
THE VILLAGE OF ROBBINS

COOK COUNTY, ILLINOIS

ORDINANCE

No. 4-25-23

AN ORDINANCE AMENDING WATER ACCOUNT PAYMENT PLANS

DARREN E. BRYANT, MAYOR

SHARON S. DYSON, VILLAGE CLERK

GEORGE BREWTON

DAVID R. DYSON

TIFFANY S. ROBINSON

GREGORY JACKSON

MICHAEL COLLIER SR.

ERNEST MAXEY JR

Board of Trustees

PASSED AND APPROVED BY THE MAYOR AND BOARD OF TRUSTEES

THIS 25th DAY OF April, 2023

ORDINANCE NO. ____4-25-23____

AN ORDINANCE AMENDING WATER ACCOUNT PAYMENT PLANS

WHEREAS, the Village of Robbins (the "Village") Is a home rule unit of government pursuant to Article VII, Section 6 of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Village Mayor and Village Board of Trustees (the "Mayor" and the "Board", collectively, the "Corporate Authorities") seek to codify certain provisions regarding public utilities; and

WHEREAS, on August 23, 2022, the Village enacted an Ordinance Number 8-23-22 A, An Ordinance Regulating Public Utilities; and

WHEREAS, the Corporate Authorities have determined that it is in the best interests of the public health, safety and welfare of the residents of the Village and the efficient operation of government to amend the Ordinance Number 8-23-22 A; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Robbins, Cook County, Illinois, by and through its Home Rule Powers, as follows:

Section 1: That the above recitals are incorporated herein and made a part hereof, as set forth in their entirety.

Section 2: Chapter 6 Public Utilities, Article I. Utility Payment Plan, Section 6-2 Authority to Set a Payment Plan, Section 6-3 Cancellation of Payment Plan and Section 6-4 Utility Payment Plan Polices of the Code of Ordinances of the Village of Robbins, Illinois is hereby amended by inserting the following underlined language and deleting any ~~stricken language~~:

Section 6-2. Authority to set a Payment Plan

Under the following conditions, the Village Clerk, or his or her designee, may set up a payment plan for Village utility customers who are delinquent in paying their utility bill rendered by the Village, which may include all or any part of the water, sewer, and sanitation charges.

A. The Village Clerk shall require all applicants for a utility payment plan to submit an application. The form of the application shall be approved by the Village Attorney. As a minimum the application form:

1. Must be sustainable in court as a legally binding debt to the Village, and be approved by the Village Attorney; and

made to tenants, then both the tenants and the owners of the property must sign a form and both become responsible for paying the utility charge either separately or jointly. In the case of a tenant, the tenant and property owner may sign separate forms if the tenant will be responsible for the utility charges; and

3. ~~Twenty five percent (25%) of the initial payment in the payment plan must be accompanied with the payment plan application~~

Payment plan schedule is as follows:

For amounts \$10,000 and above: Ten percent (10%) of the initial payment in the payment plan must be accompanied with the payment plan application, balance paid over an 18-month period:

For amounts \$5000-\$9999: Fifteen percent (15%) of the initial payment in the payment plan must be accompanied with the payment plan application, balance paid over a 12-month period:

For amounts \$1000-\$4999: Twenty percent (20%) of the initial payment in the payment plan must be accompanied with the payment plan application, balance paid over an 8-month period:

For amounts \$999 and below: Twenty-five (25%) of the initial payment in the payment plan must be accompanied with the payment plan application, balance paid over a 6-month period: and

4. Monthly payments made under the payment plan are due on the 20th Day of each month by the close of business day. ~~The payment plan must not extend longer than a period of no longer than six months.~~ All payments made under the payment plan are in addition to the regular monthly water service bill payments that are accrued under the applicant's account; and

5. A party responsible for a utility payment plan's failure to make a payment by the 20th Day of each month will result in the cancellation of the payment agreement and all outstanding amounts due in the account will become due immediately. If an account is in default, water services to that account will be disconnected on the 21st Day of the month in which the account was in default, unless the balance of the account is paid in full. In order to restore water service, the account in default will be assessed an additional \$75 fee.

6. When a tenant is responsible for making the monthly payments on the utility payment plan and where the tenant fails to make any of the monthly payments, then the amount of the payment plan that is still outstanding is immediately due by the property owner. In this case, the owner shall be notified following the procedures of the Village code as if the utility charges were first overdue. Upon default of the tenant, water service will be shut off to the property per the regulations of the Village code along with all appropriate charges.

7. Emergency turn-ons or turn-offs after hours by Public Works will be assessed at a cost of seventy-five dollars (\$75.00). Water will not be turned on until these fees are paid.

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Section 6-23. Cancellation of Payment Plan

Should any payment due under Chapter 6 be late, the utility payment plan will be voided and all amounts outstanding under the plan shall be due immediately. In such cases the applicant shall be notified following the procedures of the Village code as if the utility charges were first overdue. Water service will be shut off to the property per the regulations of the Village code along with all appropriate charges.

Section 6-34. Utility Payment Plan Policies.

The Village clerk is hereby authorized and directed to create reasonable policies for the implementation of the provisions, terms and conditions of this Chapter 6. However, in no event shall such policies conflict with the provisions, terms and conditions of this Chapter.

Section 3: If any section, paragraph, clause, or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

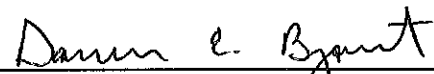
Section 4: All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 5: This ordinance shall be in full force and effect on APRIL 25, 2023 after its publication in pamphlet form.

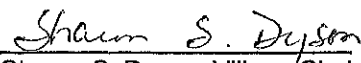
ADOPTED this 25th day of April, 2023, pursuant to a roll call vote as follows:

	AYES	NAYS	ABSENT	ABSTAIN
George Brewton	X			
David R. Dyson			X	
Tiffany S. Robinson	X			
Gregory Jackson	X			
Michael Collier Sr.	X			
Ernest Maxey Jr.	X			
Mayor Darren E. Bryant				
Total	5	0	1	

PASSED AND APPROVED on this 25TH day of APRIL, 2023.


Darren E. Bryant, Mayor

ATTEST:


Sharon S. Dyson, Village Clerk