

AN ORDINANCE TO AUTHORIZE THE CITY OF CHERRY VALLEY TO LEVY AN ADDITIONAL FINE OF FIVE DOLLARS (\$5.00) FROM EACH DEFENDANT WHO PLEADS GUILTY OR NOLO CONTENDERE TO, OR IS FOUND GUILTY OF, OR FORFEITS BOND FOR ANY MISDEMEANOR OR TRAFFIC VIOLATION IN MUNICIPAL COURT OR CITY COURT IN THE CITY OF CHERRY VALLEY; AND FOR OTHER PURPOSES.

WHEREAS, the Arkansas Legislature through Act 1336 of 1999 has authorized the City of Cherry Valley, along with cities, to adopt an ordinance to levy and collecting of an additional fine of five dollars (\$5.00) from each defendant who pleads guilty or nolo contendere to, or is found guilty of, or forfeits bond for any misdemeanor or traffic violation in the City Court in the City of Cherry Valley; and

WHEREAS, the fund generated by the additional fine shall be used exclusively to help defray the cost of incarcerating city prisoners, including the construction and maintenance of the city jail, and payments to other entities for incarcerating city prisoners.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHERRY VALLEY, ARKANSAS.

SECTION 1: Pursuant of Act 1336 of 1999, in addition to all fines now, or as may hereinafter be provided by law, the City of Cherry Valley hereby levies an additional fine of five dollars (\$5.00) to be paid from each defendant who pleads guilty or nolo contendere to, or is found guilty of, or forfeits bond for any misdemeanor or traffic violation in the City Court of the City of Cherry Valley.

SECTION 2: The additional court fines authorized to be levied by this act shall be used exclusively to help defray the cost of incarcerating city prisoners and payments to other entities for incarcerating city prisoners.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 4: That the provisions of this ordinance are hereby declared to be severable and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

WHEREFORE, the City Council has determined that the immediate passage of this Ordinance is necessary for the health, safety, and welfare of the citizens of Cherry Valley due to the expense of housing prisoners in the county jail.

THEREFORE, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED on this 19th day of October, 1999.

THE CITY OF CHERRY VALLEY

By: Forrest M. Wood
Mayor Forrest M. Wood

ATTEST:

Leona Meredith
City Clerk