

AN ORDINANCE ELECTING TO HAVE THE VIOLATIONS OF THE CITY OF LAMAR MUNICIPAL ORDINANCES HEARD AND DETERMINED BY AN ASSOCIATE CIRCUIT JUDGE OF THE 28TH CIRCUIT COURT

WHEREAS, Section 479.040 of the Revised Statutes of the State of Missouri authorizes any city with a population of less than four hundred thousand (400,000) to elect to have the violations of its municipal ordinances heard and determined by an Associate Circuit Judge of the circuit in which the city is located; and

WHEREAS, if such election is made, all violations of that municipality's ordinances shall be heard and determined before an Associate Circuit Judge or Judges; and

WHEREAS, after a municipality elects to have the violations of its municipal ordinances heard and determined by an Associate Circuit Judge, the Associate Circuit Judge or Judges shall commence hearing and determining such violations six (6) months after the municipality notifies the presiding Judge of its election (or other mutually agreed upon date); and

WHEREAS, with the consent of the presiding Judge, the Associate Circuit Judge or Judges may commence hearing such violations at an earlier date; and

WHEREAS, the City of Lamar, Missouri (the "City") has previously established a Municipal Court, but now elects to have all violations of its municipal ordinances heard and determined by an Associate Circuit Judge of the 28th Judicial Circuit being the Circuit in which the City is located.

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED BY THE CITY COUNCIL OF THE CITY OF LAMAR, MISSOURI, AS FOLLOWS:

Section 1. Pursuant to the provisions of Section 479.040 of the Revised Statutes of the State of Missouri, the City Council has elected to have the violations of its municipal ordinances heard and determined by an Associate Circuit Judge of the 28th Judicial Circuit.

Section 2. The City Administrator is authorized to take all actions necessary to transfer the City of Lamar's Municipal Court to the 28th Judicial Circuit Court and effectuate the transfer of the City of Lamar's Municipal Division cases to be heard in the Barton County Circuit Court.

Section 3. The court costs for all City of Lamar ordinance violations heard and determined by the Associate Circuit Court shall be increased to the sum of Fifteen Dollars (\$15.00). This increase in court costs will be effective upon the completion of the transfer of the Municipal Court cases to the Associate Circuit Court.

Section 4. There shall be assessed for all City of Lamar ordinance violations heard and determined by the Associate Circuit Court a Court Automation Fee ("CAF")

in the amount of Seven Dollars (\$7.00). This fee will be effective upon the completion of the transfer of the Municipal Court cases to the Associate Circuit Court.

Section 5. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

Section 6. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

PASSED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Lamar, Missouri, this 17th day of August 2020.

By _____
KENT M. HARRIS, Mayor

ATTEST:

By _____
BEV BAKER, City Clerk