

ORDINANCE NO. 15-_____

AN ORDINANCE AMENDING SECTION 201 (GENERAL PENALTY) OF PART 2 (GENERAL PENALTY) OF ARTICLE 1 (ADMINISTRATION) OF CHAPTER 1 (ADMINISTRATION, PERSONNEL, AND FINANCE) OF THE CODE OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, PERTAINING TO THE ASSESSMENT OF AN INFORMATION TECHNOLOGY SURCHARGE ON CERTAIN SUMMONS AND COMPLAINTS FILED IN MUNICIPAL COURT

WHEREAS, the Municipal Court's mission is to enhance the quality of life of the citizens of Colorado Springs by promoting public safety, traffic safety, and respect for the administration of justice by applying sanctions for violations of municipal ordinances; and

WHEREAS, the Justice Information System (JIS) assists the Municipal Court's mission with court docket management, all related scheduling of judges, Police officers, attorneys, and processing of payments; and

WHEREAS, the current JIS is an outdated legacy system that the City's Information Technology Department can no longer fully support; and

WHEREAS, the 2016 Budget funds a re-development the JIS to current standards for software and security; and

WHEREAS, the Municipal Court has collaborated with all stakeholders, including the Police Department, City Attorney's Office, Criminal Justice Center (CJC), and Information Technology Department to address user needs of the JIS; and

WHEREAS, there is ongoing maintenance associated with the JIS, which includes the salaries and benefits for two (2) Information Technology Analysts; and

WHEREAS, it is appropriate for the users of the JIS to contribute to the maintenance of the JIS by paying a surcharge on all municipal ordinance violations as defined in Section 1 of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. Section 201 (General Penalty) of Part 2 (General Penalty) of Article 1 (Administration) of Chapter 1 (Administration, Personnel, and Finance) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

1.1.201: GENERAL PENALTY:

* * *

G. An Information Technology Surcharge (“IT Surcharge”) of five dollars (\$5.00) shall be assessed on all convictions resulting from the issuance of a summons and complaint alleging a violation of this Code, excepting Articles 11 through 16 and 25 of Chapter 10 relating to parking violations, and excepting violations of subsections 10.5.104(F) and 10.17.105(C), “AVIS Violations,” of Chapter 10. This IT Surcharge shall be imposed in addition to any other fine imposed by this Code or the Municipal Court; however, the fine imposed, plus applicable surcharge(s), shall not exceed the maximum fine amounts as set forth in this Part 2 or elsewhere in this Code. All proceeds derived from the IT Surcharge shall be applied to Information Technology support needs of the Municipal Court.

Section 2. This ordinance shall be in full force and effect as of January 1, 2016, after its final adoption and publication as provided by Charter.

Section 3. Council deems it appropriate that this Ordinance be published by title and summary prepared by the City Clerk and that this Ordinance be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this ____ day of _____, 2015.

Finally passed: _____

City Council President

Delivered to Mayor on _____.

Mayor's Action:

- Approved: _____
- Disapproved: _____, based on the following objections:

Mayor

Council Action After Disapproval:

- Council did not act to override the Mayor's veto.
- Finally adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

City Council President

ATTEST:

City Clerk