

RESOLUTION 2006-25

RESOLUTION TO AUTHORIZE THE COLLECTION OF FEES, FINES, COURT COSTS AND OTHER CHARGES BY DEBIT AND CREDIT CARDS BY OTHER COUNTY OFFICIALS IN WEAKLEY COUNTY, TENNESSEE

WHEREAS, the use of debit and credit cards for payment for goods, services, and other obligations is a common business practice in today's economy; and

WHEREAS, Tennessee Code Annotated §9-1-108(c)(1) authorizes any municipal or county entity or officer to receive payment by credit card or debit card for any public taxes, licenses, fines, fees, or other moneys collected by such municipal or county entity or officer; and

WHEREAS, the authorization of payment by debit or credit cards would be a convenience to the taxpayers and enhance revenue collections for the county.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Weakley County meeting in regular session, this the 21st day of November, 2005, that the Sheriff or other county official is authorized to accept debit or credit cards for payment of fees, fines, court costs, or other charges.

SECTION 1. To cover the expenses incurred in processing the payment by debit or credit cards, a processing fee in an amount that is equal to the amount paid to the third party processor for processing the payment in an amount not to exceed five percent (5%) of the amount of the fee, court costs or other charge being paid shall be charged.

SECTION 2. In the event a payment by debit or credit card is not honored by the credit card company on which the funds are drawn, the county government may collect a service charge from the person who owes the fee, fine, court cost or other charge. The service charge is in addition to the original fee, fine, court costs or other charge and is for the collection of that original amount. The amount of the service charge shall be the same amount as the fee charged for the collection of a check drawn on an account with insufficient funds.

SECTION 3. The county official collecting a fee or charge under this chapter shall deposit the fee or charge in the County General Fund.

SECTION 4 The county official collecting a fee or charge shall state on any notice to the taxpayer either the percentage of the processing fee or the fee itself.

SECTION 5. The county official collecting a fee or charge shall state on any notice to the taxpayer either the percentage of the processing fee for use of a debit or credit card or the actual fee imposed for the use of a debit or credit card.

BE IT FURTHER RESOLVED, that this Resolution take effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the county legislative body.

Pursuant To The Rules Of The Commission, This Resolution Is Sponsored By The Following Members Of The Weakley County Board Of County Commissioners:

SPONSORED BY: [Signature]

SPONSORED BY: [Signature]

ACKNOWLEDGED AND APPROVED: [Signature] Chairman, Finance, Ways, & Means Committee

Motion made by Commissioner Westbrook that the foregoing resolution be adopted:

Motion seconded by Commissioner Stewart.

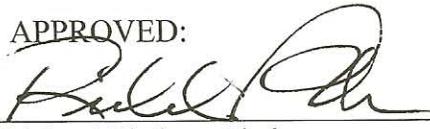
Upon being put to a roll call vote, Motion carried by a vote of 17 Yeas, 0 Nays,

0 Passed and 1 Absent.

ATTESTED:

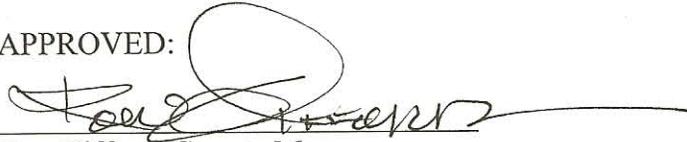

Pat Scarbrough, County Clerk

APPROVED:


Richard Phebus, Chairman

THIS THE 21st DAY OF NOVEMBER, 2005.

APPROVED:


Ron Gifford, County Mayor

VETOED:

Ron Gifford, County Mayor

DATE:

11/21/05

DATE:
