ORDINANCE NO. 85-3

AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 84-13 CONCERNING THE APPROPRIATION OF THE LICENSE FEES AND COLLECTION FEES CHARGED BY THE CITY OF ATKINS, ARKANSAS IN REGARDS TO THE COLLECTION AND REMOVAL OF SOLID WASTE IN THE CITY OF ATKINS, ARKANSAS AND FOR OTHER PURPOSES

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATKINS, ARKANSAS:

SECTION 1. Section 4. Permit fee and collection of Ordinance No. 84-13 is hereby amended to read as follows:

Section 4. Permit Fee and Collection. The Grantee shall pay, and in consideration of the granting of this permit and authority, agrees to pay to the City as a permit fee and as compensation for the rights and privileges enjoyed hereunder a sum equal to five percent of gross revenues received by the Grantee in the operation of the Grantee's garbage disposal service in the City each year or portion of a year during which the garbage disposal service is in operation. This permit fee shall not be added to the garbage disposal fee bid by the Grantee but may be taken into consideration by the Grantee in the bidding process. Payment shall be made to the City on a month to month basis. The City shall collect the garbage disposal fees due from residential customers to the Grantee in conjunction with collecting money due the City from the residential customers as a result of the City's operation of its water and sewer system. The Grantee shall provide the City with a list of residential customers and their addresses. The City shall provide the Grantee with a list of residential customers and their addresses for the calendar year just prior to the year in which the Grantee is to perform services pursuant to this Ordinance. In consideration for collecting the money due the Grantee, the Grantee agrees to pay to the City the sum of fifty cents per month for each garbage disposal fee so collected by the City. This collection fee shall not be added to the garbage disposal fee bid by the Grantee but may be taken into consideration by te Grantee in the bidding process. The City shall remit the balance of the garbage collection fees to the Grantee after withholding the permit fee and the collection fee due the City as provided for in this Section. The City shall not be obligated to collect any delinquent accounts of the Grantee. The City shall, at the request of the Grantee, collect any garbage disposal fees due the Grantee from any other customers in the City of Atkins, including but not limited to, multiple-family, commercial, or industrial customers pursuant to the same collection procedure as is used for residential customers and the City shall deduct the sum of fifty cents per month for each such collection and shall remit the balance of such garbage disposal fees to the Grantee.

All permit fees and fees charged to the Grantee for collecting money due the Grantee shall be placed in the Street Fund of the City of Atkins, Arkansas, and used for street paving purposes only.

SECTION 2. This ordinance being necessary for the preservation of the health and safety of the residents of Atkins,

an emergency is hereby declared to exist and this ordinance shall be effective immediately upon and after its passage and approval, this 12 day of February, 1985.

Dallas L. Swain
DALLAS L. SWAIN, Mayor

ATTESTED:

Sybil Marple
SYBIL MARPLE, City Clerk