
**THE CITY OF BLUE ISLAND
COOK COUNTY, ILLINOIS**

**ORDINANCE
NUMBER 2022-046**

**AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK
COUNTY, ILLINOIS, AMENDING TITLE V, CHAPTER 52
“WATERS AND SEWERS GENERALLY” OF THE
CODE OF BLUE ISLAND, ILLINOIS**

**FRED BILOTTO, Mayor
RAEANN CANTELO-ZYLMAN, City Clerk
JAIRO FRAUSTO, City Treasurer**

**DEXTER JOHNSON
LUIZ MONTOYA
NANCY RITA
BILL FAHRENWALD
GABRIEL McGEE
CANDACE CARR
JOSH ROLL**

Aldermen

ORDINANCE NUMBER 2022-046

**AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK COUNTY,
ILLINOIS, AMENDING TITLE V, CHAPTER 52 “WATERS AND
SEWERS GENERALLY” OF THE CODE OF BLUE ISLAND, ILLINOIS**

WHEREAS, the City of Blue Island, Cook County, Illinois (the “*City*”) is a duly organized and existing City created under the provisions of the laws of the State of Illinois and operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto, with full powers to enact ordinances and adopt resolutions for the benefits of the residents of the City; and

WHEREAS, the Mayor and Aldermen of the City of Blue Island may from time to time amend the text of the City Code of Blue Island (the “*Code*”) when it is determined to be in the best interests of the health, safety and welfare of the City and its residents; and

WHEREAS, Title V, Chapter 52, Waters and Sewers Generally is outdated and requires amendment to make the Code consistent with the daily operations of the City’s administration of the Water and Sewer Department; and

WHEREAS, the Mayor and Aldermen of the City find that the following amendments to the Code of Blue Island, Illinois, as set forth herein, are in the best interests of the health, safety and welfare of the City and its residents.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Aldermen of the City of Blue Island, Cook County, Illinois as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. That the Mayor and Aldermen of the City find and determine that the adoption of this Ordinance is in the best interests of the City as well as in the best interests of the public.

Section 3. That Section 52.22 (“*Reading of Water Meters*”) of Chapter 52 (“*Water and Sewers Generally*”) of Title V (“*Public Works*”) of the Code of Blue Island, Illinois is hereby

amended by deleting the stricken language and adding the underlined language to read, as follows:

§ 52.22 READING OF WATER METERS.

(A) The supply of city water through each separate service pipe must be recorded by one meter, for which only one account will be rendered by the City Collector.

(B) Meters of all residential consumers shall be read every other month and billing will be monthly. Commercial accounts will be read monthly and billed monthly.

(C) Any decision of the Superintendent of Water made under the provisions of this section concerning billing and charges for water services may be appealed to the ~~city's Municipal Services Committee~~ City Administrator's office by submitting an appeal form provided by the city.

Section 4. That Section 52.23 ("*Meter Testing*") of Chapter 52 ("*Water and Sewers Generally*") of Title V ("*Public Works*") of the Code of Blue Island, Illinois is hereby amended by deleting the stricken language and adding the underlined language to read, as follows:

§ 52.23 METER TESTING; CHANGES; CHARGES.

(D) Where a meter reading must be estimated because of inaccessibility of the meter, the charge to the consumer will be a weighted average of previous use. The consumer shall pay all additional charges when the meter is read and shall not be entitled to a cash refund should the charge be higher than the reading, unless authorized by the ~~Municipal Services Committee~~ City Administrator or designee after appeal thereto. A consumer shall always be charged at least a minimum charge as provided for in § 52.24, even if a gallonage credit exists. A card returned by the consumer showing an actual reading of the meter shall not be considered an estimate.

Section 5. That Section 52.25 ("*Payment and Delinquency of Water Bills' Notice of Lien*") of Chapter 52 ("*Water and Sewers Generally*") of Title V ("*Public Works*") of the Code of Blue Island, Illinois is hereby amended by deleting the stricken language and adding the underlined language to read, as follows:

§ 52.25 PAYMENT AND DELINQUENCY OF WATER BILLS; NOTICE OF LIEN.

