

ORDINANCE NO. 57

AN ORDINANCE OF THE CITY OF LOG CABIN, TEXAS TO ESTABLISH A MUNICIPAL COURT BUILDING SECURITY FUND; PROVIDING FOR PAYMENT INTO SUCH FUND; PROVIDING FOR COLLECTION OF THE FUNDS; PROVIDING FOR THE ADMINISTRATION OF THE FUND; PROVIDING FOR THE USE OF THE FUNDS COLLECTED; PROVIDING FOR ANY CONFLICTING PROVISIONS AND THE SEVERABILITY OF THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE.

WHEREAS, the Legislature of the State of Texas in its 74th Session with the passage of Senate Bill 349 made amendment to the Texas Code of Criminal Procedure allowing municipalities to establish municipal court municipal court building security funds:

and WHEREAS, the City of Log Cabin, Texas wishes to establish such a fund:

NOW THEREFORE BE IT ORDAINED BY THE CITY OF LOG CABIN, TEXAS:

I. FUND ESTABLISHED

That from and after the effective date of this Ordinance, there shall hereafter be and be established a special fund to be known as the "Municipal Court Building Security Fund."

II. PAYMENT INTO FUND

- (a) That every defendant convicted in a trial for a misdemeanor offense in the Municipal Court of the City of Log Cabin, Texas, shall be required to pay a three (\$3.00) security fee as a cost of court.
- (b) That as used herein, a person is considered "convicted" if
 - (1) a sentence is imposed on the person
 - (2) the person receives community supervision, including deferred adjudication or
 - (3) the court defers final disposition of the person's case.

III. COLLECTIONS AND ADMINISTRATION

- (a) That the court clerk shall collect the court cost as established herein and shall pay them to the municipal treasurer.
- (b) That the municipal court building security fund shall be administered by or under the direction of the City Council of the City of Log Cabin, Texas.

IV. USE OF FUNDS

That the funds collected as set forth herein may be used only to finance the following items when used for the purpose of providing security services for building housing the municipal court:

- (1) the purchase or repair of x-ray machines and conveying systems.
- (2) hand held metal detectors.
- (3) walk through metal detectors.
- (4) identification cards and systems.
- (5) electronic locking and surveillance equipment.
- (6) bailiffs or other contract security personnel during time when they are providing appropriate security services.
- (7) signage.
- (8) confiscated weapon inventory and tracking systems; or
- (9) locks, chains or other security hardware.

V. CONFLICTING PROVISIONS

That any and all Ordinances of the City of Log Cabin, Texas, heretofore adopted which are in conflict with this Ordinance are hereby expressly repealed insofar as the same are in conflict therewith.

VII. EFFECTIVE DATE

That this Ordinance shall take effect immediately from and after passage and publication, as the law in such cases provides.

DULY ADOPTED BY THE CITY COUNCIL OF THE CITY OF LOG CABIN, TEXAS, ON


THIS THE 19th DAY OF June, 1997.

APPROVED:



Mayor, City of Log Cabin, Texas

ATTEST:



City Secretary, City of Log Cabin, Texas