

CHARTER ORDINANCE NUMBER 2000-14

A CHARTER ORDINANCE EXEMPTING THE CITY OF GALENA, KANAS FROM THE PROVISIONS OF K.S.A. 12-4112 RELATING TO THE ASSESSMENT OF COSTS FOR ADMINISTRATION OF JUSTICE IN ANY MUNICIPAL COURT CASE AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS THERETO:

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS:

SECTION 1. The City of Galena, Kansas under the authority of Article 12, Section 5(c), of the Constitution of the State of Kansas, hereby exempts itself from and makes inapplicable to it, the provisions of K.S.A. 12-4112, pertaining to costs for the administration of justice, which applies to said City, but the provisions of which do not apply uniformly to all cities, and providing substitute and additional provisions on the same subject, as hereinafter provided by City Ordinance.

SECTION 2. That the Court costs shall be assessed against the accused person in any City of Galena, Kansas Municipal Court Case, where the accused person pleads guilty, no contest, or nolo contendere, is found guilty or is offered and enters into a diversion agreement with the Galena City Attorney, as prosecutorial representative of the City of Galena, Kansas.

SECTION 3. That the costs assessed by the Galena, Kansas Municipal Court shall be assessed pursuant to the Kansas Statutes Annotated, and amendments thereto and by City Ordinances made and provided by the Governing Body of the City of Galena, Kansas, and amendments thereto.

SECTION 4. This ordinance is a charter ordinance and hereby repeals and supersedes all or all such portions of any prior charter ordinances as shall address the subjects contained herein. Charter Ordinance Number 99-12 of the City of Galena, Kansas is hereby specifically repealed.

SECTION 5. This ordinance shall be published once each week for two (2) consecutive weeks in the official city newspaper.

SECTION 6. This is a Charter Ordinance, and shall take effect sixty-one (61) days after final publication, unless a sufficient Petition for a referendum is filed requiring a referendum to be held on the Ordinance as provided in Article 12, Section 5, Subdivision (c) (3) of the Constitution of Kansas, in which case the Ordinance shall be come effective, if approved by a majority of the electors voting thereon.

Passed by the Governing Body of the City of Galena, Kansas, Cherokee County, not less than two-thirds (2/3) of the members voting in favor thereof, this 7th day of February, 2000.

Mark G. La Torre

Mayor of the City of Galena, Kansas

ATTEST:

Deborah Kitch

Deborah Kitch

City Clerk of the City of Galena, Kansas