(A) *Payment of water bills.* Water accounts are due when bills are rendered. ~~and no discounts shall be allowed.~~ Each and every bill rendered shall be plainly marked with a date after which a penalty as set forth in the City's fee and fine schedule shall be added, and each bill shall be mailed or otherwise rendered to the consumer not less than ten days prior to such penalty date. If such bill has been not paid on or prior to such penalty date, said penalty shall be added and, thereafter, such bill shall not be considered paid unless and until the original amount plus the penalty is fully paid.

(B) *Delinquency of water bills.* When the water bill for any premises remains unpaid for ten days after the due date such water account shall be deemed delinquent.

(C) *Notice of delinquency.* When a delinquency occurs, the city shall give written notice to the person, firm or corporation in whose name the account is registered in the records of the Department of Municipal Services, and like notice shall be given by the city to the owner of the premises in connection with which such water was used, if such owner is other than the user and if his name and address is registered in the City's records in the Department of Municipal Services. No notice to the owner is required if the owner's name and address is not registered in the City's records in the Department of Municipal Services.

(D) *Form of notice of delinquency.* The form of notice of delinquency as aforesaid shall be in such form as the Department of Municipal Services may from time to time prescribe and shall inform the person notified of the amount of the delinquency, and shall also inform such person that the water service shall be discontinued if the delinquency continues to exist at the end of five days from the date of mailing of said notice.

(E) *Right of appeal.*

(1) Any water consumer whose account is delinquent as aforesaid, or any tenant whose water service is to be discontinued because of the delinquency of the owner of the premises wherein such tenant resides, may appeal the question of delinquency, or make a request for independent service, to the ~~Municipal Services Committee~~ City Administrator.

(2) The ~~Municipal Services Committee~~ City Administrator or designee shall have the authority to make such decisions and to enter such orders as may be appropriate to resolve the appeal or request for independent service.

(F) *Water to be shut off.*

(1) In each case where delinquent water bills are not paid within the ~~five-day~~ period established above and the City Administrator or designee ~~Municipal Services Committee~~ has not entered an order to the contrary, the water being furnished to such premises shall be shut off by the city and shall not thereafter be restored until such time as the delinquent bill is fully paid, or a statement of understanding of term payment is payment plan is executed by the party responsible for payment of the bill and is accompanied by a minimum down payment to be determined by the City Administrator or designee, of one-half of the delinquency and a turn-on-fee as set forth in the City's fee and fine schedule is paid in accordance with the payment plan agreed to by the parties.

(2) The ~~statement of understanding of term payment~~ payment plan shall require minimum monthly payments in an amount ~~of not less than one-half of the average monthly billing~~ to be determined by the City Administrator or designee and applied to reduce the delinquency, plus an agreement to pay all future billings on a current basis. The ~~statement of understanding~~ payment plan shall also provide for immediate shut off and disconnection of water services to the premises without notice if the responsible party fails to comply with its term and provisions.

(3) If a default by the responsible party in performing pursuant to the terms of the ~~statement of understanding of term payment plan~~ occurs, water service will be terminated and shall not be restored until all outstanding amounts for water service are paid in full, a turn-on fee is paid as established by the City's fee and fine schedule, and an acceptable security deposit in an amount determined by the ~~Municipal Services Committee~~ City Administrator or designee is made.

(4) The ~~Municipal Services Committee~~ City Administrator or designee is authorized to establish guidelines for implementing the terms of this section.

Section 6. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 7. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 8. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

(Intentionally left blank)

ADOPTED this 23rd day of **August, 2022**, pursuant to roll call as follows:

| | YES | NO | ABSENT | PRESENT | ABSTAIN |
|---------------------|-----|----|--------|---------|---------|
| Alderman JOHNSON | X | | | | |
| Alderman FAHRENWALD | | | X | | |
| Alderman RITA | X | | | | |
| Alderman MONTOYA | X | | | | |
| Alderman MCGEE | X | | | | |
| Alderman CARR | | | X | | |
| Alderman ROLL | X | | | | |
| Mayor BILOTTO | | | | | |
| | 5 | | 2 | | |

APPROVED by the Mayor on **August 23, 2022**.

