

ORDINANCE NO. 2020 - 13

AN ORDINANCE AMENDING ORDINANCE NO. 2020-06 GRANTING SPECIAL TEMPORARY POWERS AND AUTHORITY TO THE VILLAGE PRESIDENT IN RESPONSE TO A DECLARATION OF STATE OF LOCAL EMERGENCY TO REINSTATE WATER AND GARBAGE BILL LATE FEES AND VOID RESOLUTION NO. 2020-10R

WHEREAS, Village of Winnebago Ordinance No. 2020-06 previously passed on March 19, 2020, provided for certain special temporary powers and authority to be granted to the Village of Winnebago President in response to a declaration of a state of local emergency resulting from the COVID-19 pandemic; and

WHEREAS, pursuant to Paragraph 11(a) of Ordinance No. 2020-06, any late fees associated with Village-billed water and garbage service, effective with the bills which were due on March 15, 2020, shall be waived until June 19, 2020, at which time late fees for the bills due June 15, 2020, shall begin to accrue starting June 19, 2020; and

WHEREAS, the Village did not start the accrual of late fees as of June 19, 2020, but the Village Board of Trustees now feels that there is a need to reinstate the accrual of late fees on delinquent water and garbage bills so there is an incentive for residents to pay the duly issued water bills; and

WHEREAS, the Village Board of Trustees voted at its September 14, 2020, meeting to authorize the Village Attorney to draft a resolution, given Resolution No. 2020-10R, in order to reinstate the late fee on delinquent water and garbage bills effective with the November 15, 2020, bill issued, which would cover the October, 2020 water usage and garbage service; and

WHEREAS, the Village Attorney, when beginning to draft the resolution, realized that the more appropriate avenue would be an amendment to Ordinance No. 2020-06, since an ordinance was the original type of document through which the water and garbage bill late fees were to be temporarily waived; and

WHEREAS, there is no need for Resolution No. 2010-10R to be drafted, so the same should be voided.

NOW THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Winnebago, as follows:

SECTION I—AMENDMENT OF SECTION 11(a)

Ordinance No. 2020-06 shall be and hereby is amended, such that the current Section 11(a) of Ordinance No. 2020-06 shall be deleted, with the following new Section 11(a) now substituted in its place:

Section 11(a): Any late fees associated with Village-billed water and garbage service, effective with the bills which were due on March 15, 2020, shall be waived until November 15, 2020, at which time late fees for the bills due November 15, 2020, shall begin to accrue starting November 16, 2020, and thereafter.

SECTION II—CONTINUED EFFECTIVENESS OF OTHER PROVISIONS OF ORDINANCE

All other provisions of Ordinance No. 2020-06, as amended, not inconsistent with this amending ordinance shall remain in full force and effect.


SECTION III—EFFECTIVE DATE OF ORDINANCE

This ordinance shall become effective immediately upon passage by the Corporate Authorities of the Village of Winnebago, and publication of the same in pamphlet form.

SECTION IV—EFFECTIVE DATE OF ORDINANCE

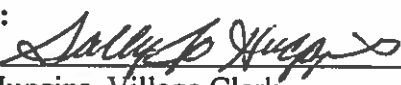
If any provision of this ordinance or the application thereof to any person or circumstance is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this declaration and ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Declaration is severable.

APPROVED:



Franklin J. Eubank, Jr., President of the Board of
Trustees of the Village of Winnebago, Illinois

ATTEST:



Sally Jo Huggins, Village Clerk

PASSED:

APPROVED:

PUBLISHED IN PAMPHLET FORM: _____