



## City of Sonora

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**DATE:** March 18, 2019  
**TO:** Honorable Mayor and Council Members  
**FROM:** Chris Gorsky, Administrative Services Director  
**SUBJECT:** Resolution 03-18-2019-C, Credit Card Processing Fee

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City Staff recommends that the City Council approve the following:

- 1) Resolution # 03-18-2019-C establishing a Credit Card Processing Fee for the use of credit cards to pay for fees, services and other debts owed to the city.

### **BACKGROUND:**

The State of California has adopted Government Code §6159(h) which states: Notwithstanding Title 1.3 (commencing with Section 1747) of Part 4 of Division 3 of the Civil Code, a court, city, county, city and county, or any other public agency may impose a fee for the use of a credit or debit card or electronic funds transfer, not to exceed the costs incurred by the agency in providing for payment by credit or debit card or electronic funds transfer. These costs may include, but shall not be limited to, the payment of fees or discounts as specified in paragraph (3) of subdivision (d). Any fee imposed by a court pursuant to this subdivision shall be approved by the Judicial Council. Any fee imposed by any other public agency pursuant to this subdivision for the use of a credit or debit card or electronic funds transfer shall be approved by the governing body responsible for the fiscal decisions of the public agency.

The City of Sonora's Administrative code requires fees to be adopted by a resolution of the City Council.

### **DISCUSSION:**

As stated this Resolution will be establishing a \$5 transaction fee for the use of credit cards to pay for fees, services or other debts owed to the City. There are additional costs to the City to allow the use of credit cards and the collection of this fees will be monitored to determine if the additional expenses are covered for by this fee.

### **ATTACHMENTS:**

Resolution

# **Resolution No. 03-18-2019-C**

## **A RESOLUTION AUTHORIZING THE ACCEPTANCE OF PAYMENTS OF FEES, SERVICES AND OTHER DEBTS TO THE CITY BY CREDIT CARD; ESTABLISHING THE CREDIT CARD PROCESSING FEE TO BE COLLECTED AT THE POINT OF SALE FOR THE USE OF A CREDIT CARD**

BE IT RESOLVED by the City Council of the City of Sonora as follows:

WHEREAS, the State of California has adopted Government Code §6159(h) which states: Notwithstanding Title 1.3 (commencing with Section 1747) of Part 4 of Division 3 of the Civil Code, a court, city, county, city and county, or any other public agency may impose a fee for the use of a credit or debit card or electronic funds transfer, not to exceed the costs incurred by the agency in providing for payment by credit or debit card or electronic funds transfer. These costs may include, but shall not be limited to, the payment of fees or discounts as specified in paragraph (3) of subdivision (d). Any fee imposed by a court pursuant to this subdivision shall be approved by the Judicial Council. Any fee imposed by any other public agency pursuant to this subdivision for the use of a credit or debit card or electronic funds transfer shall be approved by the governing body responsible for the fiscal decisions of the public agency.

WHEREAS, the City Council has determined that it has received many request to pay for fees, services and other debts owed to the city by credit card; and

WHEREAS, the City Council has determined that it is in the best interest of the City, its citizens and the business community to accept credit cards to pay for fees, services and other debts owed to the City, and

WHEREAS, the City Council has investigated and determined that allowing payments by credit card requires the city to incur additional expenses for offering this service.

NOW, THEREFORE BE IT RESOLVED, the City Council hereby adopts the Credit Card Processing Fee of \$5 per credit card transaction to be collected at point of sale for use of a credit card. These fees are to take effect immediately upon adoption.

The Foregoing Resolution of the City Council of Sonora was passed by the City Council at a public hearing held on the 18<sup>th</sup> day of March 2019, by \_\_\_\_\_,

Who moved its adoption, which motion was duly seconded by \_\_\_\_\_,

And the Resolution adopted by the following vote:

AYES:

NOES:

EXCUSED:

APPROVED: \_\_\_\_\_  
Jim Garaventa, Mayor

ATTEST:

\_\_\_\_\_  
Collette Such, City Clerk