

ORDINANCE NO. 2800

AN ORDINANCE OF THE CITY OF REDLANDS AMENDING CHAPTER
13.12 OF THE REDLANDS MUNICIPAL CODE RELATING TO WATER CHARGES

THE CITY COUNCIL OF THE CITY OF REDLANDS DOES ORDAIN AS
FOLLOWS:

Section 1. Section 13.12.020 of the Redlands Municipal Code, entitled "Due Date," is hereby amended to read as follows:

"13.12.020: DUE DATE:

- A. The city may use a unified billing system for city provided services. The charges for water, wastewater, and refuse service, or any other city provided services, may be billed on one bill and collected as one item. Failure to pay the amount due in full for any of the services may result in the discontinuation of water services.
- B. All bills and charges for service shall be due and payable upon presentation and shall become delinquent twenty four (24) days thereafter. If the bill is not paid on, or prior to, said due date, the billing shall be considered delinquent and a late charge shall be levied upon the unpaid balance as follows:
 1. For any account with an unpaid balance, a onetime charge of ten percent (10%) of the unpaid balance per service shall be assessed.
 2. This charge shall be due and payable immediately upon accrual.
 3. A customer who has an "A" rated payment record, upon request from such customer, may have the customer's late charge waived by City staff. Customers obtain an "A" rated payment record by paying all charges for water, wastewater, and refuse service, or any other city provided services on, or prior to, said due date since the establishment of service, or for a continuous period of at least two years.
- C. Service may be discontinued upon written notice required by law if payment of all charges is not made prior to the date such service becomes delinquent.
- D. If any owner or agent pays for water service on more than one property or unit, service may be discontinued on all properties for failure to pay on any one property. Procedures and charges for restoration of service are set forth by resolution and section 13.12.050 of this chapter.
- E. Failure to receive a bill shall not relieve the consumer of liability. Any amount due shall be deemed a debt to the city, and any person, firm or corporation failing, neglecting, or refusing to pay said indebtedness shall be liable in a civil action brought by the city in any court of competent jurisdiction for the amount thereof.

F. In addition to any other remedies it may have for the collection of delinquent accounts, the city may cause notice of a hearing on delinquent accounts in accordance with Government Code sections 25831 and 38790.1. Such notice shall be mailed to property owners listed as delinquent accounts not less than ten (10) days prior to the date of the hearing. At the hearing, the city council shall hear any objections or protests of such property owners. The city council may make such revisions, corrections or deletions to the report of delinquent accounts as it deems just, after which, by resolution, the report shall be confirmed. The delinquent charges set forth in the delinquent account report may be placed as a lien on such properties for the amount of such delinquent charges plus legal fees and administration costs. A certified copy of the confirmed report shall be filed with the city clerk for the current tax roll. The lien created attaches upon recordation, in the office of the county recorder, of a certified copy of the resolution of confirmation. All laws applicable to the levy, collection and enforcement of city ad valorem property taxes shall be applicable to such liens.

Section 2. Section 13.12.080 of the Redlands Municipal Code, entitled "Prepayment" is hereby amended to read as follows:

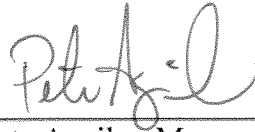
"13.12.080: PREPAYMENT:

The city shall require a prepayment from all customers for municipal utility service who have not established credit with the city by having a satisfactory payment record for a one year period. A "satisfactory payment record" means that all payments have been made in full to the city on or before the original due date. The prepayment amount required shall be three (3) times the cost of the estimated monthly service to the customer, or seventy dollars (\$70.00), whichever is greater. The prepayment amount shall be applied as a credit to the customer's account at the end of one year, provided the customer has maintained a payment record for water service satisfactory to the city. If the customer's payment record is not satisfactory at the end of the one year period, the prepayment shall be held for a second year, or as long as necessary, to establish a satisfactory twelve (12) month payment record. Any prepayment amount being held will be applied against the customer's closing bill if the customer orders the service discontinued, and any credit balance refunded to the customer. If requested by the customer, the prepayment may be made in two equal payments, one at the establishment of service, and the second within thirty (30) days of the establishment of service."

Section 3. Severability. If any portion of this Ordinance is found to be unconstitutional or invalid, the City Council hereby declares that it would have enacted the remainder of this Ordinance regardless of the absence of any such invalid part.

Section 4. Effective Date. This Ordinance shall be in force and take effect as provided by law.

Section 5. Certification. The City Clerk shall certify to the adoption of this ordinance and cause it to be published once in the Redlands Daily Facts, a newspaper of general circulation printed and published in this City.



Pete Aguilar, Mayor

ATTEST:



Sam Irwin, City Clerk

I, Sam Irwin, City Clerk of the City of Redlands, hereby certify that the forgoing ordinance was duly adopted by the City Council at a regular meeting thereof held on the 3rd day of DECEMBER, 2013, by the following vote:

AYES: Councilmembers Harrison, Foster, Gardner, Gilbreath; Mayor Aguilar
NOES: None
ABSENT: None
ABSTAIN: None



Sam Irwin, City Clerk