ORDINANCE 2027-008

A NEW ORDINACE OF THE TOWN OF FORT GIBSON, OKLAHOMA AMENDING TITLE: V; PUBLIC UTILITIES; CHAPTER: 50 GENERAL PROVISIONS FOR PUBLIC UTILITIES, SECTION: 50.05 DELINQUENT ACCOUNTS; AMENDING THE FEES AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR SEVERABILITY.

50.05 Delinquent Accounts

1. *Late charges for past due accounts.*
    1. Utility bills are due by the tenth of each month, and a ~~10%~~ **25%** rate charge will be added unless payment is received:
        1. Through the customer window by 5:00 p.m. on the tenth of the month; or
        2. Through the night drop box at the municipal building by 7:00 a.m. on the eleventh.
        3. In the mail on the eleventh; except that, the Town Administrator shall have the authority, at his/her discretion, to waive the late charge referenced in paragraph 1 above based upon good cause shown by the customer and to be considered on a case-by-case basis.
    2. If the tenth falls on a weekend or holiday, then a late charge will be added unless payment is received:
        1. Through the customer window by ~~5:00 p.m~~ **9:00 a.m**. on the next working day; or
        2. Through the night drop box at the municipal building by 9:00 a.m. on the following working day.
2. *Disconnection of services.*
    1. *Notices of disconnections.* Disconnect notices will be mailed at least five working days before service is disconnected.
    2. *Disconnection of water service.* Water service is disconnected at the meter on the twentieth of each month. If the twentieth falls on a Friday or holiday, then service will be disconnected the next working day. ~~Service will not be disconnected if the account has less than a $15 balance. Such balance will be carried forward to the next billing cycle. Hereinafter, the day that utility services are disconnected is referred to as "cutoff day".~~
3. *Reconnection of services.*
    1. *Service charge.* If payment for utility services is not received by 9:00 a.m. on cutoff day, a ~~$25~~ **$100.00**service charge will be added to the utility bill. This charge will be added to the bill whether or not water has already been disconnected. For accounts without water services, the ~~$25~~ **$100.00** service charge will also be added to the utility bill after 9:00 a.m. on cutoff day. Once

water is disconnected, it will not be reconnected until the past due amount plus the entire service charge is paid in full.

~~*2. Default.* Upon first default resulting in services being disconnected, an additional deposit in the amount of $50 will be required before reconnection of services. Upon second default resulting in services being disconnected, an additional deposit in the amount of $75 will be required before reconnection of services.~~

4. *Leak adjustments.* A billing adjustment for a water leak will be allowed for an account one time per fiscal year under the following circumstances:
    1. The amount of usage for water and sewer must be three times the average amount of usage for the account. The average usage is calculated on the three months prior to the month the leak occurred.
    2. The usage over the average usage amount will be divided in half. An adjustment will be calculated and credit given to the account for one-half the usage over the average usage amount. (Example: Current usage on account is 20,000 gallons. Average usage on account is 4,500 gallons. The usage over average is 15,500, divided by one-half equals 7,750. A credit adjustment for 7,750 gallons will be calculated on both water and sewer and applied to the account.)
5. ***Repealer.***
   All ordinances or parts of ordinances in direct conflict herewith are repealed to the extent of the conflict only.
6. ***Severability.***
   Should any section, subsection, sentence, provision, clause or phrase hereof be held invalid, void or unconstitutional or any reason, such holding shall not render invalid, void or unconstitutional for any other section, subsection, sentence, provision, clause, or phrase of this resolution and the same are deemed severable for this purpose.

PASSED AND APPROVED BY THE TOWN BOARD OF TRUSTEES OF THE TOWN OF FORT GIBSON, OKLAHOMA THIS 26th DAY OF OCTOBER, 2026.

Mike Sharpe, Mayor

ATTEST: _____
Cassandra Weidman, Town Clerk

TOWN OF FORT GIBSON OFFICIAL SEAL OKLAHOMA

(Prior Code, § 9-1-5)

HISTORY

Amended by Ord. 2027-006 on 10/13/2026

*Amended by Ord. **2023-016** on 4/10/2023*