

**RESOLUTION 2021-003
HILTON CREEK COMMUNITY SERVICES DISTRICT**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE HILTON
CREEK COMMUNITY SERVICES DISTRICT AMENDING
ORDINANCE 81-01, DIVISION XI COLLECTION OF FEES;
ENFORCEMENT; SECTIONS 11.03 LATE FEES AND 11.05
CUSTOMERS IN DEFAULT ATTORNEYS' FEES**

WHEREAS, the Hilton Creek Community Services District has heretofore adopted Ordinance No. 81-01, Division XI establishing Collection of Fees; Enforcement; and

WHEREAS, Section 11.03 and 11.05 of Ordinance No. 81-01 concerns collections of fees; enforcement, late fees and customers in default; attorneys' fees and

WHEREAS, there is a need to amend Sections 11.03 and 11.05 of Ordinance No. 81-01;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Hilton Creek Community Services District determines and orders that Section 11.03 of Ordinance 81-01 shall be amended to read as follows:

11.03: Late Fees.

All late fees for any invoice due to the Hilton Creek Community Services District shall incur a penalty of \$10 delinquent charge added to each account that is thirty (30) days past due after the date of the invoice. An additional penalty of \$10 of the delinquent amount shall be added after each thirty (30) day period from the assessment of said \$10 late fees.

BE IT FURTHER RESOLVED that the Board of Directors of the Hilton Creek Community Services District determines and orders that Section 11.05 of Ordinance 81-01 shall be amended to read as follows:

11.05 Customers in Default

In the event any customer becomes delinquent in the payment of any District bills, the customer and subject property shall be deemed to be in default and in such cases the District may declare the balance or remaining balances due and payable. In the event the District is

required to bring action to collect any sum in default, the customer or property owner shall pay any and all attorneys' fees, court fees or costs, legal costs and publication of notice and/or hearing costs incurred by the District to bring such action. The District shall not be limited to any one remedy in the event of default, but may avail itself of any remedy or legal procedure available to it in such event.

BE IT FURTHER RESOLVED that the Secretary of the Board of Directors be, and is, hereby authorized and directed to publish a copy of this Resolution at least once a week for two weeks in a newspaper having general circulation within the boundaries of the District.

The foregoing Resolution was duly passed and adopted by the Board of Directors of the Hilton Creek Community Services District at a public hearing held on August 10, 2021, with the following votes:

Ayes:

Noes:

Absent:

Abstained:

HILTON CREEK COMMUNITY SERVICES DISTRICT

By: _____
Steven Shipley, President of the Board

Attest:

By: _____
Lorinda Beatty, Secretary