

RESOLUTION 2023-004

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, COCHISE COUNTY, ARIZONA; DECLARING A 30-DAY PUBLIC RECORD PERIOD FOR ADOPTING CHAPTER 34: REVENUE COLLECTION UNDER TITLE III: ADMINISTRATION OF THE CITY CODE OF ORDINANCES, AS SHOWN IN EXHIBIT A, ATTACHED HERETO; AND AUTHORIZING AND DIRECTING THE CITY MANAGER, CITY CLERK, CITY ATTORNEY, OR THEIR DULY AUTHORIZED OFFICES AND AGENTS TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION.

WHEREAS, the City provides services to the community that require a fee that the customer owes to the City, which they sometimes do not pay; and

WHEREAS, after staff then exhaust all avenues for repayment, the delinquent accounts are sent to a third party for collection at which time the third party assess a fee to the City to perform such action; and

WHEREAS, the City must currently pay these collection fees because it does not have a mechanism to assess them back to the delinquent customer;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, COCHISE COUNTY, ARIZONA, AS FOLLOWS:

SECTION 1

The policy of the City of Sierra Vista declaring proposed amendments to the City Code of Ordinances as a public record be, and hereby is, reaffirmed.

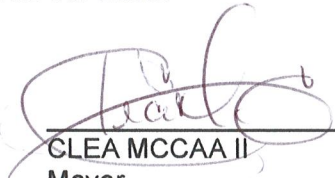
SECTION 2

That the document attached hereto as Exhibit A, Establishment of Chapter 34 of the Sierra Vista City Code of Ordinances, is approved and a 30-day public comment period is declared.

SECTION 3

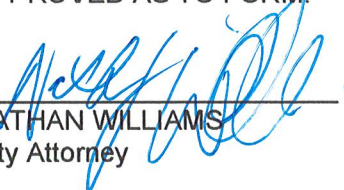
That the City Manager, City Clerk, City Attorney, or their duly authorized officers and agents are hereby authorized and directed to take all steps necessary to carry out the purposes and intent of this resolution.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, ARIZONA, THIS 9TH DAY OF FEBRUARY 2023.



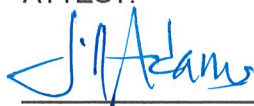
CLEA MCCA II
Mayor

APPROVED AS TO FORM:



NATHAN WILLIAMS
City Attorney

ATTEST:



JILL ADAMS
City Clerk

Prepared by:
Victoria Yarbrough
Asst City Manager

EXHIBIT A

CHAPTER 34: REVENUE COLLECTION

§ 34.00 DEFINITIONS

Customer: A person, recipient or entity the City provides goods and/or services to.

Account: Any City service that generates a receivable and is collected from a customer.

Delinquent: An account that is past due.

Collection Fees: City and collection agency fees, which may include but not limited to, penalty, interest, postage and filing fees.

§ 34.01 COLLECTION

The City shall make reasonable attempts to collect all money owed in compliance with City policy and procedure. If such attempts fail, the receivable may be sent for further collection efforts, such as being assigned to a third party, typically a collection agency. If an assignment occurs the customer will be responsible for any additional collection fees associated with such assignment.

The City reserves the right to assess collection fees for the receivable if payment is not received by the due date.