

AN ORDINANCE TO PROVIDE FOR THE LEVY OF FIVE DOLLARS (\$5.00) COURT COST ON COURT CASES IN THE CITY COURT OF GREENLAND, ARKANSAS UNDER THE AUTHORITY OF ARKANSAS CODE ANN. 16-17-111 AND FOR THE LEVY OF THREE DOLLARS (\$3.00) COURT COST ON CASES IN CITY COURT OF GREENLAND, ARKANSAS UNDER AUTHORITY OF ARKANSAS CODE ANN. 16-17-113, FOR THE PURPOSE OF CREATING A CRIMINAL JUSTICE FUND UNDER AUTHORITY OF ARKANSAS CODE ANN. 16-17-111 AND FOR THE PURPOSE OF CREATING AN ADMINISTRATION OF JUSTICE FUND UNDER THE AUTHORITY OF ARKANSAS CODE ANN. 16-17-113, AND REPEALING ALL CONFLICTING CITY ORDINANCES SPECIFICALLY ORDINANCE NO. 42, 82 and 109, AND DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES.

WHEREAS, Arkansas Code Ann. 16-17-111 provide for the levy of court cost in the administration of the Municipal and/or City Court including , but not limited to, salaries and cost of incarceration of defendants; and

WHEREAS, the City of Greenland is charged with the expenses involved with the administration of the Municipal Court and the municipality being charged by Washington County for the keeping of city prisoners in the County Jail; and

WHEREAS, Arkansas Code Ann. 16-17-113 provides for the levy of court costs for the purpose of offsetting the cost in the administration of justice by the municipality and the county; and

WHEREAS, the City of Greenland is charged with the expenses involved with the administration of justice.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENLAND, WASHINGTON COUNTY, ARKANSAS THAT:

SECTION 1: FIVE DOLLAR (\$5.00) COST LEVIED; CRIMINAL JUSTICE FUND CREATED

A. FIVE DOLLAR (\$5.00) COST LEVIED: Under the authority of Arkansas Code Ann. 16-17-111, there is hereby levied and shall be collected from each defendant upon each plea of guilty of nolo contendere, forfeiture of bond, or determination of guilt for misdemeanors or traffic violations in the City Court of Greenland a sum of Five Dollars (\$5.00), in addition to all other costs now or as may hereafter be provided by law.

B. CRIMINAL JUSTICE FUND CREATED: The monies collected by the levy of this additional court cost shall be deposited in the City Court account until monthly settlement is made for court cost and money collected by this levy shall be deposited into a bank account known as the (Criminal Justice Funds for the City of Greenland) and such money shall be used as directed by Arkansas Code Ann. 16-17-111

SECTION 2: CREATION OF ADMINISTRATION OF JUSTICE FUND

THREE DOLLAR (\$3.00) COST LEVIED.

A. Under authority of Arkansas Code Ann. 16-17-113 is hereby levied and shall be collected from each defendant upon each plea of guilty, nolo contendere, forfeiture of bond, or determination of guilt for misdemeanors or traffic violations in the City Court of Greenland, the sum of Three Dollars (\$3.00) in addition to all other costs now or as may hereafter be provide by law.

The monies collected by the levy of this court cost shall be deposited in the City Court account until a monthly settlement is made for court cost and money collected by this levy shall be titled the Administration of Justice Fund for the City of Greenland, and deposited and dispursed according to Arkansas Code Ann. 16-17-113.

SECTION 3 REPEALING CLAUSE: All ordinances and parts of other ordinances in conflict herwith are hereby repealed specifically ordinance 42 dated October 7, 1975 and ordinance 109 dated January 11, 1988, and Ordinance 82 dated September 12 1983

SECTION 4: SAVING CLAUSE: Nothing contained herein shall be deemed to affect any rights or obligations existing at the time of passage of this ordinance.

SECTION 5: SEVERABLITY CLAUSE: In the event that any portion of this ordinance is declared inoperative or invalid as a result of a Statute or Judicial decision then only that portion expressly so declared to be inoperative or invalid shall affected thereby and all other provisions hereof shall remain in full force and effect

in full force and effect from and after the first day of its passage.

SECTION /: EMERGENCY CLAUSE: The City Council does hereby expressly recognize that the health, welfare and safety of the people of Greenland, Arkansas, is hereby in jeopardy and that is hereby declared to be in full

ATTEST

*Donna Cheevers*  
RECORDER

APPROVED

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CITY ATTORNEY