

Ordinance 28 - 20

AN ORDINANCE ESTABLISHING A MONTHLY INFRASTRUCTURE FEE TO FUND THE SANITARY SEWER, STORM SEWER, WATERLINE, AND ASSOCIATED PAVEMENT RESURFACING IMPROVEMENTS PORTION OF THE PORT CLINTON INFRASTRUCTURE IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, the City of Port Clinton has made a commitment to see the improvement of water, sanitary, and storm sewer lines and associated roadway pavement in key areas of the City as one phase of the Port Clinton Infrastructure Improvement Project (the Project); and

WHEREAS, this Council previously passed Ordinance 20-20 and Ordinance 21-20 which authorized preliminary engineering design, detailed preliminary opinion of probable project cost development, and analysis of Equivalent Dwelling Unit (EDU) customer charges for this phase of the Project; and

WHEREAS, an Equivalent Dwelling Unit (EDU), which equates to the water flow to a single family dwelling, is an equitable measurement on which to base supplemental customer charges for Port Clinton water and sewer service in order to fund this phase of the Project; and

WHEREAS, this Council finds monthly customer charges in the amount of \$6.84 for each water EDU and \$5.66 for each sewer EDU to be an adequate and necessary Infrastructure Fee to fund this phase of the Port Clinton Infrastructure Improvement Project; and

WHEREAS, this Council finds that it is necessary to implement this Infrastructure Fee beginning January 2021 in order to maintain financial feasibility of this phase of the Project; and

WHEREAS, this Council finds that it is necessary to establish a financial assistance program for Port Clinton residents over the age of 65 who will be assessed the infrastructure fee and who meet certain criteria.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Port Clinton, County of Ottawa and State of Ohio:

Section 1. This Council establishes a monthly Infrastructure Fee of \$6.84 for each water EDU, equal to \$82.08 per calendar year; and \$5.66 for each sewer EDU, equal to \$67.92 per calendar year.

Section 2. This Council finds and determines that the monthly Infrastructure Fee shall take effect in January 2021 and shall appear on the monthly utility bill due on January 15, 2021.

Section 3. This Council finds and determines that all Infrastructure Fee funds shall be dedicated solely to the rehabilitation, maintenance, and further planning with respect to the City's sanitary sewer, storm sewer, waterline, and associated pavement resurfacing improvements portion of the Port Clinton Infrastructure Improvement Project attached and incorporated herein as Exhibit A.

Section 4. This Council establishes the Help 2 Others (H2O) financial assistance program:

- A. The Safety and Service Director is hereby authorized and directed to provide and evaluate applications for financial assistance through the H2O program to Port Clinton residents who meet the following criteria:
  - (1) Applicant must be at least sixty-five (65) years of age;
  - (2) Applicant must own and occupy their service address as their primary residence; and
  - (3) Applicant must show that the Infrastructure Fee would cause a financial hardship if assessed.
- B. This Council authorizes Ten Thousand Dollars (\$10,000.00) to be set aside per calendar year from the Port Clinton Infrastructure Improvement Fund to provide eligible H2O Program applicants a waiver equal to the following:
  - (1) Water EDU: \$6.84 each month for a total of up to \$82.08 per calendar year.
  - (2) Sewer EDU: \$5.66 each month for a total of up to \$67.92 per calendar year.
- C. The H2O waivers will be distributed on a first come first serve basis and all customers must apply annually to waivers for the following calendar year.
- D. Funds set aside for the H2O Program that are not used in a single calendar year may be carried over into the following calendar year.
- E. The Director of Safety Service shall report to Council on a quarterly basis the number of customers who registered for the H2O Program and the number of applicants who applied for the program but did not meet the criteria to be accepted.

Section 5. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public in compliance with law.

Section 6. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the City, and for further reason that the immediate construction of the water and sanitary infrastructure improvements at the earliest possible time is necessary in order to protect the health of the inhabitants of the City by providing improvements to the City's water and sanitary infrastructure; wherefore, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: \_\_\_\_\_, 2020

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Approved \_\_\_\_\_, 2020

\_\_\_\_\_  
Mayor

## Ordinance 28-20 EXHIBIT A

