

ORDINANCE NO. 1094

AN ORDINANCE AMENDING DRAPER CITY MUNICIPAL CODE TITLE 5 CHAPTERS 6,7,8,9,10,11,12, and 13 PERTAINING TO THE DEPOSITING OF CHECKS.

WHEREAS, Utah State Code Section 51-4-2(2)(a) regulates the depositing of payments received by municipalities; and

WHEREAS, the City Council has reviewed Draper City Municipal Code Title 5 Sections 6,7,8,9,10,11,12 and 13 and has determined a need to amend the Draper City Municipal Code to bring it into compliance with State law; and

WHEREAS, the City Council of Draper City hereby finds this action is in the best interest of the public's health, safety, and general welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH AS FOLLOWS:

Section 1. Amendment. The Draper City Council hereby amends and adopts 5-6-010, 5-7-020, 5-8-020, 5-9-020, 5-10-020, 5-11-020, 5-12-020 and 5-13-020 of the Draper City Municipal Code to read as attached hereto as Exhibit "A".

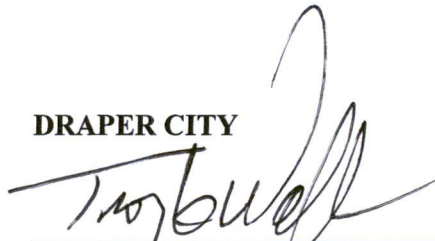
Section 2. Severability. If any section, part, or provision of this Ordinance is held invalid, or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts, and provisions of this Ordinance shall be severable.

Section 3. Effective Date. This Ordinance shall become effective immediately upon its passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, ON THIS 15th DAY OF APRIL, 2014.

ATTEST:

DRAPER CITY



Troy K. Walker, Mayor

Rachelle Conner, City Recorder

EXHIBIT "A"

Chapters 5-6-010, 5-7-020, 5-8-020, 5-9-020, 5-10-020, 5-11-020, 5-12-020, 5-13-020

Chapter 5-6 JUSTICE COURT FEES, FINES AND FORFEITURES

Section 5-6-010 Fines, Fees, and Forfeitures Collected - Deposits and Reports.

(a) All fines, fees and forfeitures or any other sums collected by the Justice Court shall be paid to the City Treasurer within ~~seven days of receipt~~ two business days of receipt for deposit no later than the third business day of receipt. The City Treasurer shall monthly report all sums so collected and deposited with the Treasurer to the Finance Director who shall by the end of the month next succeeding the report to the Treasurer a portion and remit the proceeds of such collections according to law.

(b) State Statutes Violations. For violation of the State Statutes collected by the City Justice Court, 1/2 of the amount collected shall be retained by the City Treasurer and 1/2 of the amount collected shall be remitted by the City Treasurer to the State of Utah as provided by law. A special account shall be established by the City Treasurer to deposit money collected such as bail, restitutions, unidentified receipts, fines, fees and forfeitures, and other monies which require special accounting treatment. All fees, fines, and forfeitures or any other sums collected by the Justice Court shall be paid to the City Treasurer within ~~seven days of receipt~~ two business days of receipt for deposit no later than the third business day of receipt. Disbursements from the account shall not require the approval of the Finance Director or the City Council. The account shall be reconciled at least quarterly by the Finance Director or persons authorized by the City Council to perform such reconciliations.

Chapter 5-7 AMBULANCE AND EMERGENCY MEDICAL TECHNICIAN FEES

Section 5-7-020 Collection - Deposit. The City Treasurer shall have the responsibility of collecting such fees and costs as are assessed above for ambulance and emergency medical technician services. Responsibility may be delegated to another in the office of the City Treasurer or other City employee. All such fees as are collected shall be deposited within ~~seven (7)~~ three business days of receipt.

Chapter 5-8 ANIMAL CONTROL FEES

Section 5-8-020 Collection and Deposit. The City Treasurer shall have the responsibility of collection of all animal control fees or someone in the City Treasurer's office who has been delegated that responsibility by the City Council. All such fees and costs as are collected must be deposited by the City Treasurer in the appropriate account within seven (7) days of receipt shall be paid to the City Treasurer or designee within two business days of receipt for deposit no later than the third business day of receipt.

Chapter 5-9 PARK CONCESSION AND RENTAL FEES

Section 5-9-020 Collection - Deposit. The City Treasurer shall have the responsibility of collecting all such fees for concessions or rental or someone who has been delegated that authority in the City Treasurer's office by the City Council. All such sum as are collected for park concession and rental fees shall be deposited within seven days after receipt in the appropriate designated bank account paid to the City Treasurer or designee within two business days of receipt for deposit no later than the third business day of receipt.

Chapter 5-10 RENTAL OF CITY PROPERTY

Section 5-10-020 Collection - Deposit. The City Treasurer or designee shall have the responsibility of collecting all fees for concessions and rentals. All sums collected shall be ~~deposited within seven days~~

after receipt in the appropriate designated bank account paid to the City Treasurer or designee within two business days of receipt for deposit no later than the third business day of receipt.

Chapter 5-11 WATER SERVICE FEES

Section 5-11-020 Collection - Deposit. The City Treasurer shall have the responsibility of collecting all such fees for concessions or rental or someone who has been delegated that authority in the City Treasurer's office by the City Council. All such sums as are collected for water service fees shall be deposited within seven-three business days after receipt in the appropriate designated bank account.

Chapter 5-12 WASTE REMOVAL FEES

Section 5-12-020 Collection - Deposit. The City Treasurer or designee shall have the responsibility of collecting all such fees for waste removal. The City Treasurer or designee shall keep an accurate account of all monies received hereunder and shall promptly deposit all such monies in the appropriate bank accounts of the City all such sums as are collected for waste removal fees shall be deposited within three business days after receipt in the appropriate designated bank account.

Chapter 5-13 CABLE TV FRANCHISE FEE

Section 5-13-020 Collection - Deposit. The City Treasurer shall have the responsibility of collecting all such fees for Cable TV franchises or someone who has been delegated that authority in the City Treasurer's office by the City Council. All such sums as are collected shall be deposited within seven (7) three business days after receipt in the appropriate designated bank account.