ORDINANCE NO. 89-3

AN ORDINANCE TO ESTABLISH CERTAIN COURT COSTS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, The Arkansas Legislature by enacting certain acts permitting cities with City Courts to establish additional court costs for specific purposes by the City Council passing an ordinance.

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

SECTION 1: That, since Act 171 of 1985 (A.C.A. 14-43-410) does permit the establishing of a ten dollar ($10.00) court cost for the City Attorney fees, from this point forward a $10.00 court cost will be levied and collected by the City of Mulberry, Arkansas from each defendant for all prosecutions tried by the City Attorney for violations of ordinances of the City of Mulberry and for all prosecutions tried by the City Attorney for violations of State Laws committed within the corporate limits of the City of Mulberry, the same fees as are allowed Prosecuting Attorneys in this state in all criminal cases. This additional $10.00 court cost shall be placed in the City Court Fund and shall be administered by said court for the salary of the City Attorney.

SECTION 2: That, since Act 860 of 1983 (A.C.A. 16-17-113) does permit the establishing of a three dollar ($3.00) additional court cost for the administration of justice, from this point forward a $3.00 court cost for the administration of justice will be levied and collected by the City of Mulberry, Arkansas from each defendant upon each plea of guilty, nolo contendre, forfeiture of bond, or determination of guilty for misdemeanor or traffic violations in the City Court of Mulberry, Arkansas. All such funds collected by said court shall be placed in the City's General Fund and appropriated for the administration of justice through the City Court of said city.

SECTION 3: It is hereby found and determined by the City Council of the City of Mulberry, Arkansas, that available funds for the conducting of the City Court are inadequate and that it is essential to the effective and efficient administration of justice that the City Court levy and collect said costs. Therefore, an emergency is hereby declared to exist and this ordinance being necessary for the preservation of public peace, health and safety and it shall take effect and be in force from and after its passage, approval and publication.

PASSED AND APPROVED THIS 4th DAY OF APRIL, 1989.

ATTEST:

Joe Benham

Joe Benham, Recorder-Treasurer

APPROVED:

Arnold D. Feller

Arnold D. Feller, Mayor