

AN ORDINANCE AMENDING THE ORLAND PARK VILLAGE CODE TITLE 1 BY
CREATING A NEW CHAPTER 18 (DELINQUENT ACCOUNTS)

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WHEREAS, the corporate authorities of the Village of Orland Park deem it in the best interests of the Village and its residents to amend the Orland Park Village Code with regard to Delinquent Accounts

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois, as follows:

SECTION 1

That Title 1 of Orland Park Village Code shall be and hereby is amended to add the following in its entirety:

“CHAPTER 18 DELINQUENT ACCOUNTS

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18-1-1. Establishment of Procedures

The Finance Director shall establish and maintain policies and procedures relating to the collection of debt.

18-1-2. Collection Fees

Consistent with the provisions of 65 Illinois Compiled Statutes 5/1-2-1, the Village may retain collection agencies and collection attorneys to collect unpaid debts and financial defaults. Any and all fees incurred by the Village, including all fees, charges and administrative costs incurred by the Village in the collection of the unpaid debt and financial defaults, shall be added to the amounts subject to collection.

18-1-3. Use of Collection Agencies.

The Finance Director shall establish policies and procedures governing the assignment of other referral of delinquent accounts or debt to a collection agency that has entered into a contract with the Village for that purpose.

18-1-4. Write-off, Cancellation, and Modification of Amounts of \$5,000 or Less – Administrative Approval.

In certain cases, amounts which are due any department of the Village, including it public utilities, from any individual or corporate debtor thereto under provisions of leases, contracts, other instruments or agreements, or under provisions of rate or other ordinance or resolutions, or which are due and legally enforceable from any person, corporation or insurance company as a result of damages to Village property may remain unpaid for long time periods. After the Finance Director has determined that there is no cost effective means of collecting the debt, the debt may be canceled, written-off, or otherwise modified as follows:

- A. Amounts due the Village which are no greater than \$1,000 may, after reasonable efforts for the collection or settlement thereof have been exhausted, be authorized by the Finance Director to be canceled, written-off or modified based on written procedures developed by the Finance Director and approved by the Village Manager.
- B. Amounts due the Village which are in excess or \$1,000 but which are no greater than \$5,000 may, after reasonable efforts for the collection or settlement thereof have been exhausted, be authorized by the Village Manager or designee to be canceled, written-off or modified in part upon recommendation of the Finance Director.
- C. Amounts due the Village in excess of \$5,000 which are due any department of the Village, including its public utilities, from any individual or corporate debtor thereto under provisions of leases, contracts, other instruments or agreements, or under provisions of rate or other ordinance or resolutions, or which are due and legally enforceable from any person, corporation or insurance company as a result of damages to Village property, may not be canceled, written-off, or otherwise modified without the authorization of the Village Council upon recommendation of the Village Manager”

SECTION 2:

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 3:

This Ordinance shall be in full force and effect from and after its adoption and publication in pamphlet form as provided by law.

SECTION 4:

The Village Clerk be and hereby is authorized and directed to publish this Ordinance in pamphlet form.