONG TERM CONTROL PLAN SERVICE FEE:

A. Combined Sewer Separation Requirements: The anticipated expense to separate the existing sewer system will include the following Illinois environmental protection agency mandates:

1. Separation of the existing combined sewer system by December 31, 2018. The total estimated cost to complete this project is two million dollars (\$2,000,000.00).

2. Implementation of a post-monitoring process upon completion of the separation project referenced above.

B. Fee: **All utility customers of the city of LeRoy will be required to pay a three dollar (\$3.00) per month fee to fund the post-monitoring process mandated by the IEPA.** All utility customers of the city of LeRoy

~~will be required to pay a thirteen dollar (\$13.00) per month fee. This fee will begin on the first bill prepared after April 1, 2011, and will continue for no longer than one hundred forty four (144) consecutive months (12 years) or upon repayment of all debt in relation to said project, whichever occurs first.~~

Section 3. Amendment to Chapter 5, Title 8. Chapter 5, titled "Sewer Service Fees and Charges" of Title 8, titled "Water and Sewer," is hereby amended to add a new Section 8-5-11 of the City of Le Roy Code of Ordinances, as follows:

8-5-11: SEWER CAPITAL BOND PROJECT FEE:

All utility customers of the city of LeRoy will be required to pay a five dollar (\$5.00) per month fee to finance capital projects relating to the sewer system, including payment of the debt service on the capital bonds issued in 2016.

Section 4. Conflict. All Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed.

Section 5. Effective Date. This Ordinance shall be in full force and effect following its passage and approval as required by law.

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion made by Dawn Hanafin, and seconded by Ron Legner by roll call vote on the 6th day of February, 2017 as follows

Aldermen elected 8

Aldermen Present 5

Voting Aye:

Dawn Hanafin, Glenn Reinhart, Brad Poindexter, Judy Marshall, Ron Legner.

Voting Nay:

None

Absent: Anne Anderson, Hilary Neal, Greg Steffen

None

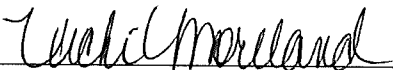
Abstain:

None

Other:

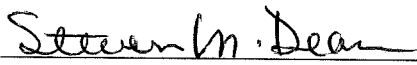
None

And deposited and filed in the office of the City Clerk in said municipality on the 6th day of February, 2017.



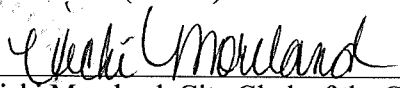
Vicki Moreland, City Clerk of the
City of Le Roy
Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 6th day of February, 2017



Steven M. Dean, Mayor of the City of Le Roy,
Mc Lean County, Illinois

ATTEST: (SEAL)



Vicki Moreland, City Clerk of the City of Le Roy
Mc Lean County, Illinois

CERTIFICATE

I, Vicki Moreland, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **February 6, 2017** the Corporate Authorities of such municipality passed and approved **Ordinance No. 17-02-01-41** entitled:

**AN ORDINANCE AMENDING THE CITY CODE PROVISIONS
RELATING TO SEWER USER FEES**

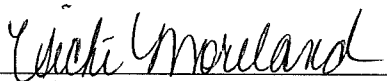
Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **17-02-01-41**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **February 6, 2017** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 6th day of February, 2017.

(SEAL)





Vicki Moreland
City Clerk of the City of
Le Roy, McLean County, Illinois

STATE OF ILLINOIS)

COUNTY OF MCLEAN) SS:
)

I, Vicki Moreland, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

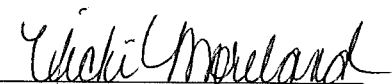
I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

**AN ORDINANCE AMENDING THE CITY CODE PROVISIONS
RELATING TO SEWER USER FEES**

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 6th day of February, 2017 and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

Dated this 6th day of February, 2017

(SEAL)



VickMoreland
City Clerk of the City of Le Roy
McLean County, Illinois