

ORDINANCE NO. 1131-A

Establishing an Assessment Fee that Shall be Known
the Police Officer Training Fee

The City of Warrenton Ordains as follows:

Section 1. Except as provided in Section 2, whenever the City of Warrenton Municipal Court Judge imposes a fine, orders a default or orders a bail forfeiture as penalty for violation of a city ordinance provision, including Oregon Statutes adopted by reference, a criminal action as defined in ORS 131.005, a police officer training fee, in addition to such fine, default, or bail forfeiture shall be collected and credited to the City's general fund for the benefit of police department training and training-related expenses. The fee schedule shall be as follows:

- A. All convictions for traffic violations shall be assessed \$15.00.
- B. All convictions for criminal offenses shall be assessed \$30.00

Section 2. If the municipal court determines that the person issued the citation did not commit the offense or has established an affirmative defense, or the charge is dismissed for whatever reason, no fee shall be imposed. No fee shall be imposed if no fine or other assessment is imposed for the offense. The fee does not apply to citations for violation of parking limitations established by city ordinance, resolution or order.

Section 3. The amount of the fee shall be added to any bail amount for those who do not contest the citation and shall be included as part of the judgment for all those who contest the citation and are determined to have committed the offense. When any deposition of bail is made for an offense to which this section applies, the person making such deposit shall also deposit a sufficient amount to include the fee prescribed pursuant to this ordinance.

Section 4. If bail is forfeited or applied, the fee prescribed pursuant to this section shall be deducted. If bail is returned, the fee paid shall also be returned, less normal administrative charges per state statute.

Section 5. Proceeds from payment of the fee shall be used for police department training and training-related expenses.

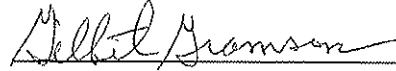
Section 6. The Warrenton City Commission has determined that the police officer training fee imposed by this Ordinance is not a tax subject to the property tax limitations of Article XI, Section 11(b) of the Oregon Constitution.

Section 7. This ordinance shall be in full force and effect 30 days after its adoption.

ADOPTED this 28th day of April, 2009, by the City Commission of the City of Warrenton.

First Reading: April 14, 2009
Second Reading: April 24, 2009

APPROVED



Gilbert Gramson, Mayor

ATTEST



Linda Engbretson, City Recorder