

BILL NO. 482

ORDINANCE NO. 463

INTRODUCED BY: Trustees Slama, Fortune, Graves, Whitmore and Eisenhauer

**AN ORDINANCE AUTHORIZING THE CHAIRMAN OF THE
BOARD OF TRUSTEES TO ENTER INTO A CONTRACT WITH ST. LOUIS COUNTY
DEPARTMENT OF REVENUE TO COLLECT THE SEWER LATERAL FEE
THROUGH THE COUNTY TAX BILL**

WHEREAS, the Board of Trustees agrees to enter into a contract with St. Louis County Department of Revenue to collect the sewer lateral fee through the county tax bill, and

WHEREAS, the attached contract instructing the County to collect the sewer lateral fee of \$28.00 per residence per year requires approval by the Village's Board of Trustees.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF TWIN OAKS, MISSOURI, AS FOLLOWS:

SECTION 1. The Chairman of the Board of Trustees is hereby authorized and directed to enter into a contract with St. Louis County Department of Revenue to collect the sewer lateral fee by way of the County Tax Bill.

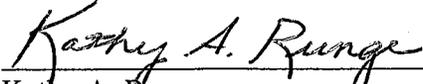
SECTION 2. This Ordinance shall be in full force and effect after its passage and approval as provided by law.

PASSED AND APPROVED THIS 22 day of July, 2015.



Ray Slama, Chairman
Board of Trustees

ATTEST:



Kathy A. Runge
Village Clerk/Controller

First Reading: 7-22-2015

Second Reading: 7-22-2015

CONTRACT FOR COLLECTION SERVICES

THIS AGREEMENT, made and entered into this 22 day of July, 2015, by and between ST. LOUIS COUNTY, MISSOURI, hereinafter called "COUNTY", and the ~~CITY OF~~ Village of Twin Oaks, a municipal corporation, hereinafter called "MUNICIPALITY".

WHEREAS, COUNTY is authorized by St. Louis County Ordinance No. 19,573 to contract with any municipality in the COUNTY for the collection of its real estate taxes, personal property taxes, merchant's and manufacturers' uses, municipal vehicle license fees, business license fees, sewer lateral fees, certified costs of removing public nuisance debris (hereinafter "nuisance fees") and/or payments-in-lieu-of-taxes (hereinafter "PILOTS"); and

WHEREAS, MUNICIPALITY has duly enacted Ordinance Number 463, attached hereto and made a part hereof, authorizing the execution of this agreement on behalf of MUNICIPALITY.

NOW, THEREFORE, in consideration of the mutual promises, covenants and obligations hereinafter stated, the parties agree as follows:

1. COUNTY shall:

- a. Upon timely receipt of proper certification of MUNICIPALITY' ordinance(s) levying the taxes and fees to be collected by COUNTY, commencing with the taxes and fees levied for the year 2015, COUNTY shall extend the entries and take such other steps as are necessary to include MUNICIPALITY'S (check the boxes that apply):

- Real and personal property taxes
- Merchant and manufacturers' tax
- Special business district taxes
- Motor vehicle fees
- Sewer lateral fees
- Nuisance fees

PILOTS

(hereinafter collectively referred to as “CERTIFIED TAXES, FEES AND PILOTS”) on bills issued for said year and each year thereafter until this contract is terminated. COUNTY shall have no obligation to include in its bills or attempt to collect any taxes, fees and PILOTS which are not properly certified by MUNICIPALITY in the manner and within the time prescribed in Section 2(a) of this contract.

- b. COUNTY shall use substantially the same procedures, forms and records that it uses to collect COUNTY and state taxes.
- c. Bills for MUNICIPALITY’S CERTIFIED TAXES, FEES AND PILOTS shall be issued at the time COUNTY issues bills for COUNTY and state taxes and shall be incorporated in COUNTY bills.
- d. On or before the fifteenth day of each month, COUNTY shall deliver to the Clerk, Collector, or appropriate municipal official designated by MUNICIPALITY, a detailed statement of the amounts of each CERTIFIED TAXES, FEES AND PILOTS collected during the preceding month and pay to MUNICIPALITY each amounts, less COUNTY’S compensation as hereinafter provided..
- e. Except as otherwise provided in paragraphs (f) through (h) below, furnish legal services and take the necessary legal steps to collect MUNICIPALITY’S CERTIFIED TAXES AND FEES which become delinquent during the term of this contract insofar as such taxes and fees may be collected with and as part of County’s bills for County and State taxes.

