

Tabled 5/26

ORDINANCE NO. 2011-06

AN ORDINANCE TO BE USED FOR THE PURPOSES OF ALCOHOL AND DRUG ABUSE PREVENTION, DETECTION, AND EDUCATION PROGRAMS, AND FOR IMPLEMENTING PROGRAMS OR PURCHASING EQUIPMENT AND SUPPLIES DIRECTED TOWARD PREVENTING, REDUCING, AND THE ENFORCEMENT OF DRIVING WHILE INTOXICATED AND DRUG OFFENSES.

WHEREAS, the Police Department has the responsibility for implementing educational programs in the community that are designed to detect and prevent alcohol and drug abuse; and

WHEREAS, the Police Department has the responsibility to utilize personnel, supplies, and equipment in an attempt to prevent or reduce the number of driving while intoxicated and drug offenses being committed in the City as well as the enforcement of the driving while intoxicated and drug statutes; and

WHEREAS, there is a need for the Police Department to have adequate funding available to effectively handle these responsibilities;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COTTER, ARKANSAS:

Section 1. That the Mayor and City Council designate thirty dollars (\$30.00) from each and every fine levied in the Baxter County District Court – Cotter Department against a defendant upon conviction for the offense of Driving While Intoxicated, A.C.A. 5-65-103, Possession of Controlled Substance, A.C.A. 5-64-401, Drug Paraphernalia, A.C.A. 5-64-403, Possessing Instrument of Crime, A.C.A. 5-73-102, and subsequently paid to the City Treasurer by the District Court – Cotter Department, shall be designated for use by the Police Department for the purposes of maintaining and implementing educational programs concerning alcohol abuse, and for the purpose of implementing programs or purchasing equipment to be used toward preventing or reducing the number of driving while intoxicated and drug offenses committed in the City, as well as the enforcement of the Driving While Intoxicated and Drug statutes.

Section 2. Upon receipt of said fines by the City Treasurer, it is the intent of the Mayor and City Council that the portion of the fine money identified and designated in Section 1 for use by the Police Department shall be routinely added to the Police Department's budget in a line item designated "DWI and Drug Enforcement Fund".

Section 3. Ending budget year balances shall be carried forward to the next budget year.

Section 4. That all ordinances or parts of ordinances in conflict herewith are repealed to the extent of the conflict.

Section 5. This ordinance shall be in effect immediately upon passage.

PASSED AND APPROVED THIS _____ DAY OF _____, 2011.

Peggy Hammack, Mayor

ATTEST:

Sharon Sugg, Recorder/Treasurer