ORDINANCE 2011-1007

AN ORDINANCE AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES OF OGLE COUNTY, ILLINOIS, TO INCORPORATE A DIVISION 10, PROVIDING FOR INCREASED SHERIFF'S FEES RELATED TO CERTAIN SERVICES

WHEREAS, 55 ILCS 5/4-5001 sets certain Sheriff's fees associated with the cost of the sheriff providing various services; and

WHEREAS, 55 ILCS 5/4-5001 authorizes County Boards to impose, by Ordinance, increased fees for the sole purpose of defraying the cost of the sheriff providing services; and

WHEREAS, a cost study has been completed, and said cost study shows that the current fees and those established under 55 ILCS 5/4-5001 are not sufficient to cover the costs of providing certain services; and

WHEREAS, said cost study justifies a Thirty-eight dollar ($38.00) increase of the Civil Process and Return Fee; and

WHEREAS, said cost study justifies a Twenty-five dollar ($25.00) increase of the Accident Reports Fee; and

WHEREAS, said cost study justifies a Twenty-nine dollar and twenty-three cent ($29.23) increase of the Arrest Warrant Fee; and

WHEREAS, said cost study justifies a One Hundred dollar ($100.00) increase of the Inmate Court Appearance Fee; and

WHEREAS, said cost study justifies a One Hundred Six dollar and seventy-three dollar ($106.73) increase of the Stand-By Fee; and

WHEREAS, said cost study justifies a Fifty-Three dollar ($53.00) increase of the Failure to Appear Warrant Fee; and

WHEREAS, the County Board of Ogle County has determined that it is in the best interest of the citizens of the County to increase Sheriff's fees for these certain services for the sole purpose of defraying the cost of providing these services; and

WHEREAS, the County Board of Ogle County has previously set fees for mileage and additional service fees; and.

WHEREAS, the County Board of Ogle County has determined that it is in the best interest of the citizens of the County to incorporate previously set fees for mileage and additional service fees in this ordinance.

NOW THEREFORE, it is hereby ordained by the Ogle County Board as follows:

Chapter 2, Traffic and Vehicle Regulations, shall be amended to add ***DIVISION 10, INCREASED SHERIFF'S FEES,*** to read in its entirety as follows:

DIVISION 4

INCREASED SHERIFF'S FEES

SECTION:

12-4-1: Title
12-4-2: Purpose
12-4-3: Increased Fees
12-4-4: Severability

12-4-1: TITLE: This Division shall be known, cited and referred to as the "Increased Sheriff's Fees Ordinance of Ogle County."

12-4-2: PURPOSE: The purpose of this article is to defray the cost associated with the Sheriff providing certain services.

12-4-3: INCREASED FEES: Subject to the provisions of this division, the Sheriff shall charge fees authorized, set, or established by statute or ordinance, now existing or as amended or passed from time to time, including those specified in 55 ILCS 5/4-5001.

A. In addition to fees authorized or created by statute or other ordinance, the Sheriff shall charge increased fees for the following services and, excluding mileage fees, in the respective amounts:

1) Civil Process and Return Fee …..$60.00

2) Accident Reports……..……..….$30.00

3) Arrest Warrant…….....$75.00

4) Inmate Court Appearance Fee….$100.00

5) Stand-by Fee (not Sheriff Sales)...$161.73 per hour (each deputy)

6) Failure to Appear Warrant Fee....$75.00

B. Mileage Fees. Subject to any limitations contained in 55 ILCS 5/4-5001, Mileage Fees shall be assessed in addition to other fees under this section, as well as other fees authorized or created by statute or ordinance.

Mileage Fees shall be assessed based upon the township in which service is made or attempted, and shall be set in the following amounts:

Township		Mileage Fee
#001	Sheriff's Office	$0.00
#005	Brookville	$20.00
#010	Buffalo	$15.00
#015	Byron	$15.00
#020	Dement	$25.00
#025	Eagle Point	$15.00
#030	Flagg	$20.00
#035	Forreston	$25.00
#040	Grand Detour	$10.00
#045	Lafayette	$15.00
#050	Leaf River	$15.00
#055	Lincoln	$15.00
#060	Lynnville	$20.00
#065	Marion	$18.00
#070	Maryland	$15.00
#075	Monroe	$25.00
#080	Mt. Morris	$7.00
#085	Nashua	$7.00
#090	Oregon	$1.00
#095	Pine Creek	$10.00
#100	Pine Rock	$10.00
#105	Rockvale	$7.00
#110	Scott	$25.00
#115	Taylor	$12.00
#120	White Rock	$15.00
#125	Woosung	$20.00

C. Additional Service Fee. The Sheriff is authorized to charge an Additional Service Fee of $45.00 for each additional service at the same address.

D. Nothing in this Division invalidates or prohibits the Sheriff from charging other fees set by other statute or ordinance.

2-10-4: SEVERABILITY: If any provisions in this section or the application thereof is held to be unconstitutional or otherwise invalid by a court of competent jurisdiction, such ruling shall not affect any other provisions of this Division not specifically included in such ruling or which can be given effect without the unconstitutional or invalid provision or application; and to this end, the provisions of this Division are declared severable.

BE IT FURTHER ORDAINED, that these Ordinances shall be in full force and effect on the 1st day of December, 2011.

The above and foregoing Ordinance was presented and adopted by the County Board of the County of Ogle, Illinois, this 18th day of October, 2011.

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James L. Barnes
Chairman, Ogle County Board

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Rebecca Huntley, Ogle County Clerk