- f. COUNTY shall not be responsible for levying or collecting any late charges on delinquent motor vehicle fees.
- g. If real property is sold to a trustee in a tax sale, COUNTY shall not be responsible for collecting delinquent PILOTS, nuisance fees and sewer lateral fees on such property.
- h. The Collector is free to compromise or settle any claims for delinquent personal property taxes. In any such settlement, the Collector shall not be responsible for collecting any delinquent motor vehicle fees.

2. MUNICIPALITY shall:

- a. On or Before September 1 of each year, furnish the Director of Revenue for COUNTY 1) a certified copy of MUNICIPALITY'S ordinance(s) levying the taxes and fees to be collected by COUNTY; and 2) an appropriate designation and identification of properties subjected to any Special Business District Tax to be collected by COUNTY, in such form as may be required by the Director of Revenue. MUNICIPALITY'S motor vehicle fee ordinance shall establish no more than three classes of vehicles and the fees therefore: 1) Automobiles; 2) Trucks (including motor homes or offices, buses, vans pickups and truck-tractors), and 3) Motorcycles (including mo-peds). MUNICIPALITY shall designate no other categories nor sub-classes and shall not base fees on horsepower of vehicles.
- b. Permit COUNTY to retain from the base current and base delinquent CERTIFIED TAXES FEES AND PILOTS a commission of one percent (1%) of the amounts collected.
- c. Permit COUNTY to retain on delinquent CERTIFIED TAXES, FEES AND PILOTS a commission of one percent (1%) of all interest collected.

- d. Permit COUNTY to retain on delinquent CERTIFIED TAXES, FEES AND PILOTS the total amounts collected by COUNTY, including but not limited to all penalties and fees, which are in excess of all base CERTIFIED TAXES, FEES AND PILOTS and interest thereon.
- e. Duly enact ordinances which shall:
 - i. Assess, in addition to all base CERTIFIED TAXES, FEES AND PILOTS, the maximum interest and the maximum amounts of all monies including but not limited to all penalties and fees, which MUNICIPALITY can assess by law.
 - ii. Provide COUNTY with the right and the power to assess as applicable and collect such maximum interest and such maximum amounts of all monies.
3. COUNTY shall not be liable to MUNICIPALITY, or any other body or person, for failure or inability of COUNTY to collect any of MUNICIPALITY'S current or delinquent CERTIFIED TAXES, FEES AND PILOTS.
4. All records maintained by COUNTY with respect to the CERTIFIED TAXES, FEES AND PILOTS covered by this agreement shall at all reasonable times be available to MUNICIPALITY for inspection and copying.
5. This contract shall continue in effect from year to year. Either party may terminate this contract as of December 31 of any year by written notice to the other party not less than sixty (60) days prior thereto.
6. This contract when executed is in lieu of any previous contracts between COUNTY and MUNICIPALITY for collection of CERTIFIED TAXES, FEES AND PILOTS and supersedes any such previous contracts.

IN WITNESS WHEREOF, the parties have executed this contract the day and year first above written.

MUNICIPALITY

By *Ray Starno*
Village Official

Approved as to Legal Form:

John M. Desaul
Village Attorney

Attest:

Kathy A. Runge
Municipal Witness

Attest:

Genevieve M. Kane
St. Louis County Administrative Director

Approved:

Michael
Collector of Revenue

Approved as to Legal Form:

Tom M. Land
County Counselor
deputy

Approved:

Gregory
Director of Revenue

Approved:

Jim
Accounting Officer
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ST. LOUIS COUNTY, MISSOURI

By *St. Louis*
County Executive