

2020-14

**EXECUTIVE ORDER OF THE MAYOR OF THE VILLAGE OF ROSELLE, ILLINOIS,
AUTHORIZING A SUSPENSION ON WATER SHUT OFFS DUE TO NONPAYMENT**

WHEREAS, Article XIX "Emergency and Disasters" of Chapter 2 "Administration" of the Roselle Village Code grants authorization to the Mayor of the Village of Roselle to enter executive orders "upon the declaration of a local state of emergency"; and

WHEREAS, the authority to declare a state of emergency and to issue local executive orders under Chapter 2 Article XIX is exclusive to the Mayor; and

WHEREAS, on March 20, 2020, I the Mayor of the Village of Roselle, Andrew Maglio, entered a declaration of local state of emergency based on the COVID-19 pandemic; and

WHEREAS, Governor Pritzker has issued a Gubernatorial Disaster Proclamation declaring that all counties in the State of Illinois, including DuPage and Cook Counties, are disaster areas due to the COVID-19 pandemic; and

WHEREAS, many businesses and residents have suffered financial hardships as a result of the COVID-19 pandemic; and

WHEREAS, the COVID-19 pandemic continues to exist and recent information indicates that the incidents of COVID 19 positivity and infections are once again on the rise; and

WHEREAS, I have concluded that it is necessary and appropriate to take measures to protect the public's financial health in response to the COVID-19 pandemic and to ensure that those members of the community with financial hardships are provided access to water by promoting the public health, safety, and welfare of the community.

NOW, THEREFORE, BASED ON THE FOREGOING RECITALS, I, Andrew Maglio, as Mayor of the Village of Roselle hereby order instanter pursuant to my executive powers granted by law and the declaration of emergency as follows:

SECTION 1. The foregoing recitals are incorporated herein as if fully set forth as substantive provisions.

SECTION 2. I hereby suspend the disconnection/shut off of water service by the Village of Roselle for nonpayment of charges for accounts deemed delinquent pursuant to Village Code, Chapter 22, Section 22-23, for those accounts with payment due dates and/or water shut off dates on or after October 27, 2020.

SECTION 3. The terms and conditions prepared by Village staff and attached to this order as Exhibit 1 shall be the terms and conditions during the suspension period and may be supplemented by Village staff to further effectuate the program during the suspension period without my prior authorization so long as they are reported by Village staff through written memorandum to the Mayor and Board of Trustees in case the corporate authorities deem revisions are necessary.

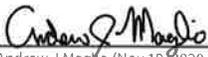
SECTION 4. This order shall be presented to the Village Board for ratification.

SECTION 5. Unless the corporate authorities adopt an ordinance repealing this Executive Order, the modifications imposed to effectuate the purpose of this order shall remain in effect through January 31, 2021.

SECTION 6. Should any provision of this order be declared invalid by a Court of competent jurisdiction, said declaration shall not affect the validity of the remainder of the order.

SECTION 7. This order shall become effective immediately, upon its signing by me and attestation by the Village Clerk.

SO ORDERED this 16th day of November, 2020.


Andrew J Maglio (Nov 19, 2020 18:04 CST)

Andrew "Andy" Maglio
Mayor, Village of Roselle

ATTEST:



Village Clerk

Date: Nov 20, 2020

Exhibit 1

- Effective immediately and continuing until January 31, 2021, a suspension on water shut-offs due to non-payment pursuant to Chapter 22, Article I, Section 22-23, of Roselle Village Code.
- Customers are required to self-report once to the Village that they are experiencing financial or COVID-19 related hardship to be eligible for the suspension.
- Shut-offs would still be permissible in the following instances: preservation of private property (prevent frozen pipes during winter), known vacant property, or the failure of the customer to self-report to the Village. Additionally, per Village Code, shut offs are allowable for supplying water to another building, improper installation of service lines, failure to pay for a meter, etc. and are not impacted by the suspension order.
- The Village will follow the Payment of Charges in Village Code, but those qualifying for the suspension of shut offs will not be subject to the \$15 shut off notice fee.
- Staff will follow its customary usual practices for issuing Delinquent and Shut-off Notices, which include reference to the suspension of shut offs but also the continuing expectations that go along with the suspension.
- Customers who fail to self-report, don't respond to delinquency and shut-off notices, and attempted contact by Village staff could be shut-off.
- Staff will follow its customary usual practices for working with account holders on implementing payment procedures to ensure all customers can remain connected to water when the suspension expires.
- Nothing in the suspension order abrogates the obligation of a customer to pay for water and sewer including applicable penalties or reduces the amount a resident may owe to the Village as water usage will still be recorded, monthly bills can still increase, and any past due amount can increase.