


Agenda Date: December 20, 2018
Agenda Placement: Admin.
Estimated Time: N/A
Continued Item: No

Board Agenda Item

TO: Air Pollution Control District Board

FROM: Aeron Arlin Genet, Air Pollution Control Officer 

CONTACT: Kristina Aguilar, Administrative Manager 805-961-8813

SUBJECT: Resolution for authorizing the District to accept credit cards, debit cards, or electronic funds transfers and to impose certain fees for the use of a credit or debit card or electronic funds transfer not to exceed the costs incurred by the District

RECOMMENDATION:

Adopt a resolution authorizing the District to:

- A) Accept credit cards, debit cards, or electronic funds transfers for the payment of services rendered by the District and the payment of fees and charges due to the District; and
- B) Impose certain fees on the holder of the credit card, debit card, or electronic funds transfer not to exceed the costs incurred by the District from the credit or debit card issuer or the processor of the electronic funds transfer in providing for payment by credit card, debit card, or electronic funds transfer.

DISCUSSION:

On September 13, 1994, the Board of Supervisors adopted a resolution authorizing the acceptance of credit cards for payment of services provided by the County in accordance with Government Code section 6159. At that time, the District was a County Department and was covered under this resolution.

This resolution is to update that prior authority and to name the District, specifically, to be authorized to accept these forms of payment. Some types of services and fees that the District may receive include fees, services rendered, or any fee or charge due to the District. Allowing credit cards, debit cards, and electronic funds transfers provides the public with payment flexibility and improves the District's collection efforts.

Accepting credit cards, debit cards, and electronic funds transfers can often include the associated cost of “convenience charges” or other charges from the processing company. The resolution also authorizes the District to pass those direct costs associated with the use of these payment types on to the card/account holder, not to exceed the costs incurred by the District.

ATTACHMENT:

1. Resolution – Authorize the District to accept credit cards, debit cards, or electronic funds transfers and to impose certain fees for the use of a credit or debit card or electronic funds transfer not to exceed the costs incurred by the District

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT**

IN THE MATTER OF AUTHORIZING THE
DISTRICT TO ACCEPT CREDIT CARDS,
DEBIT CARDS, OR ELECTRONIC FUNDS
TRANSFERS AND TO IMPOSE CERTAIN
FEES FOR THE USE OF A CREDIT OR
DEBIT CARD OR ELECTRONIC FUNDS
TRANSFER NOT TO EXCEED THE
COSTS INCURRED BY THE DISTRICT

APCD RESOLUTION NO. _____

RECITALS

WHEREAS, the Santa Barbara County Air Pollution Control District (“District”) is a public agency (Health and Safety Code § 40700.); and

WHEREAS, the Board of Directors of the Santa Barbara County Air Pollution Control District is the governing body that has fiscal responsibility for the District; and

WHEREAS, the District wishes to accept credit cards, debit cards, and electronic funds transfers for the payment of services rendered by the District and the payment of fees and charges due to the District necessary to conduct the business of the District; and

WHEREAS, accepting credit cards, debit cards, and electronic funds transfers can often include the associated cost of “convenience charges” or other charges from the credit card, debit card, or electronic funds transfer companies for the privilege of using this type of payment; and

WHEREAS, the District seeks to pass those direct costs associated with the use of credit cards, debit cards, and electronic funds transfers that are incurred by the District on to the holder of the credit card, debit card, and electronic funds transfer.

IN THE MATTER OF AUTHORIZING THE DISTRICT TO
ACCEPT CREDIT CARDS, DEBIT CARDS, OR ELECTRONIC
FUNDS TRANSFERS AND TO IMPOSE CERTAIN FEES FOR
THE USE OF A CREDIT OR DEBIT CARD OR ELECTRONIC
FUNDS TRANSFER NOT TO EXCEED THE COSTS INCURRED
BY THE DISTRICT

NOW, THEREFORE, IT IS HEREBY RESOLVED, as follows:

The Pursuant to Government Code Section 6159, the Board approves the District accepting credit cards, debit cards, and electronic funds transfers for the payment of services rendered by the District and the payment of fees and charges due to the District. This authorization includes the ability for the District to impose certain fees on the holder of the credit card, debit card, or electronic funds transfer not to exceed the costs incurred by the District from the credit or debit card issuer or the processor of the electronic funds transfer in providing for payment by credit card, debit card, or electronic funds transfer.

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FUNDS TRANSFER NOT TO EXCEED THE COSTS INCURRED
BY THE DISTRICT

PASSED, APPROVED AND ADOPTED by the Air Pollution Control District Board of
the Santa Barbara County, State of California, this ____ day of _____, _____, by the following
vote:

Ayes:

Noes:

Abstain:

Absent:

SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT

ATTEST:

AERON ARLIN GENET
Clerk of the Board

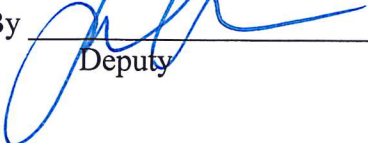
By _____
Deputy

By _____
Chair

Date _____

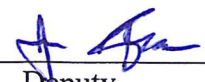
APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
Santa Barbara County Counsel

By  _____
Deputy

APPROVED AS TO FORM:

THEODORE A. FALLATI, CPA, CPFO
Auditor-Controller

By  _____
Deputy
On Behalf of