

**ORDINANCE # 07-18
COURT SECURITY FEE**

SUPERSEDES # 04-02

ORDINANCE NO. 07-18

AN ORDINANCE OF THE CITY OF DANBURY, TEXAS, ESTABLISHING A THREE DOLLAR (\$3.00) MUNICIPAL COURT BUILDING SECURITY FEE AS A COST OF COURT; ESTABLISHING A MUNICIPAL COURT BUILDING SECURITY FUND; PROVIDING FOR COLLECTION, ADMINISTRATION, AND PERMISSIBLE USES OF THE FUND; SUPERSEDING ORDINANCE NO. 04-02; AND PROVIDING A SEVERANCE CLAUSE AND EFFECTIVE DATE.

WHEREAS Article 102.017 of the Texas Code of Criminal Procedure authorizes this ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DANBURY, TEXAS, DULY ASSEMBLED:

1. A defendant convicted in a trial for a misdemeanor offense in the Municipal Court of Danbury shall pay a three dollar security fee as a cost of court.
2. In this ordinance, a person is considered convicted if:
 - a. a sentence is imposed on the person;
 - b. the person receives community supervision, including deferred adjudication; or
 - c. the court defers final disposition of the person=s case.
3. A Municipal Court Building Security Fund is hereby established. All costs of court provided by this ordinance shall be deposited in that fund.
4. The Clerk of the Court shall collect the security fee herein provided and pay it to the municipal treasurer (or to any other official who discharges the duties commonly delegated to the municipal treasurer) for deposit into the Municipal Court Building Security Fund.
5. The Municipal Court Building Security Fund may be used only to finance the following items, when used for the purpose of providing security services, for buildings housing the Municipal Court:
 - a. the purchase or repair of X-ray machines and conveying systems;
 - b. handheld metal detectors;
 - c. walkthrough metal detectors;

- d. identification cards and systems;
 - e. electronic locking and surveillance equipment;
 - f. bailiffs, deputy sheriffs, deputy constables, or contract security personnel during times when they are providing appropriate security services;
 - g. signage;
 - h. confiscated weapon inventory and tracking systems;
 - i. locks, chains, alarms, or similar security devices;
 - j. the purchase or repair of bullet-proof glass; and
 - k. continuing education on security issues for court personnel and security personnel.
6. The Municipal Court Building Security Fund shall be administered by or under the direction of the Danbury City Council.
7. This ordinance supersedes and replaces Ordinance No. 04-02, except that Ordinance No. 04-02 shall remain in full force and effect only as to convictions occurring before the effective date of this ordinance.
8. If any portion, of whatever size, of this ordinance is ever held to be invalid for any reason, then the remainder of this ordinance shall remain in full force and effect.
9. This ordinance shall take effect as of the date of its passage and adoption.

PASSED AND ADOPTED this 11th day of October, 2007.

CITY OF DANBURY, TEXAS


FRED WILLIAMSON, Mayor

ATTEST:


JENNY BROGGER, City Secretary

Danbury/Ordinance/Municipal Court Security Fee (10-10-07)