

**AN ORDINANCE TO AMEND THE MUNICIPAL CODE RELATING TO MUNICIPAL COURT COST PROVISIONS**

WHEREAS, certain Municipal Court cost amendments were deemed necessary due to changes in Missouri State Statutes.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF EUREKA, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

**SECTION 1:**

Section 14-26 of the Municipal Code of the City of Eureka is hereby repealed in its entirety, and a new Section 14-26 is hereby enacted in lieu thereof which shall read as follows:

**Section 14-26. Court Costs - Generally**

In addition to any fine that may be imposed by the Municipal Judge, there shall be assessed as costs in all cases the following:

- (a) Costs of court in the amount of twelve dollars (\$12.00).
- (b) Actual costs assessed against the City by the County Sheriff for apprehension or confinement in the county jail.
- (c) Mileage, in the same amount as provided to the sheriff in criminal violations, for each mile and fraction thereof the officer must travel in both directions in order to serve any warrant or commitment or order of the court.
- (d) A recoupment fee for all drug-related and alcohol-related traffic offenses within the City of Eureka. The fee may include the reasonable cost of making the arrest, including the cost of any chemical test, the costs of processing, charging, booking and holding such person in custody.
- (e) Court costs for Crime Victims' Compensation, in the amount of seven dollars and fifty cents (\$7.50).
- (f) Court costs to be used in the training of police officers. The Municipal Court of the City of Eureka may assess as court costs up to three dollars (\$3.00) for each violation of the general criminal laws of the State, including infractions or violations of the ordinances of the City of Eureka, provided that no such fee shall be collected for non-moving traffic violations, and no such fee shall be collected for violations in fish or game regulations, and no such fee shall be collected in any proceeding in any court when the proceeding or defendant has been dismissed by the court. Two dollars (\$2.00) of such fees collected shall be transmitted monthly to the Treasurer of the City of Eureka, to be used locally for training Law Enforcement Officers. One dollar (\$1.00) of such fees collected shall be deposited into the Peace Officers Standards and Training Commission Fund, to be used Statewide for training Law Enforcement Officers.
- (g) A two dollar (\$2.00) surcharge shall be imposed in conjunction with all criminal cases involving an infraction or violation of an ordinance, which shall be deposited into an Inmate Security Fund to be utilized for maintenance costs associated with biometric verification systems.
- (h) Any certified costs, not including fines added to the annual Real Property or Special Tax bill under Section 67.398, 67.402 or 67.400 RSMo.

**SECTION 2:**

The provisions contained herein shall remain in full force and effect in the event the City or the third party Municipal Code codification company the City engages makes non-substantive changes to the language herein contained or section numbers herein referenced.

SECTION 3:

All ordinances, parts of ordinances or provisions of the Municipal Code of the City of Eureka in conflict with any provisions of this ordinance are hereby repealed.

SECTION 4:

This ordinance shall be in full force and effect from and after its date of passage and approval, with the exception of subsection 14-26(h), which shall become effective on August 28, 2016.

PASSED AND APPROVED THIS 21ST DAY OF JUNE, 2016.

(Original with signature on file)

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Kevin M. Coffey, Mayor

ATTEST:

(Original with signature on file)

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Ralph M. Lindsey, Jr., City Clerk