

1 EXHIBIT 1

2 ORDINANCE NO. 2020-

3
4 AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF
5 THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING
6 CHAPTER 30 "UTILITIES," ARTICLE I "IN GENERAL,"
7 SECTIONS 30-3(d)(2), AND 30-3(d)(5), TO PROVIDE FOR THE
8 ISSUANCE OF PAPERLESS AND ELECTRONIC
9 NOTIFICATION OF UTILITY BILLINGS, PAST DUE NOTICES
10 AND OTHER ACCOUNT INFORMATION TO CUSTOMER
11 ACCOUNT HOLDERS; AMENDING SECTION 30-3(d)(7) TO
12 REQUIRE UTILITY ACCOUNT HOLDERS TO PROVIDE NOTICE
13 TO THE CITY OF ANY CHANGES TO AN ACCOUNT HOLDERS
14 ELECTRONIC MAIL ADDRESS AND/OR MOBILE/CELLUAR
15 TELEPHONE NUMBER ON FILE WITH THE CITY; PROVIDING
16 FOR CONFLICT; PROVIDING FOR SEVERABILITY;
17 PROVIDING FOR CODIFICATION; AND PROVIDING AN
18 EFFECTIVE DATE.
19

20 **WHEREAS**, pursuant to city code sections 30-3(d)(2) and 30-3(d)(5) the Finance Utility
21 Billing Division provides notice for water utility billings, past due notices, and other utility account
22 information by mail; and
23

24 **WHEREAS**, to offer flexibility and an optional means of customers receiving notice of
25 utility water bills, past due bills and/or other account information the Utility Billing Division is
26 desirous of offering paperless/electronic notification to customers which includes but is not
27 limited to notice via electronic mail (e-mail), short message service (sms)(text messaging) and
28 other similar electronic means, in lieu of exclusively mailing such notifications; and
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30 **WHEREAS**, to implement paperless/electronic notices city code section 30-3(d)(2) and
31 section 30-5(d)(5) must be amended. Additionally, staff recommends amending code section
32 30-3(d)(7) to require account holders to notify the City of any changes to an account holders
33 electronic mail address or mobile/cellular phone number on file with the City; and
34

35 **WHEREAS** City Administration recommends that the utility code be amended to effectuate
36 the implementation and issuance of paperless/electronic notices to utility account holders; and

WHEREAS the Mayor and City Commission find that the City Administration's recommendation are in the best interests of residents and the City of Hallandale Beach.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COMMISSION OF HALLANDALE BEACH, FLORIDA:

SECTION 1. The foregoing “Whereas” clauses are confirmed as true and incorporated herein.

SECTION 2. Chapter 30 Utilities, Article I. In General, of the City's Code of Ordinances is amended to read as follows.

Sec. 30-3 Generally.

(d) Billing procedures; delinquent accounts.

(1) Bills for the city utility services shall be rendered once per month, based on the rate structures then in effect, and shall be due when rendered and delinquent 20 days subsequent to the billing date.

(2) If payment has not been received by the city by the delinquency date, a “past due” notice will be issued ~~mailed~~ to the account holder and/or owner of the property and a late payment fee, shall be applied to the customer’s subsequent monthly bill.

(3) If "past due" payment is not received during regular business hours on the 10th day following the date of the "past due" notice, utility service shall be subject to disconnection.

(4) The city manager or designee, shall have the discretion to set up a payment plan in accordance with city policy.

(5) Bill(s) will be issued ~~mailed to the following:~~ the occupant(s) of the serviced property, if other than the property owner, and to the owner of the serviced property.

(7) Property owner(s) must notify the city of any changes to the current mailing address, electronic mail (email) address(es), mobile/cellular phone number(s), and telephone number(s) on file within 15 days of such changes.

SECTION 3. Conflict. All ordinances or portions of the Code of Ordinances of the City of Hallandale Beach in conflict with the provisions of this ordinance shall be repealed to the extent of such conflict.

SECTION 4. Severability. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

SECTION 5. Codification. It is the intention of the Mayor and City Commission that the provisions of this ordinance be incorporated into the Code of Ordinances; to effect such intention the words "ordinance" or "section" may be changed to other appropriate words.

SECTION 6. Effective Date: This Ordinance shall take effect immediately upon adoption on second reading.

PASSED AND ADOPTED on 1st reading on _____, 2020.

PASSED AND ADOPTED on 2nd reading on _____, 2020.

JOY F. COOPER
MAYOR

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SPONSORED BY: CITY ADMINISTRATION

ATTEST:

JENORGEN M. GUILLEN, CMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY
AND FORM

JENNIFER MERINO
CITY ATTORNEY

FIRST READING VOTE ON ADOPTION

Mayor Cooper	_____
Vice Mayor Javellana	_____
Commissioner Butler	_____
Commissioner Lazarow	_____
Commissioner Lima-Taub	_____

FINAL VOTE ON ADOPTION

Mayor Cooper	_____
Vice Mayor Javellana	_____
Commissioner Butler	_____
Commissioner Lazarow	_____
Commissioner Lima-Taub	_____

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