

CITY OF MARSHALL

ORDINANCE NO. 2012-O-32

AN ORDINANCE AMENDING CHAPTER 86, UTILITIES, ARTICLE 1

ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF MARSHALL

Published in pamphlet form by authority of the City of Marshall, Clark County, Illinois, this 10
day of December, 20 12.

ORDINANCE NO. 20 12-O-32

AN ORDINANCE AMENDING CHAPTER 86, UTILITIES, ARTICLE 1

BE IT ORDAINED by the City Council of the City of Marshall, Illinois:

Section 1. That section 86-33 of the Code of Ordinances, City of Marshall, Illinois is hereby amended to read as follows, with strikeouts indicating deletions in text and underscores indicating additions to text:

Section 86-33. Delinquencies; foreclosures

(e) Legal Action. The city also has the power from time to time to sue the named customer, occupancy or use of the premises in a civil action to recover the money due for services rendered, plus collection fees, reasonable attorney's fees, ~~to be fixed by the court.~~ and court costs.

Whenever, a judgment is entered in as such civil action, the foregoing provisions in this section with respect to filing sworn statements of such delinquencies in the office of the recorder and creating a lien against the real estate shall not be effective thereafter as to charges or rates sued upon and no lien shall exist thereafter against the real estate for the delinquency, A judgment in such civil action operas as a release and waiver of the lien for the amount of judgment.

Section 2. If any provision of this Ordinance, or application thereof, is held invalid by any Court, other provisions or applications of this Ordinance which can be given effect without the invalid provision or application shall not be affected, and to this end the provisions of this Ordinance are declared to be severable.

Section 3. That this Ordinance shall be published in pamphlet form and shall take effect ten (10) days after its passage, approval and publication in pamphlet form as provided by law.

	<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Beverly K. Church			✓
Terry Clatfelter	✓		
John D. Ferris	✓		
Warren J. Le Fever	✓		
James McKittrick	✓		
Cheryl A. Raisner	✓		
Tim J. Sanders	✓		
James White	✓		

PASSED this 10 day of December, 2012.

APPROVED this 10 day of December, 2012.

Kenneth R. Smith
MAYOR

ATTESTED, filed in my office,
and published in pamphlet form
this 10 day of December, 2012.

CITY CLERK *[Signature]*

(SEAL)