

## ORDINANCE NO. 21-1267

### AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF LAKE HAVASU CITY, MOHAVE COUNTY, ARIZONA, AMENDING LAKE HAVASU CITY CODE SECTION 2.56.111, MUNICIPAL COURT ADMINISTRATIVE FEE SCHEDULE AND JAIL COST RECOVERY, TO INCREASE THE WARRANT FEE, REPEAL THE SUSPENSION FEE, AND ESTABLISH A DEFAULT FEE

**IT IS ORDAINED**, by the Mayor and City Council of Lake Havasu City, Arizona, as follows:

**Section 1:** That Lake Havasu City Code Section 2.56.111, Municipal Court Administrative Fee Schedule and Jail Cost Recovery, Subsection (B) is revised as follows:

§ 2.56.111 MUNICIPAL COURT ADMINISTRATIVE FEE SCHEDULE AND JAIL COST RECOVERY.

- B.
1. Warrant fee. The Municipal Court may collect a warrant fee of ~~\$150~~<sup>125</sup> for each warrant the court is required to issue as the result of a failure to appear, which includes any failure to appear at scheduled, or otherwise required, Court appearance. This fee applies to all forms and types of warrants and shall be added to the amount set forth in the arrest warrant.
  2. ~~Suspension fee. The Municipal Court may collect a suspension fee of \$50 for each suspension of an Arizona driver's license for privilege to drive in the State of Arizona which a Court is required to issue as a result of a failure to pay civil sanction, or a default judgment in a civil traffic matter.~~ Default fee. The Municipal Court may collect a default fee of \$50 for civil traffic violations, water violations, and local ordinance violations as a result of a failure to pay civil sanction or default judgment in a civil matter.
  3. Deposit into General Fund. All warrant and ~~suspension~~ default fees collected under this section shall be received by the Municipal Court in a manner consistent with the Arizona Supreme Court Accounting Standards and deposited with the Treasurer in a timely manner, consistent with Municipal Court deposit policies and procedures, into the City General Fund.

**Section 2:** All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are repealed.

**Section 3:** If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

**PASSED AND ADOPTED** by the City Council of Lake Havasu City, Arizona, on \_\_\_\_\_, 2021.

APPROVED:

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Cal Sheehy, Mayor

ATTEST:

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Kelly Williams, City Clerk

APPROVED AS TO FORM:

REVIEWED BY:

\_\_\_\_\_  
Kelly Garry, City Attorney

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Jess Knudson, City Manager