



Legislation Details (With Text)

File #: 18-0215 **Version:** 2 **Name:**

Type: Informational Report **Status:** Mayor's Office

File created: 4/23/2018 **In control:** City Council

On agenda: 5/22/2018 **Final action:** 5/22/2018

Title: Ordinance No. 18-48 amending Sections 102 (Legislative Findings), 107 (Authorities, Powers and Duties of Utilities Chief Executive Officer), and 112 (User Charges for Utility Service), and creating a new Section 120 (Stormwater Service Fee Billing) of Article 1 (General Provisions) of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as amended, pertaining to changes related to Stormwater billing.

Presenter:
Chris Bidlack, Senior Attorney, Colorado Springs City Attorney's Office - Utilities Division

Sponsors:

Indexes:

Code sections:

Attachments: 1. CSU-StormwaterBillingCh12ORD-2018-04-23.pdf, 2. Signed Ordinance 18-48

Date	Ver.	Action By	Action	Result
5/22/2018	1	City Council	finally passed	Pass
5/8/2018	1	City Council	approved on first reading	Pass

Ordinance No. 18-48 amending Sections 102 (Legislative Findings), 107 (Authorities, Powers and Duties of Utilities Chief Executive Officer), and 112 (User Charges for Utility Service), and creating a new Section 120 (Stormwater Service Fee Billing) of Article 1 (General Provisions) of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as amended, pertaining to changes related to Stormwater billing.

Presenter:

Chris Bidlack, Senior Attorney, Colorado Springs City Attorney's Office - Utilities Division

Summary:

At the May 8th City Council Regular Meeting, the City Attorney's Office - Utilities Division will present proposed changes to the City Code, Chapter Twelve, intended to facilitate Utilities' invoicing, billing, and collecting (collectively "billing") of residential Stormwater service fees. Similar proposals to the Utilities Rules and Regulations will be presented under an adjacent agenda item.

Previous Council Action:

Presented to Utilities Board on April 18, 2018.

Background:

Following the agreement with the City of Colorado Springs ("City") for Utilities to bill residential Stormwater services fees, Utilities believes that the proposed changes to the City Code are

necessary to facilitate the commencement of billing on July 1, 2018. The proposed changes have been vetted by both Utilities and the City.

The proposed changes mirror the Stormwater Ordinance, approved by the voters of Colorado Springs on November 7, 2017, and eliminate any ambiguity between the relevant provisions. The proposed changes do not conflict with or modify the Stormwater Ordinance and do not adversely impact Utilities' customers.

Please note that at the April 18, 2018, Utilities Board meeting it was explained that the City Code changes would be broken into two ordinances; however, in light of the changes made to the City Code in relation to governance updates, all Stormwater service fee changes are now located in Chapter 12 and only require a single ordinance.

Financial Implications:

The proposed changes are necessary for Utilities to begin residential Stormwater service fee billing on July 1, 2018.

Board/Commission Recommendation:

N/A

Stakeholder Process:

Presented to the Utilities Board Finance Committee on March 27, 2018, and the Utilities Board on April 18, 2018.

Alternatives:

N/A

Proposed Motion:

Move to approve.

Proposed changes to City Code, Chapter Twelve to clarify Utilities right to bill Stormwater service fees in accordance with the Stormwater Ordinance.