

BILL NO. 21-022

ORDINANCE NO. 4872

FIRST READING 08/08/2021

SECOND READING 08.17.2021

AN ORDINANCE OF THE CITY OF HANNIBAL AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE OFFICE OF STATE COURTS ADMINISTRATOR (OSCA) FOR AUTOMATION OF THE MUNICIPALITIES COURT, UNDER SHOW-ME-COURTS (SMC) AUTOMATION SOFTWARE +AND AMENDING CODE OF THE CITY OF HANNIBAL, CHAPTER 18, MUNICIPAL COURTS ARTICLE II – COSTS & FEES, SECTION 18-32 AMOUNTS OF COSTS OF THE ORDINANCES OF THE CITY OF HANNIBAL

WHEREAS, the City Council has determined that it is necessary and in the best interests of the Citizens of the City of Hannibal to participate in the statewide court automation system as established by Section 476.056 RSMo, and

WHEREAS, in order to comply with said statute it is necessary for the City of Hannibal to enter into an agreement with the state courts administrator for automation of the municipality's court, and

WHEREAS, further, certain court costs as set out in Ordinance 18-32, must be modified to bring them in compliance with the guidelines set out by the State of Missouri in Chapter 476.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HANNIBAL, MISSOURI:

SECTION ONE: That the Mayor is authorized to enter into the agreement with the state courts administrator as attached hereto.

SECTION TWO: That Ordinance 18-32 is hereby amended to read as follows:

Chapter 18, Municipal court.

Sec. 18-32. Amount of Costs.

1. Whenever any person is convicted or pleads guilty of violating any ordinance of the City, such person shall be adjudged to pay the following costs:

- (a) In every case where there is a conviction or a plea of guilty, the clerk fee shall be the sum of ten dollars (\$10.00)

- (b) Seven dollars (\$7.00) shall be assessed for the funding of the City of Hannibal's participation in the statewide court automation system as established by Section 476.056 RSMo.
 - (c) Two dollars (\$2.00) shall be assessed for the funding of local police training.
 - (d) the Court shall impose an additional cost of four dollars (\$4.00) in each case, which sum shall be collected and disbursed for the purpose of providing for the operating expenses for shelters for battered persons as defined in Section 488.607, RSMo.
 - (e) One dollar (\$1.00) shall be assessed for the peace officer training fund fee as established by Section 488.5336 RSMo.
 - (f) Seven dollars and fifty cents (\$7.50) shall be assessed for the crime victims' unit compensation fund as established by Section 488.5339 and 595.045 RSMo.
2. All such costs shall be assessed against the defendant except when by law court costs may not be assessed and shall be collected by the Municipal Division Judge and/or Clerk. The costs so collected shall be paid as provided by statute and Supreme court Operating Rules.

SECTION THREE: It hereby is declared to be the intention of the City Council that each and every part, portion and sub-portion of this Ordinance shall be separate and severable from each and every other part, portion, or sub-portion hereof and that the City Council intends to adopt each said part, portion or sub-portion separately and independently of any other part, portion or sub-portion. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, portions and sub-portions shall be and remain in full force and effect.


SECTION FOUR: All ordinances and parts of ordinances in conflict with this ordinance, in so far as they conflict, are hereby repealed.

SECTION FIVE: That this Ordinance shall be in full force and effect from its adoption and approval.


Adopted this 17th day of August, 2021.

Approved this 17th day of August, 2021.

ATTEST:



Angelica N. Zerbonia, MRCC, CMO - City Clerk



James R. Hark, Mayor
Michael J. Dobson, Mayor Pro Tem