

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE DESIGNATING THE BENTON COUNTY CIRCUIT COURT AS MUNICIPAL COURT FOR COLE CAMP, MISSOURI AND AMENDING THE CODE OF THE CITY OF COLE CAMP, CHAPTER 125: MUNICIPAL COURT; ELIMINATING ALL SECTIONS EXCEPT THE FOLLOWING.**

Whereas, Missouri statute specifically allows the City to choose to operate a separate municipal court or to request the state-paid court system to hear municipal cases,

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF COLE CAMP, MISSOURI, AS FOLLOWS:

**MUNICIPAL COURT**

**ARTICLE I**

**SECTION 125.010-Municipal Court Established**

The 27<sup>th</sup> Judicial Circuit Court of Benton County, Missouri is hereby designated as the Municipal Court of Cole Camp, Missouri.

Cole Camp shall transfer all of its records concerning the Cole Camp Municipal Court in a timely manner, and the court shall be established in Cole Camp, Missouri at the Benton County Circuit Courthouse, effective January 15, 2025 or soon thereafter.

**SECTION 125.020-Jurisdiction**

The jurisdiction of the Municipal Court shall extend to all cases involving alleged violation of the ordinances of the City.

**SECTION 125.160-Duties of the City's Prosecuting Attorney**

It shall be the duty of an attorney designated by the City to prosecute the violations of the City's ordinances. The salary or fees of the attorney and his/her necessary expenses incurred in the prosecutions shall be paid by the City.

**ARTICLE II**

**SECTION 125.330 – COURT COSTS**

- A. So long as City court cases are heard by the Benton County Associate Circuit Judge, in addition to any fine that may be imposed by the Judge filed in the Benton Municipal Division of the 27<sup>th</sup> Judicial Circuit Court, and in addition to all other fees authorized or required by law, there shall be assessed as costs on each case, the following:
1. Twelve Dollars (\$12.00) for Clerk Fees pursuant to RSMo 479.260 & 488.012.
  2. Three Dollars (\$3.00) for Law Enforcement Training Fee pursuant to RSMo 488.5336. Pursuant to said statute, Two Dollars (\$2.00) of each such Court cost shall be used to

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pay for Police Officer training. The City shall not retain for training purposes more than one thousand five hundred dollars (\$1500.00) of such funds for each certified Law Enforcement Officer or candidate for certification employed by the City. Any excess funds shall be transmitted quarterly to the City's General Fund. One Dollar (\$1.00) shall be sent to the State Treasury to the credit of the Peace Officers Standards and Training Commission Fund created by RSMo 590.178.

3. Seven Dollars and Fifty Cents (\$7.50) for Crime Victim's Compensation (CVC) Fund Surcharge pursuant to RSMo Sections 488.5339 & 595.045.6. Pursuant to said statues five percent of such monies shall be payable to the City treasury of the City from which such funds were collected. The remaining ninety-five percent shall be payable to the Missouri Director of Revenue.
4. Two Dollars (\$2.00) for Inmate Prisoner Detainee Security Fund Surcharge pursuant to RSMo Section 488.5026 and shall be payable to the Benton County Treasurer.
5. Two Dollars (\$2.00) for Victim's of Domestic Violence pursuant to RSMo 488.607 for the purpose of providing operating expenses for shelters for battered persons.
6. Seven Dollars (7.00) for Statewide Court Automation Fee pursuant to RSMo 483.550 and payable to the Missouri Director of Revenue.
7. No Court Costs shall be charged in any case that has been dismissed by the Court or when Court Costs have been waived by the Court.

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be in full force and effect from the date it is passed and approved.

1<sup>st</sup> Reading \_\_\_\_\_ day of January 2025  
2<sup>nd</sup> Reading \_\_\_\_\_ day of January 2025  
AYES \_\_\_\_\_ NAYS \_\_\_\_\_ ABSENT/NOT VOTING \_\_\_\_\_

Approved by the Mayor of said City this \_\_\_\_\_ day of December 2025.

ATTEST:

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Diana Burdick, Mayor

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Dawn Paul, City Clerk