

ORDINANCE NO. 1348-20

AN ORDINANCE OF THE CITY OF VALLEY CENTER, KANSAS PROVIDING FOR REVISED COURT COSTS ASSESSED BY THE MUNICIPAL COURT OF THE CITY OF VALLEY CENTER AMENDING TITLE 2 OF THE VALLEY CENTER, KANSAS, MUNICIPAL CODE BY AMENDING CHAPTER 2.24 “MUNICIPAL COURT”

BE IT ORDAINED, by the Governing Body of Valley Center, Kansas:

Section 1. The Valley Center Municipal Code, Title 2, “Administration and Personnel,” Chapter 2.24, “Municipal Court,” Section 2.24.270, “Costs-Designated,” is hereby amended to read as follows:

2.24.270 Costs-Designated

(a) There shall be charged as costs in all cases commenced in the Municipal Court of the City of Valley Center, Kansas, upon uniform notice to appear and recognizance for appearance, or the filing of complaint and issuance of warrant or notice to appear, charging violations of the ordinances of the City of Valley Center, the sum of seventy-five dollars (\$75.00). Such court costs shall be entered on the Court docket and assessed by the Municipal Court Judge of the City in all cases after entry of a plea of guilty, a plea of nolo contendere, or upon conviction after formal trial. Said costs shall be assessed and be in addition to any fines, fees, penalties or other orders of the Valley Center Municipal Court. The Municipal Court Judge shall assess the jail costs the City incurs for each day or portion of a day the convicted person serves in jail at the rate the City is charged for the jail time by Sedgwick County. In addition thereto, the Judge of the Municipal Court shall assess all State imposed fees as required by statute.

(b) The seventy-five dollar (\$75.00) court cost shall be distributed as follows:

- \$55.00 to the General Fund
- \$5.00 to the Public Safety Training Fund
- \$15.00 to the Emergency Equipment Fund

(c) In addition to other costs provided for in this section, the following miscellaneous fees and credits shall be assessed or applied when applicable at the rate established in the Valley Center Schedule of License, Permits, and Fees:

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| • Diversion Fee | • Fingerprinting Fee |
| • Expungement Fee | • UA Fee |
| • Warrant Fee | • Pre-sentence Investigation Fee |
| • Community Corrections Supervision Fee | • Fingerprint Fee |
| • Insufficient Funds Fee | • Records Request Fee |
| • Public Defender Fee | • Community Service Credit |

Section 2. Severability. Those sections, paragraphs, and provisions of Chapter 2.24 of the City of Valley Center Municipal Code which are not expressly amended or repealed by this Ordinance are hereby reenacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the City of Valley Center Municipal Code other than those expressly amended or repealed in Section 1 of this Ordinance.

If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The council hereby declares that it would have passed this ordinance and each section subsection, sentence, clause, phrase, and words thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or words have been declared invalid or unconstitutional, and if for any reason this ordinance should be declared invalid or unconstitutional, then the remaining ordinance provisions will be in full force and effect.

Section 3. Applicability and Effective Date This ordinance shall be included in the code of the City of Valley Center, Kansas and shall be in full force and effect from and after its passage and after publication according to law.

PASSED AND APPROVED by the Governing Body of the City of Valley Center, Kansas, this 18th day of August 2020.

First Reading: August 4, 2020

Second Reading: August 18, 2020

{SEAL}

Louis Cicirello, Mayor

ATTEST:

Kristi Carrithers, City Clerk