FRED BILOTTO
MAYOR OF THE CITY OF BLUE ISLAND,
COUNTY OF COOK AND STATE OF ILLINOIS

ATTESTED and Filed in my office this
23rd day of **AUGUST, 2022**.

RAEANN CANELO-ZYLMAN, CITY CLERK

PUBLISHED in pamphlet form this
23rd day of **AUGUST, 2022**.

RAEANN CANELO-ZYLMAN, CITY CLERK

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CERTIFICATE

I, RAEANN CANTELO-ZYLMAN, certify that I am the duly elected and acting Municipal Clerk of the City of Blue Island of Cook County, Illinois.

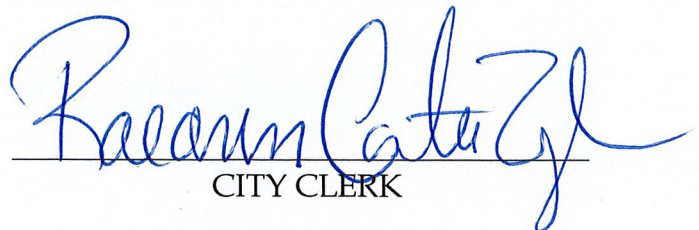
I further certify that on **August 23, 2022** the Corporate Authorities of such municipality passed and approved Ordinance No. **2022 - 046** Entitled: **ORDINANCE: AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS, AMENDING TITLE V, CHAPTER 52 "WATERS AND SEWERS GENERALLY" OF THE CODE OF BLUE ISLAND, ILLINOIS.**

Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **2022 - 046** including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance posted in the municipal building commencing on **August 23, 2022** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at Blue Island, Illinois, this **23rd** day of **August, 2022.**

CORPORATE SEAL


CITY CLERK



STATE OF ILLINOIS)
)
COUNTY OF COOK) ss.

CERTIFICATION

I, RAEANN CANTELO-ZYLMAN, DO HEREBY CERTIFY THAT I am the duly elected City Clerk of the City of Blue Island, Illinois, as such City Clerk, I am the keeper of the minutes and records of the Proceedings of the City Council of the said City and have in my custody the RESOLUTIONS and BOOKS of the records of said City.

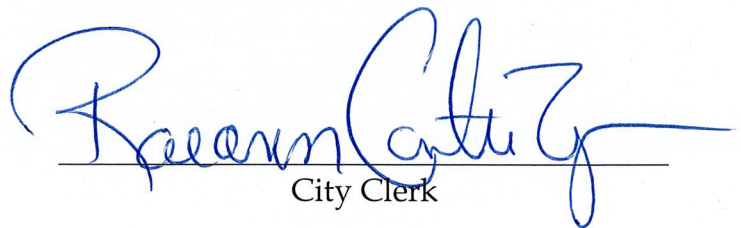
I DO FURTHER CERTIFY that the attached and foregoing is a true and correct copy of the certain **ORDINANCE: AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS, AMENDING TITLE V, CHAPTER 52 "WATERS AND SEWERS GENERALLY" OF THE CODE OF BLUE ISLAND, ILLINOIS.**

ORDINANCE NO. 2022-046 which was adopted at a regular meeting of the City Council of the City of Blue Island, Illinois held on the **23rd day of August, 2022**; that at said meeting **5** Alderman were present; that at said meeting, on motion duly made and seconded that the Resolution did pass and on the roll being called the vote of each Aldermen present on the question of the passage of said Resolution was duly and separately taken by Ayes and Nays and their names and votes recorded in the minutes of **5** Alderman voted Aye and **0** Alderman voted Nay and **0** Alderman voted Abstain and **2** Alderman Absent.

I DO FURTHER CERTIFY that the original Ordinance which the foregoing is a true copy, is entrusted to my care for safe keeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of the City of Blue Island aforesaid, at the said City in the County and State aforesaid, this **23rd** day of **August, 2022**.

CORPORATE SEAL



City Clerk

