

CITY COUNCIL OF THE CITY OF CORDOVA, ALABAMA

ORDINANCE NO. 01-2024

AN ORDINANCE PURSUANT TO THE PROVISIONS OF SECTIONS 40-18-100 THROUGH 40-18-103 OF THE *CODE OF ALABAMA* (1975), TO AUTHORIZE AN AGREEMENT BETWEEN THE CITY OF CORDOVA, ALABAMA, AND MUNICIPAL INTERCEPT SERVICES LLC FOR THE PURPOSES OF COLLECTING DELINQUENT DEBT; AND TO ESTABLISH AN APPEALS PROCESS.

WHEREAS, pursuant to Section 40-18-100 *et. seq.* of the *Code of Alabama* (1975), municipalities in the State of Alabama have been authorized to collect payment of outstanding and unpaid debts owed by individual taxpayers by setting off such debts against the individual's Alabama State income tax refund;

WHEREAS, the City of Cordova, Alabama (the "City") desires to collect payment of outstanding and unpaid debts of twenty-five dollars (\$25.00) or more, which are owed to the City and its departments, by setting off such debts against the individual state income tax refunds of individual taxpayers, which are unpaid and delinquent for a period of sixty (60) days or more;

WHEREAS, the City desires to contract with Municipal Intercept Services, LLC ("MIS") for the collection of outstanding and unpaid debts;

WHEREAS, the City Council of the City of Cordova, Alabama (the "City Council") has received and reviewed the Memorandum of Understanding and Agreement with Municipal Intercept Services, LLC (the "Agreement"), attached hereto as **Exhibit A**,

WHEREAS, the City Council is satisfied that the provisions of the Agreement are a reasonable means of collecting unpaid debts which are owed to the City by individual taxpayers in accordance with State law and desires to execute the Memorandum of Understanding and Agreement;

WHEREAS, the City Council desires to authorize the Mayor to establish procedures by which the City may collect unpaid debts;

WHEREAS, the City Council desires to adopt the appeals procedure attached hereto as **Exhibit B**, by which individual taxpayers may contest the setoff of a debt against their Alabama State income tax refund;

THEREFORE, BE IT ORDAINED by the City Council of the City of Cordova, Alabama while in regular session on Tuesday, February 13, 2024, at 6:30 p.m., as follows:

Section 1. The Mayor is authorized to execute the Memorandum of Understanding and Agreement attached hereto as **Exhibit A**, between the City and Municipal Intercept Services, LLC.


Section 2. The Mayor is hereby authorized to establish procedures by which the City may collect unpaid debts by submitting such debts to MIS.

Section 3. In accordance with the provisions of Section 40-18-100 *et. seq.* of the *Code of Alabama* (1975), the City hereby adopts the Setoff Appeal Procedures attached hereto as **Exhibit B**, by which individual taxpayers may contest the setoff of a debt against their Alabama State income tax refund.

ADOPTED AND APPROVED THIS THE 13TH DAY OF FEBRUARY, 2024.


JEREMY PATE

ATTEST:


DeLaina Gilbert, City Clerk

CERTIFICATION OF CITY CLERK

STATE OF ALABAMA)
WALKER COUNTY)

I, DeLaina Gilbert, City Clerk of the City of Cordova, Alabama, do hereby certify that the above and foregoing is a true and correct copy of an Ordinance duly adopted by the City Council of the City of Cordova, Alabama, on the 13th day of February, 2024.

The above and foregoing Ordinance was published on the ____ day of February, 2024, by posting copies thereof in three public places within the City of Cordova, one of which was the Mayor's office.

Witness my hand and seal of office this 13th day of February, 2024.


DeLaina Gilbert, City Clerk