

ORDINANCE No. 5353

An Ordinance creating the office of Town Water Board, providing for the personal of the board, and for the appointment of subordinate officers under them, and defining their duties and fixing their compensation.

THE PEOPLE OF THE TOWN OF SHERWOOD DO ORDAIN AS FOLLOWS:

SECTION I.

That there is hereby created the office of Town Water Board, and the members thereof, shall consist of the Common Council of the Town, and of the Mayor who shall be exofficio a member and chairman of the Board, and they shall have supervisory control, and management of the Water Works, and shall from time to time enact such legislation for the protection of the Water Works, and the use and supply of water as to them shall seem necessary.

SECTION II.

The Recorder is hereby declared to be exofficio clerk of the Water Board, and shall attend all meetings of the board, and keep a book in which shall be kept a record of the proceedings of the board meetings, and when authorized by the board, draw warrants against the water fund for all expenditures of operating the water works, and said warrants shall be signed by the chairman and clerk of the board.

SECTION III.

The Town Treasurer shall be custodian of all funds arising from the sale and supply of water from the town mains, and he shall keep all such funds in a separate account to be known as the Water Fund, and shall pay all warrants drawn against said fund when properly signed by the chairman and clerk of the board, and shall make a report of the condition of the water funds as often as every three months when authorized by the board.

SECTION IV.

The Water Board shall appoint a Water Superintendent and fix his compensation, whose duties it shall be to superintend and oversee the pumping plant, attend to the connecting and disconnecting supply pipes with the water mains, as required by the Water Rules and Regulations, read the meters and report such reading to the collector on or before the last day of each month, and perform any and all duties as may be required of him by the Water Board from time to time.

SECTION V.

The Water Board for and on behalf of the Town shall have power and is hereby authorized to fix a scale of prices from time to time for the use of water, provide for collecting the same and provide for the time of payment of same and fix penalties for failure to pay for the same and for waste of water, and prescribe rules and regulations to govern the use of water and for the protection and regulation of the users.

SECTION VI.

All contracts made by the Water Board shall be signed by the Chairman and Clerk. The Water Board shall have the power to construct, purchase, acquire, maintain, manage, and operate a complete water system for the said Town against fire and for sewer purposes; and the Board is hereby fully authorized to put in pipes, mains and drains, both within and without the limits of the Town, and for that purpose may purchase or lease both real and personal property within and without the Town, and may enter upon any land for the purpose of making surveys or for any other purpose in order to carry the intent of this Ordinance into effect, and to begin and maintain any action or proceeding in the Circuit Court for the purpose of carrying this Ordinance into effect; and the general laws of the State regulating the mode of proceeding to appropriate land by private corporations shall govern and control the mode of any proceeding or action for such purpose or purposes.

S E C T I O N VII.

The income derived from the Water works of the Town shall be disposed of in the following order and manner; first, in the payment of the reasonable cost and expenses of operating said plant, including needed repairs thereon, and collecting its revenue; second, ~~in the making extentions to and improvements upon said plant;~~ third, in the payment of the interest accruing on the outstanding bonds and other indebtedness; fourth, in the accumulation of a sinking fund for the payment of outstanding bonds at their maturity. The money belonging to the sinking fund as provided in this section, shall be by the said Water Board invested from time to time in first class interest bearing securities, and if left in a bank on time deposit or savings account, the Water Board may exact such bank to furnish a surety bond with good and approved sureties in an amount equal to the sum of money which is to be deposited with the bank on time deposit or savings account, which said bond shall guarantee to the Town of Sherwood the return of the money free and harmless from any loss or damage by reason of such deposit, or in lieu of executing and depositing such bond, such bank may deposit with the Chairman of the Water Board, United States, State, Municipal, School, District or County bonds, or School, County and Municipal warrants, in such an amount as will equal the sum deposited with such bank on time deposit or savings account, and such bonds and warrants shall be held by the chairman of the Water Board as colateral security against such deposit.

S E C T I O N VIII.

The Common Council of the Town shall pay all preliminary expenses incurred by said Water Board in commencing and carrying out the formation of a water system for the town, and all sums so paid by the Common Council shall be returned to the general fund of the Town by the Water Board as soon as their are sufficient funds in the water fund for that purpose.

S E C T I O N IX.

Inasmuch as there is urgent need of the foregoing legislation for the immediate protection of property, health and safety of the citizens of the Town of Sherwood, an emergency is hereby declared to exist and this ordinance shall take effect and be in full force from and after its passage by the council and approval by the Mayor.

Passed by the Common Council May 5 1922.

Approved by the Mayor May 5 1922.

Attest:

Benny H. George
Recorder for Town of Sherwood

J. E. Morbach
President of the Town of Sherwood