

## RESOLUTION 2012-113

### A RESOLUTION TO AMEND THE SOLID WASTE COLLECTION RATE RELIEF PROGRAM BY AMENDING RESOLUTION 2012-091

WHEREAS, the City of Rapid City has established a Solid Waste Collection Rate Relief Program to assist senior citizens and disabled citizens of Rapid City; and

WHEREAS, the Common Council desires to change the program to give qualified applicants a two-year rate freeze instead of a one-year freeze; and

WHEREAS, the Common Council also wishes to allow the Public Works Director more flexibility in implementing policies and procedures related to the program; and

WHEREAS, the Common Council feels the program requirements may be simplified by tying them to the requirements of the State of South Dakota's Assessments Freeze for the Elderly and Disabled Program.

NOW THEREFORE, BE IT RESOLVED by the City of Rapid City that the Solid Waste Collection Rate Relief Program as contained in Resolution 2012-091 of the Common Council of the City of Rapid City be and is hereby amended to read as follows:

#### **Solid Waste Collection Rate Relief Program**

Residential solid waste collection users can apply for a reduction on the foregoing established rates. Eligibility for this program is based upon criteria outlined by the State of South Dakota Department of Revenue ~~and Regulation Property Tax Division~~ for the purpose of the ~~Freeze on Assessments of Dwellings of Disabled and Senior Citizens~~ Assessments Freeze for the Elderly and Disabled Program (hereinafter "State Program"). The Solid Waste Collection Rate Relief program shall be administered through the City Public Works Department. The Director of Public Works, or his or her designee, shall have the authority to establish policies and procedures for administration of the program ~~and to designate the program's calendar year~~. In order to qualify for the program an applicant must meet the following criteria:

1. Must either be 65 years of age or older or disabled as defined by the Social Security Act.
2. Income guidelines must meet the requirements set by the State Program. ("Income" means the adjusted gross income from the applicant's previous year's federal income tax return, plus any other income, including social security payments):
  - a. ~~Single income household less than \$24,599.44.~~
  - b. ~~Multiple income household (all household members) \$30,749.30.~~

3. Applicant may own, rent, lease, or have a life estate in the property for which the reduction is applied for. Applicant must physically reside at the property. The solid waste collection bill must be in the Applicant's name. If the residence has multiple units, but is served by only 1 account, the residents of the property are not eligible for the program. If each unit has its own account the residents may be eligible for the program if they meet the other criteria. If the applicant owns or has a life estate in the property it must have a fair market value ~~of less than \$168,855.21.~~ that meets the requirements set by the State Program. If the applicant rents or leases the property, the rent or lease payment must be less than \$900.00 for a single person or less than \$1,200.00 for a multiple income household.

If an applicant qualifies for the program the applicant's solid waste collection rates shall be reduced by twenty percent (20%) for a period of ~~1 year~~ 2 years or until the ~~yearly~~ renewal date established by the Public Works Director. The applicant must reapply at least every year ~~2 years, or more frequently as the policies established by the Public Works Director may require.~~ If the fair market value of the applicant's property or the rent paid by them exceeds the threshold amounts, they can still qualify for the program if they were qualified in the immediately preceding ~~year~~ two years and remain domiciled in the same residence.

BE IT FURTHER RESOLVED by the City of Rapid City that the balance of Resolution 2012-091 of the Common Council of the City of Rapid City remain unchanged.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

CITY OF RAPID CITY

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Finance Officer

(SEAL)