

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda

 X Resolution or Ordinance (Blue) X *Waiver of First*
 Recommendations of Boards, Commissions & Committees (Green)
 Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: Scott Niehaus, Village Manager

DATE: September 24, 2019 (COW)(B of T) Date: October 3, 2019

TITLE: Two (2) Ordinances Amending Title 5, Chapter 50 of the Lombard Village Code in
Regard to Adding an Administration Service Charge of \$35.00 per Billing Period for
Customers That Choose to Opt-out of Having the Required Remote Reading Device.

BACKGROUND/POLICY IMPLICATIONS:

In 2018 the Village of Lombard instituted a mandatory water meter replacement program. As of September 20, 2019, the Village has replaced 13,144 of the 13,168 water meters. Of the remaining 17, 7 have opted to not have the radio transmitter attached to the new water meter. 10 have not contacted the Village after several attempts and had their water service disconnected. These 7 meters will need to be read and entered manually.

The Public Works & Environmental Committee reviewed the attached memo from staff at their meeting on June 11, 2019. Based on the Committee's recommendation, the attached ordinances are revised to give the Village the authority to charge an administration fee of \$35 monthly for the manual administration of their water and sewer bill for any consumer connected to the Village's water service that has opted to not have the radio transmitter affixed to their meter. This fee would be effective on bills mailed after January 1, 2020.

The Public Works & Environmental Committee unanimously recommended to the Village Board approval of the attached ordinances with a waiver of first reading.

Review (as necessary):

Village Attorney	X	_____	Date	_____
Finance Director	X	<i>Timothy Skuta</i>	Date	9/25/19
Village Manager	X	_____	Date	_____

**Please Note: Attached Ordinances
have been revised from originals
per Tom Bayer**

190241



MEMORANDUM

To: Public Works & Environmental Committee
From: Timothy Sexton, Director of Finance
Date: May 13, 2019
Subject: Request for Recommendation for Ordinance Changes to Add New Charges for a Water Meter Reading Device Opt-Out Program

Pursuant to ordinance 51.10 (Meter Required) the Village of Lombard mandated that all water meters be replaced or brought up to specifications to be used with the new Advanced Metering Infrastructure (AMI) system that was implemented in 2018. This replacement program was completed in May 2019.

Some residents and businesses choose to opt-out of having their water meter brought up to the specifications needed to participate in the AMI system. Due to the opt-out of these accounts, the Village of Lombard now must manually procure water meter readings, enter readings and generate separate bills. As such, staff recommends that these customers will incur an additional charge each bill. Those charges per account are:

\$25 - Meter Technician/Equipment/Vehicle
\$10 - Water Billing Representative

The above listed charges are in addition to any water and sewer consumption charges as well as any service fees that may be applicable to those specific water and sewer accounts.

If a customer is opting out due to medical reasons and requests waiving of the above fees, staff recommends that the customer provides an annual notarized statement from a medical physician stating that the customer must avoid exposure to RF emissions to the extent possible to protect their health. The following year, charges will be automatically added each billing period until the annual notarized statement is provided to the Waterbilling department.

Staff is seeking a recommendation from the Public Works & Environmental Committee to send the attached ordinance changes to the Village Board for final approval.

§ 51.10 - Meter required.

Remove language in section (C) and add section (G)

- (A) All water furnished to consumers, except that provided through special connections to fire protection equipment, including automatic sprinkler systems and standpipe systems, or other fire protection systems through a flow switch shall be passed through an approved water meter.
- (B) All persons, firms, corporations, schools, churches, or any other use applying for a permit for the construction of any building or structure, or for any other work in the village which will necessitate the permanent use of village water shall purchase a water meter of a size and type approved by the Bureau of Inspectional Services, or as described herein.
- (C) The cost of the water meter shall be included as part of the building permit costs. ~~The meter shall be manufactured by the Rockwell International Company or approved equal and priced at the initial delivered cost, plus a reasonable handling charge. Where possible A remote readers must be installed and will be part of the costs of the respective use.~~
- (D) The right is reserved to require replacement of a respective meter/remote in the event the existing meter is inappropriate for the respective use.
- (E) Where only sewer services are rendered, their source of water supply should be metered, where possible, to determine the amount of their sewer service bill, or minimum charges, as set forth in § 50.107.
- (F) The consumer or property owner is required to install and maintain any connecting lines to the water meter.
- (G) Residents and businesses that choose to opt-out of having the required remote reading device installed with the meter will be subject to fees as set forth in § 50.114.

('70 Code, § 13.28.010) (Ord. 2513, passed 1-7-82)

§ 50.114 - Water rates.

