

VILLAGE OF BRADLEY

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ORDINANCE NO. O-06-22-05

AN ORDINANCE AMENDING CHAPTER 54 (UTILITIES), ARTICLE III (SEWER SERVICE),  
DIVISION 5 (USER CHARGE SYSTEM, RATES AND ADDITIONAL CHARGES), SECTION  
54-205 (USER CHARGE RATES) OF THE BRADLEY VILLAGE CODE

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ADOPTED BY THE  
BOARD OF TRUSTEES OF THE  
VILLAGE OF BRADLEY

THIS 13 DAY OF June, 2022

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Published in pamphlet form by the authority of the Board of Trustees of the Village of Bradley,  
Kankakee County, Illinois this 13 day of June, 2022.

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**AN ORDINANCE AMENDING CHAPTER 54 (UTILITIES), ARTICLE III (SEWER SERVICE), DIVISION 5 (USER CHARGE SYSTEM, RATES AND ADDITIONAL CHARGES), SECTION 54-205 (USER CHARGE RATES) OF THE BRADLEY VILLAGE CODE**

**WHEREAS**, the President and Board of Trustees of the Village of Bradley, Kankakee County, Illinois, have the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare; and

**WHEREAS**, the Corporate Authorities of the Village previously established sewer usage and capital maintenance and replacement fees (the "Fees") for the Village of Bradley; and

**WHEREAS**, at that same time the Corporate Authorities of the Village further provided for an annual increase in the Fees in order to ensure that the Village's sewer system would remain self-sufficient; and

**WHEREAS**, the Corporate Authorities have determined that it is necessary and in the best interests of the Village and its citizens to amend the Fees, as set forth in this Ordinance, to better correlate to the Village's projected sewer expenses in the future

**NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, PURSUANT TO ITS STATUTORY AUTHORITY, AS FOLLOWS:**

**SECTION 1.** The President and Board of Trustees hereby find that all of the recitals contained in the preamble to this Ordinance are true, correct, and complete and are hereby incorporated by reference hereto and made a part hereof.

**SECTION 2.** That Chapter 54 (Utilities), Article III (Sewer Service), Division 5 (User Charge System, Rates and Additional Charges), Section 54-205 (User Charge Rates) is hereby amended to read as follows:

Sec. 54-205.- User charge rates.

(a) The following User Charge Rates are hereby established and shall be charged each and every user connected to the village treatment works:

(1) Usage Fee: A Usage Fee shall be charged to all users who discharge wastewater to the village treatment works and shall be charged at the following rates per 100 cubic feet (ccf) of billable flow

<b>Village</b>		
<b>Fiscal Year</b>	2023	2024
<b>Rate 100/CCF</b>	5.15	5.30

(2) Capital Maintenance and Replacement Fee: A Capital Maintenance and Replacement Fee shall be charged to all users who discharge wastewater to the village treatment works and shall be at the following rates per month:

<b>Village</b>		
<b>Fiscal Year</b>	2023	2024
<b>Rate 100/CCF</b>	13.00	13.39

**SECTION 3.** In the event that any provision or provisions, portion or portions, or clause or clauses of this Ordinance shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any of the remaining provisions, portions, or clauses of this Ordinance that may be given effect without such invalid or unenforceable provision or provisions, portion or portions, or clause or clauses.

**SECTION 4.** That all ordinances, resolutions, motions, or parts thereof, conflicting with any of the provisions of this Ordinance, are hereby repealed to the extent of the conflict.

**SECTION 5.** That the Village Clerk is hereby directed to publish this Ordinance in pamphlet form.

**SECTION 6.** That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

**PASSED** by the Board of Trustees on a roll call vote on the 13 day of June, 2022.

**TRUSTEES:**

RYAN LEBRAN	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
BRIAN BILLINGSLEY	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
DARREN WESTPHAL	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
BRIAN TIERI	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
GRANT VANDENHOUT	Aye - <input type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input checked="" type="checkbox"/>
GENE JORDAN	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>

**VILLAGE PRESIDENT:**

MICHAEL WATSON Non-Voting - X

TOTALS: Aye - 5 Nay - 0 Absent - 1

**ATTEST:**

  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK

APPROVED this 13 day of June, 2022.

  
\_\_\_\_\_  
MICHAEL WATSON, VILLAGE PRESIDENT

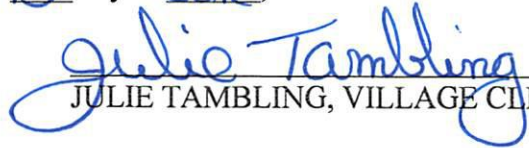
**ATTEST:**

  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK

STATE OF ILLINOIS        )  
  )  
COUNTY OF KANKAKEE    )        §§

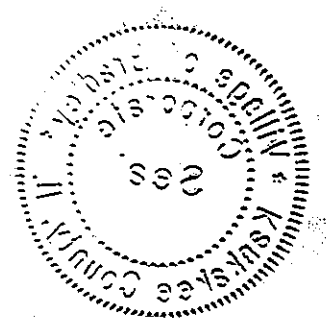
I, Julie Tambling, Village Clerk of the Village of Bradley, County of Kankakee and State of Illinois, DO HEREBY CERTIFY that the attached is a true, perfect, and complete copy of Ordinance number 0062205, "AN ORDINANCE AMENDING CHAPTER 54 (UTILITIES), ARTICLE III (SEWER SERVICE), DIVISION 5 (USER CHARGE SYSTEM, RATES AND ADDITIONAL CHARGES), SECTION 54-205 (USER CHARGE RATES) OF THE BRADLEY VILLAGE CODE.," which was adopted by the Village Corporate Authorities at a meeting held on the 13 day of June, 2022.

IN WITNESS WHEREOF, I have hereunto set my hand in the Village of Bradley, County of Kankakee and State of Illinois, on this 13 day of June, 2022.

  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK



*Handwritten signature or text, possibly "James M. ..."*





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## Agenda Cover Memorandum

**Meeting Date:** 06/13/22

**Fiscal Year:** 2023

**Agenda Item:** Freezing FY ' 23 Sewer Rates

**Item Type:** X Ordinance                      Resolution                       Other

**Action Requested:** Approval                      X First Reading                       For Discussion                       Informational

**Staff Contact:**  
**Name:** Robert Romo  
**Phone:** 815 936-5107  
**Email:** rromo@bradleyil.org

Internal Review
Initials:
Date:

**Brief Summary:**

Mayor Watson directed me to analyze the feasibility of freezing the sewer rates for the current year and determine the impact it would have to the current capital projects and fund balance of the fund. Mayor Watson expressed his concern for continuous rate increases after the Villages recent rate increase and added a infrastructure fee to the community that resulted in an overall increase of nearly 100%.

A five-year financial forecast has been performed, which determines that the Village's Sewer Fund is able to sustain a rate freeze for the current year. In determining the rate freeze I also included the very aggressive cash outflow that was needed to self-finance the current capital projects that were identified in the report that was performed by the RJN Group. As well as a small bond issue to perform sewer lining work possibly a few years from now. As noted in my five-year forecast there will be minimal borrowing by the Sewer Fund to the General Fund for the next few years as we self-finance most of the projects and by FY '27 the Sewer Fund should have appropriate cash balances for future projects. Therefore, I recommend the Village freeze sewer rates for the current year and perform an annual analysis on operational and capital cost in determining sewer rates.

**Recommendation:**

To amend ordinance O-3-18-4, as to freeze sewer rates for FY '23 and push back sewer rates in the ordinance back one year.