ORDINANCE NO. ____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI
REPEALING AND REENACTING LODI MUNICIPAL CODE
SECTION 13.20.020 – ENERGY THEFT DIVERSION/FIELD
SERVICES FEE RECOVERY

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THE CITY COUNCIL OF THE CITY OF LODI DOES ORDAIN AS FOLLOWS:

SECTION 1. Lodi Municipal Code Title 13 – PUBLIC SERVICES – Section 13.20.020, "Energy theft diversion/field services fee recovery schedule." is hereby repealed and reenacted in its entirety to read as follows:

13.20.020 Electric Utility Fees

A. Purpose. The purpose of this section is to establish clear guidelines for the processing and recovery of revenues related to energy theft as well as costs incurred by the utility during regular and non-business hours as a result of energy theft, disconnection of electric utility service due to delinquent and/or non-payment, as well as dispatch of field personnel to assist with disconnection and reconnection of utility service as it relates to electric panel upgrades or other work needed to establish a safe and secure electrical service connection as described herein.

B. Adoption of Fees. The city council shall from time to time establish by resolution fees to be charged to utility customers where the city incurs costs as a result of activities identified below. Fees charged shall not exceed actual cost. Fees shall be limited to the following:

1. Theft Inspection Fee. Shall be charged upon an inspection that shows that electrical infrastructure, including but not limited to the utility meter, has been tampered with or bypassed.

2. Field Services Dispatch Fee. Shall be charged upon a trip made by Field Services staff to accounts whereby electric service is sealed for non-payment or non-signature. Non-signature includes occupation of a property with electric service without a properly signed and approved application for utility service.

3. Troubleshooter Dispatch Fee. Shall be charged upon a trip made by Troubleshooting staff to accounts unable to be disconnected at the meter when sealed for non-payment or non-signature; and/or on accounts whereby electrical infrastructure, including but not limited to the utility meter, has been tampered with or bypassed. Shall also be charged if Troubleshooter is dispatched to assist with disconnection or reconnection of utility service as it relates to work needed to establish a safe and secure electrical service connection as described herein.

4. Disconnect/Reconnect Fee. Shall be charged on accounts whereby a Troubleshooter completes a disconnect/reconnect requested by customer (i.e., for panel upgrade or other customer work).

5. Meter Set/Dispatch Fee. Shall be charged when a meter must be replaced when the meter has been tampered with or bypassed. Shall also be charged if Meter Technician is dispatched to assist with disconnection of electric utility service due to delinquent and/or non-payment, as well as dispatch of Metering personnel to assist with disconnection or reconnection of utility service as it relates to electric panel upgrades

or other work needed to establish a safe and secure electrical service connection as described herein.

6. Damaged Meter Test Fee. Shall be charged when a meter must be tested after the meter was tampered with or bypassed.
7. Meter Ring Fee. Shall be charged for the meter ring when it must be replaced after the meter was tampered with or bypassed.
8. Padlock Fee. Shall be charged for a padlock when it must be installed or replaced after the meter was tampered with or bypassed.
9. Meter Cover Fee. Shall be charged for a meter cover when it must be replaced after the meter was tampered with or bypassed.
10. Damaged Meter Replacement Fee. Shall be charged for meter when it is unrepairable and must be replaced after meter was tampered with or bypassed. Separate fees apply depending on meter type.
11. Remote Connect/Disconnect Meter Replacement Fee. Shall be charged for remote connect/disconnect meter when it must be replaced after the meter was tampered with or bypassed.

City of Lodi Electric Utility (LEU) reserves the right, upon determination of unauthorized use, to bill customer for estimate of unauthorized use of energy in accordance with LEU Rules and Regulations. Fees will be updated by LEU July 1 of each year based on actual labor and material costs.

SECTION 2. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council of the City of Lodi hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional or invalid or ineffective.

SECTION 3. No Mandatory Duty of Care. This Ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

SECTION 4. Conflict. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 5. Effective Date and Publication. This Ordinance shall take effect thirty (30) days after its adoption. In lieu of publication of the full text of the Ordinance within fifteen (15) days after its passage, a summary of the Ordinance may be published at least five (5) days prior to and fifteen (15) days after adoption by the City Council, and a certified copy shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1).

Approved this ____ day of _____, 2025

_____
CAMERON BREGMAN
Mayor

ATTEST:

_____
OLIVIA NASHED
City Clerk

I, Olivia Nashed, City Clerk of the City of Lodi, do hereby certify that Ordinance No. _____ was introduced at a regular meeting of the City Council of the City of Lodi held _____, 2025, and was thereafter passed, adopted, and ordered to print at a regular meeting of said Council held _____, 2025, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

I further certify that Ordinance No. _____ was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

_____
OLIVIA NASHED
City Clerk

Approved as to Form:

_____
KATIE O. LUCCHESI
City Attorney