

ORDINANCE NO. 23, 2007

**AN ORDINANCE MERGING THE VALPARAISO DEPARTMENT OF
STORMWATER MANAGEMENT WITH THE VALPARAISO CITY UTILITIES**

PASSED 7/9/07 7-0 VOTE

ORDINANCE # 23, 2007

AN ORDINANCE MERGING THE VALPARAISO DEPARTMENT OF STORMWATER MANAGEMENT WITH THE VALPARAISO CITY UTILITIES

WHEREAS, the City of Valparaiso is desirous of streamlining its utilities for efficient and effective operation and management under the direction of one governing board; and

WHEREAS, the Valparaiso Department of Water Works operated pursuant to I.C. 8-1.5-3-4 until the Common Council of the City of Valparaiso, functioning as the legislative body, adopted Ordinance 45-2004 on January 10, 2005 creating the Valparaiso Utilities Board and in so doing combining the Valparaiso Department of Water Works with the Valparaiso Water Reclamation Department, all of which occurring pursuant to I.C. 8-1.5-3-3; and

WHEREAS, I.C. 8-1.5-3-3 further allows the Common Council of the City of Valparaiso, Indiana, functioning as the City's legislative body to adopt an ordinance providing that the Valparaiso Department of Stormwater Management be merged into the Valparaiso City Utilities under the governance of the Valparaiso City Utilities Board of Directors.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Valparaiso, Indiana, that effective July 1, 2007, the following shall occur:

1. That pursuant to I.C. 8-1.5-3-3, the Valparaiso Department of Stormwater Management shall be merged into and become a part of the Valparaiso City Utilities and in so doing, the governing board of the Valparaiso City Utilities shall assume responsibility and authority for the operation of the Valparaiso Department of Stormwater Management except as otherwise provided herein.
2. That the Office of the Valparaiso Clerk/Treasurer shall remain the depository of all funds related to the function and operation of the Valparaiso Department of Stormwater Management and that the Valparaiso Clerk/Treasurer shall continue to function as the fiscal agent with accounting and fiscal record keeping responsibilities for all funds and accounts associated with stormwater management functions within the City of Valparaiso.
3. That as of July 1, 2007, the Board of Directors of the Valparaiso Department of Stormwater Management shall cease to exist. Except as otherwise provided herein, all authority and responsibility for operation of stormwater related functions in the City of Valparaiso shall henceforth be vested in the governing board of the Valparaiso City Utilities.
4. That the Valparaiso Municipal Code shall be deemed to have been amended so as to comport to the provisions of this ordinance.

THIS ORDINANCE SHALL be in full force and effect from and after its adoption and approval by the Mayor.

PASSED by the Common Council of the City of Valparaiso, Indiana, by a 7-0 vote of all members present and voting this 9th day of July, 2007.

ATTEST:

Sharon Swihart
Sharon Swihart, Clerk-Treasurer

Jon Costas
Jon Costas, Mayor

Presented by me to the Mayor of the City of Valparaiso, Indiana, this 9th day of July, 2007, at 7:25 o'clock P m.

Sharon Swihart
Sharon Swihart, Clerk-Treasurer

This Ordinance approved and signed by me this 9th day of July 2007, at 7:25 o'clock P m.

Jon Costas
Jon Costas, Mayor