

**ORDINANCE NO. 465**

**AN ORDINANCE AUTHORIZING THE LEVY OF AN ADDITIONAL FIVE DOLLAR (\$5.00) FINE TO HELP DEFRAID THE EXPENSE OF COUNTY DISPATCH SERVICES FOR AND WITHIN THE GREENWOOD DISTRICT OF SEBASTIAN COUNTY, ARKANSAS; AND FOR OTHER PURPOSES.**

**WHEREAS**, the County Judge of Sebastian County, Arkansas has brought to the attention of all municipalities lying within the Greenwood District of Sebastian County, Arkansas the immediate need for a system of emergency dispatch to adequately cover and service said District; and

**WHEREAS**, the Barling Board of Directors has acquiesced to this request by approving funding for the payment of such services; and

**WHEREAS**, the Board of Directors has need of such financial resources to support the funding of such services; and

**WHEREAS**, it is in the best interest and welfare of the citizens of Barling, Arkansas, that an additional fine of Five Dollars (\$5.00) be levied and collected from each defendant who pleads guilty or *nolo contendere* to, is found guilty of, or forfeits bond for any misdemeanor or violation in the District or City Courts within Barling, Sebastian County, Arkansas;

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Directors of the City of Barling, Arkansas:

**SECTION 1:** That an additional fine of Five Dollars (\$5.00) shall be levied and collected from each defendant who pleads guilty or *nolo contendere* to, is found guilty of, or forfeits bond for any misdemeanor or violation in the District or City Courts within Barling, Sebastian County, Arkansas.

**SECTION 2:** That the additional fine levied by the City under this Ordinance shall be deposited into a special fund within the City Treasury and the revenues generated by the additional fine shall be used exclusively to help defray the cost of funding the emergency dispatch system for the Greenwood District of Sebastian County, Arkansas.

**SECTION 3:** That the additional fine authorized by this Ordinance shall apply to each charge, count, violation, or offense to which a defendant pleads guilty or *nolo contendere*, is found guilty of, or forfeits bond for, including each misdemeanor or violation.

**SECTION 4:** The various provisions and parts of this Ordinance are hereby declared to be severable, and, if any section or part of a section, or any provision or part of a provision herein, is declared to be unconstitutional, inappropriate, or invalid by any court of competent jurisdiction, such holding shall not invalidate or affect the remainder of this Ordinance and to that extent the provisions herein are declared to be severable.

**SECTION 5:** That all Ordinances, or parts of Ordinances, found to be in conflict herewith, are hereby repealed.

**SECTION 6:** Emergency Clause. It is determined that the establishment of a five dollar (\$5.00) fine to be levied and collected from each defendant who pleads guilty or *nolo contendere* to, is found guilty of, or forfeits bond for any misdemeanor or violation in the District or City Courts within Barling, Sebastian County, Arkansas for funding the emergency dispatch system for the Greenwood District of Sebastian County, Arkansas is essential for the protection of the health, safety and welfare of the inhabitants of the City of Barling, Arkansas. Therefore, an emergency is declared to exist and this Ordinance shall be of full force and effect from and after its date of adoption.

PASSED THIS 25<sup>th</sup> DAY OF FEBRUARY, 2020.

APPROVED: Wally Gattis  
Wally Gattis, Mayor

ATTEST: Jane Eckelhoff  
Florene Brown, City Clerk