Add section (D)

(D) Residents and businesses that choose to opt-out of having the required remote reading device installed with the meter will be subject to a flat fee of \$35.00 per billing period as an administrative service charge to cover the Village's administrative expenses relating to providing the expenses of meter reading and manual entry of water of consumption. If you are opting out due to a medical reasons and request waiving of the above fees, the Village of Lombard requires you to provide an annual notarized statement from a medical physician stating that you must avoid exposure to RF emissions to the extent possible to protect your health. The following year, charges will be automatically added each billing period until the annual notarized statement is provided to the Waterbilling department.



VILLAGE OF LOMBARD

255 E. Wilson Ave.
Lombard, Illinois 60148-3926
(630) 620-5700 Fax (630) 620-8222
www.villageoflombard.org

April 26, 2019

«CustomerName»
«ServiceAddress»
Lombard, IL 60148

Service Address: «ServiceAddress» Account # «AcctNumber»

NOTICE OF CHARGES INCURRED DUE TO OPT-OUT OF RADIO-CONTROLLED WATER METER READING

Dear «CustomerName»;

Pursuant to ordinance 51.10 (Meter Required) the Village of Lombard mandated that all water meters be replaced or brought up to specifications to be used with the new Advanced Metering Infrastructure (AMI) system that was implemented in 2018. You have chosen to opt-out of the Village of Lombard's radio-controlled water meter reading system. Due to the opt-out of your account, the Village of Lombard now must manually procure water meter readings, enter readings and generate separate bills. As such, you will incur an additional charge each bill. Those charges are:

\$25 - Meter Technician/Equipment/Vehicle

\$10 - Water Billing Representative

The above listed charges are in addition to any water and sewer consumption charges as well as any service fees that may be applicable to your specific water and sewer account(s).

If you are opting out due to a medical reasons and request waiving of the above fees, the Village of Lombard requires you to provide an annual notarized statement from a medical physician stating that you must avoid exposure to RF emissions to the extent possible to protect your health. The following year, charges will be automatically added each billing period until the annual notarized statement is provided to the Waterbilling department.

If you have any questions, please contact Water Billing at (630) 620-5920 Monday through Friday 8:00 A.M. to 4:30 P.M. or via email at waterbilling@villageoflombard.org.

Sincerely,

Water Billing Department
Village of Lombard

ORDINANCE NO. _____

**AN ORDINANCE AMENDING
TITLE 5, CHAPTER 51, SECTION 51.10 OF
THE LOMBARD VILLAGE CODE IN REGARD TO WATER METERS**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That, effective January 1, 2020, Title 5, Chapter 51, Section 51.10 of the Lombard Village Code is amended as follows:

A. Subsection (C) is amended to read in its entirety as follows:

“(C) The cost of the water meter shall be included as part of the building permit costs. A remote reader must be installed and will be part of the costs of the respective use.”

B. A new subsection (G) shall be added, which shall read in its entirety as follows:

“(G) Customer accounts that choose to opt-out of having the required remote reading device installed with the water meter will be subject to the provisions of 50.114(E) of this code.”

SECTION 2: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as provided by law.

Passed on first reading this ____ day of _____, 2019.

First reading waived by action of the Board of Trustees this ____ day of _____, 2019.

Passed on second reading this ____ day of _____, 2019, pursuant to a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this ____ day of _____, 2019.

Keith Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk

Published by me in pamphlet form this ____ day of _____, 2019.

Sharon Kuderna, Village Clerk

ORDINANCE NO. _____

**AN ORDINANCE AMENDING
TITLE 5, CHAPTER 50, SECTION 50.114 OF
THE LOMBARD VILLAGE CODE IN REGARD TO WATER RATES**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That, effective January 1, 2020, Title 5, Chapter 50, Section 50.114 of the Lombard Village Code is amended by adding a new subsection (E) thereto, which shall read in its entirety as follows:

“(E) Water customer accounts that choose to opt-out of having the required remote reading device installed with the water meter shall be subject to a flat fee of \$35.00 per billing period as an administrative service charge to cover the Village's administrative expenses relating to providing for the manual reading of the water meter and the manual entry of water consumption. Those opting out due to a medical reason may request a waiver of the aforementioned fee, provided the Village receives an annual notarized statement, from a medical physician, stating that a specific individual, at the premises in question, must avoid exposure to RF emissions to the extent possible to protect his/her health. The following year, the aforementioned fee will automatically be added for each billing period until a new annual notarized statement is provided to the Village.”

SECTION 2: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as provided by law.

Passed on first reading this ____ day of _____, 2019.

First reading waived by action of the Board of Trustees this ____ day of _____, 2019.

Passed on second reading this ____ day of _____, 2019, pursuant to a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this ____ day of _____, 2019.

Keith Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk

Published by me in pamphlet form this ____ day of _____, 2019.

Sharon Kuderna, Village Clerk