BILL 2020-37

Second/Final Reading

Agenda Item

TO: Mayor and City Council

FROM: Shellie J. Blades, City Clerk

DATE: September 21, 2020

RE: Code updates for Municipal Court

Purpose

The City of Cameron Municipal Court received an on-site review from the Office of State Courts Administrator (OSCA) in February of this year. A detailed list of observations and recommendations of best practices was received in July. Judge Traci Fann along with the Court Clerk and City Clerk have been working to address the recommendations in the report to include the attached Ordinance which updates obsolete wording in the City's Code concerning the jailing of defendants. There may be additional Code updates at a later time that also serve to address the recommendations of the report.

Recommendation

Staff recommends approval of Bill 2020-37.

Bill 2020-37

AN ORDINANCE OF THE CITY OF CAMERON, MISSOURI AMENDING SECTION 2-160, JAILING OF DEFENDANTS, AND SECTION 2-166, COURT COSTS, BOTH IN DIVISION 1, GENERALLY, OF ARTICLE VIII, MUNICIPAL COURT, OF CHAPTER 2, ADMINISTRATION, OF THE CITY OF CAMERON CODE

WHEREAS, from time to time it is necessary to review the City of Cameron Code of Ordinances for updates due to changes in statutes, case law and best practices; and

WHEREAS, the City of Cameron Municipal Court received a review from the Office of State Court Administrators (OSCA) in February of 2020 who recommended the aforesaid Sections of the Code be amended to remove obsolete language and to update to current statutory authority.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CAMERON, MISSOURI AS FOLLOWS:

Section 1. Subsection (a) of Section 2-160, Jailing of defendants, of Division 1, Generally, of Article VIII, Municipal court, of Chapter 2, Administration, of the City of Cameron Code is hereby amended as follows:

Sec. 2-160. Jailing of defendants.

(a) If the City has no suitable and safe place of confinement, the defendant may be committed to the county jail by the judge, and it shall be the duty of the sheriff, if space for the prisoner is available in the county jail, upon receipt of a warrant of commitment from the judge to receive and safely keep such prisoner until discharged by due process of law. The City shall pay the board of such prisoner at the same rate as may now or hereafter be allowed by law to such sheriff for the keeping of other prisoners in his custody. (RSMo 479.180)

Section 2. Subsections (3), (4) and (5) of Section 2-166, Court Costs, in Division 1, Generally, of Article VIII, Municipal court, of Chapter 2, Administration, of the City of Cameron Code are hereby deleted in its entirety.

Section 3. The Mayor is authorized to sign this Ordinance approving it on behalf of the City of Cameron, Missouri.

Section 4. The City Clerk is directed to attest to the Mayor's signature.

Passed and approved on 1st reading this 31st day of August 2020.

2ND/FINAL READING

Passed and approved on 2nd/Final reading this 21st day of September 2020.

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Mayor Dennis M. Clark

ATTEST:

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City Clerk

2ND/FINAL READING