

RESOLUTION NO. 59-00

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A RESOLUTION OF THE WEST MIFFLIN SANITARY SEWER MUNICIPAL AUTHORITY, ALLEGHENY COUNTY, PENNSYLVANIA ADOPTING PROCEDURES AND ESTABLISHING INTEREST RATES AND COSTS IN CONNECTION WITH THE COLLECTION OF DELINQUENT SEWAGE CHARGES FOR ALLEGHENY COUNTY SANITARY AUTHORITY CUSTOMERS.

WHEREAS, the West Muffin Sanitary Sewer Municipal Authority is required to reimburse the Allegheny County Sanitary Authority (ALCOSAN) for delinquent sewage accounts of customers located in the Borough of West Mifflin and served by the Allegheny County Sanitary Authority; and

WHEREAS, ALCOSAN has assigned the accounts to the West Mifflin Sanitary Sewer Municipal Authority for collection; and

WHEREAS, the West Muffin Sanitary Sewer Municipal Authority may apply penalty and interest as well as reasonable attorneys'

fees for the collection of these accounts pursuant to the Municipal Claim and Tax Lien Law, 53 P.S. §7101 et. seq.; and

WHEREAS, the Authority desires to exercise such legal authority in order to collect delinquent sewage charges purchased from ALCOSAN.

NOW, THEREFORE, be it resolved and it is hereby resolved as follows:

1. Penalty and interest:

<![if !supportLists]>a. <![endif]>A one time ten percent (10%) penalty is imposed upon the charges at the time the bill becomes delinquent.

<![if !supportLists]>b. <![endif]>An annual ten percent (10%) interest rate shall be added beginning thirty days after the initial demand letter is sent to the ratepayer.

<![if !supportLists]>c. <![endif]>A \$20 per account fee is assessed as the maintenance cost at the initiation of the delinquent account.

2. Schedule of fees:

Pursuant to Resolution No. -98 of the West Mifflin Sanitary Sewer Municipal Authority, a schedule of attorneys' fees was adopted in connection with the collection of delinquent Authority sewage charges. Those fees shall be applied to the collection of delinquent ALCOSAN accounts.

3. Collection Procedure:

a. The Solicitor of the West Miff in Sanitary Sewer Municipal Authority shall undertake the collection of the delinquent sewage accounts.

4. Compensation:

a. The Solicitor will establish the files and make demand of the ratepayer at no charge to the Authority.

b. Upon receipt of payment from the ratepayers, Solicitor will deduct 20% of the amount collected for sewer charges, penalty and interest as compensation for the collection and will forward the balance of 800/0 to the Authority for deposit in its General Fund.

c. Filing fees and court costs assessed on the accounts will be paid by the Authority to be reimbursed by the ratepayer.

d. Attorneys fees and maintenance costs assessed on the accounts will be paid by the ratepayer directly to the Solicitor.

5. This resolution shall take effect on the date of enactment set forth below.

6. If any sentence, clause, section or any parts of resolutions is found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, sections or parts of this resolution.

7. Any resolution or parts of resolutions which are contrary to or conflict with the provisions of this resolution are hereby repealed to the extent necessary to give this resolution full force and effect.

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RESOLVED, this 13<sup>th</sup> day of November 2000.

ATTEST:

<![if !supportEmptyParas]> <![endif]> Michael Price, Jr., Chairman

Roberta Chonko, Secretary