

## PUBLIC NOTICE

The Board of the Saline County Regional Solid Waste Management District intends to adopt a rule amending its prior rules and continuing the Five Dollar (\$5.00) fee and eligibility requirements for issuance to households desiring the same of coupons for disposal of household waste at the Republic Services Landfill located on Sardis Road, Bauxite, Arkansas, up to two (2) days per year without paying gate charges or tipping fees; authorizing payment for coupons by credit card or debit card, and establishing an administrative convenience fee for such card payment. Copies of the proposed rule and related documents may be examined at the offices of the District at 114 West Sevier Street, Benton, Arkansas 72015 during normal business hours.

Any interested person may present his or her position on the intended action of the District or on the issues related to the intended action of the District in writing delivered to the offices of the District prior to Wednesday, February 21, 2018, or in person at a Public Hearing which will be conducted at 1:30 p.m., Wednesday, February 21, 2018, at the Saline County Office of Emergency Management Building, 102 West South Street, Benton, Arkansas.

RESOLUTION NO. \_\_\_\_ OF 2018

A RESOLUTION AMENDING PRIOR RESOLUTIONS; CONTINUING THE FIVE DOLLAR (\$5.00) FEE AND ELIGIBILITY REQUIREMENTS FOR ISSUANCE TO HOUSEHOLDS DESIRING THE SAME OF COUPONS FOR DISPOSAL OF HOUSEHOLD WASTE AT THE REPUBLIC SERVICES LANDFILL FORMERLY KNOWN AS THE SALINE COUNTY LANDFILL UP TO TWO (2) DAYS PER YEAR WITHOUT PAYING GATE CHARGES OR TIPPING FEES; AUTHORIZING PAYMENT FOR COUPONS BY CREDIT CARD OR DEBIT CARD; ESTABLISHING AN ADMINISTRATIVE CONVENIENCE FEE FOR SUCH CARD PAYMENT; AND, FOR OTHER PURPOSES

WHEREAS, The Saline County Regional Solid Waste Management Board (hereafter, the "Board") is authorized and empowered by the Arkansas Code, and specifically by ACA § 8-6-704, to take the actions set out in this Resolution; and,

WHEREAS, By its Resolution No. 3 of 2015, adopted April 15, 2015, the Board established a fee of Five Dollars (\$5.00) for the issuance of coupons to eligible households allowing up to two (2) days per year of household waste disposal at the Republic Services Landfill formerly known as the Saline County Landfill without payment of gate charges or tipping fees; and,

WHEREAS, By its Resolution No. 7 of 2015, adopted December 16, 2015, the Board amended Resolution No. 3 of 2015 to impose additional



eligibility requirements for the households to which such coupons are issued; and,

WHEREAS, By its Resolution No. 1 of 2016, adopted August 17, 2016, the Board adopted certain amendments to the Coupon Program concerning the expiration dates of unused coupons; and,

WHEREAS, By its Resolution No. 2 of 2016, adopted December 21, 2016, the Board adopted certain amendments to the Coupon Program concerning the costs of such coupons; and,

WHEREAS, The Board has determined that it would be more convenient to the constituents of the District if the fee for issuance of the Solid Waste Disposal Coupons could be paid by credit card or debit card in addition to the current requirement of payment by cash only; and,

WHEREAS, The Board has determined that a surcharge of an amount sufficient to recoup the reasonable cost incurred by the District for receiving payment by credit card or debit card should be added to any payment for Coupons by credit card or debit card; and,

WHEREAS, Pursuant to public notice given in accordance with ACA § 25-15-204 the Board has conducted a Public Hearing on February 21, 2018, and has additionally solicited comments from the public regarding the substance of this Resolution for at least Thirty (30) Days; and,

WHEREAS, The Board has considered all public comments and other information presented to it and has determined that taking the action set out herein is in the best interest of the Saline County Regional Solid Waste Management District and is in the best interest of the persons and entities served by the District;

NOW, THEREFORE, BE IT RESOLVED by the Board of the Saline County Regional Solid Waste Management District that:

SECTION 1: *Coupon Fee Continued.* The District shall continue, as established by the District's prior Resolutions, to charge a fee of Five Dollars (\$5.00) for each coupon, up to two for a total of Ten Dollars (\$10.00) for two (2) coupons, for the issuance of a coupon or coupons to identify each household requesting the same as being eligible for one (1) day per coupon of disposal at the Republic Services Landfill located on Sardis Road, Bauxite, Arkansas.

SECTION 2: *Limitation on Coupons.* Each household located in the District which shows current documentation that the household has its trash collected by a licensed Saline County trash hauler or shows sufficient documentation that it is otherwise disposing of its solid waste through the services of a licensed Saline County trash hauler shall be entitled to one (1) issuance of two (2) coupons per calendar year. Each coupon shall identify the household to which it is issued as eligible for



one (1) admission to the Republic Services Landfill for disposal of household waste. All unused coupons shall expire at the close of business at the Republic Services Landfill on the last business day of November of the year for which the said coupons are issued.

SECTION 3: *Form of Payment for Coupons.* The District will accept as payment for the issuance of Coupons cash or payment by credit card or debit card. For each credit card or debit card transaction, the Executive Director shall add to the Five Dollar (\$5.00) issuance fee a surcharge in an amount determined in conformity with this Resolution as a convenience fee for the use of such cards.

SECTION 4: *Determination of Surcharge.* The Executive Director shall determine upon the adoption of this Resolution and thereafter each half-year in January and June of each year, the amount of the surcharge to be made for the convenience fee for use of credit cards and debit cards as a means of payment to the District. The surcharge shall be that amount which, in the best judgment of the Executive Director informed by advice from the financial institution used by the District and the history of credit card and debit card transaction charges incurred by the District for the previous year (as such history becomes available), will result in the District being reimbursed for the actual cost incurred by the District for accepting payment by credit cards and debit cards. The intent of this Resolution is that the surcharge per

transaction will not exceed the average cost per transaction that the District incurs for accepting payment by credit cards and debit cards. The surcharge currently being charged for accepting payment by credit cards and debit cards shall be prominently posted in the public area of the offices of the District and on the District's website.

SECTION 5: *Repealer.* This Resolution amends Resolution No. 1 of 2016 which shall remain in full force and effect except to the extent specifically set out in this Resolution. All other Resolutions of the Board and parts thereof in conflict with the provisions of this Resolution are, upon the effective date of this Resolution, repealed to the extent of such conflict, but not otherwise

SECTION 6: *Effective Date.* The application of this Resolution shall be effective and in force on and after the date of its passage and approval.

PASSED AND APPROVED this \_\_\_\_\_ day of February, 2018.

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JIM ERWIN, CHAIRMAN

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JEFF AREY, SECRETARY