

RESOLUTION NO. 20-8-\_\_  
(Town Council)

RESOLUTION OF THE ANYWHERE TOWN COUNCIL FOR TEMPORARY  
AUTHORIZATION FOR REPAYMENT PLANS FOR MUNICIPAL UTILITY ACCOUNTS

WHEREAS, the World Health Organization has declared COVID-19 a global pandemic; and

WHEREAS, the Indiana State Department of Health confirmed both community transmission of, and the first deaths related to, COVID-19 in Indiana and in Wells County;

WHEREAS, on March 19, 2020, the Governor of the State of Indiana issued Executive Order 20-05 which prohibits providers of essential utility services such as water and wastewater services from discontinuing service to any customer during the public health emergency;

WHEREAS, on June 30, 2020, the Governor of the State of Indiana issued Executive Order 20-33 which extended the prohibition against terminating utility services through August 14, 2020;

WHEREAS, Town has complied with the applicable Executive Orders; however, Town's utility customers have accrued, and may continue to accrue, balances during the public health emergency and will be eligible for termination of services upon expiration of the public health emergency declared by the Governor; and

WHEREAS, in an effort to maintain utility services to households within the Town, the Town Council, in consultation with the Clerk-Treasurer's Office, desires to establish a repayment plan for customers to cure delinquent account balances which accrued during or as a result of the public health emergency and avoid termination of municipal services.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF ANYWHERE, INDIANA, THAT:

Section 1. REPAYMENT PLAN ESTABLISHED: The Clerk-Treasurer's Office and the Water Billing Clerk are hereby authorized to offer utility customers with a delinquent account balance a repayment plan wherein they must:

- A. For six (6) consecutive months, pay in full the sum of the amount billed for the services rendered (charges for most recent month's usage) for each of the next six billing periods, plus an amount equal to one-sixth (1/6) of the past due amount shown on the current invoice.
- B. At the conclusion of the six-month payment plan, the utility customer's account must be current (due only for charges for most recent month's usage).
- C. In the event that a utility customer fails to pay as agreed in the repayment plan, the customer shall be eligible for termination of service and the Clerk-Treasurer's Office

and the Water Billing Clerk shall follow the normal disconnection policy, including the assessment of the disconnection fee. Further, the entire past due amount shown on customer's water billing account shall be immediately due and payable to avoid a disconnection of service.

Section 2. The Clerk-Treasurer's Office and the Water Billing Clerk are authorized to create such forms and records as are necessary to document which utility customers are participating in the repayment plans authorized by this Resolution.

Section 3. ENROLLMENT PERIOD. To be eligible for a repayment plan, a utility customer must sign and return a complete copy of the repayment plan form to the Clerk-Treasurer's Office on or before Friday, September 4, 2020 at 3:30 p.m. Absent having a repayment plan in place by the date specified, utility services shall be terminated on the next business day for accounts with a delinquent balance.

Section 4. This Resolution does not alter or amend the procedures specified in Town Code §50.55 and §50.80 in the event a check is issued for services which is not honored because of insufficient funds or no account found.

Section 5. This resolution shall be effective from and after passage.

Resolution 20-8-\_\_ was duly adopted this \_\_ day of August, 2020, by a vote of \_\_ in favor and \_\_ in opposition.

**TOWN OF ANYWHERE, INDIANA by its TOWN COUNCIL**

Voting in Favor:

Voting in Opposition:

_____	Printed name (President)	_____
_____	Printed name (Member)	_____
_____	Printed name (Member)	_____
_____	Printed name (remaining council if any	_____
_____	Printed name -4,5,7)	_____

Attest:

\_\_\_\_\_  
Printed Name  
Clerk-Treasurer