

 <p>CITY OF ST. CHARLES ILLINOIS • 1834</p>	AGENDA ITEM EXECUTIVE SUMMARY		Agenda Item number: 5a
	Title:	Recommendation to approve An Ordinance Deleting Section 2.32.040 “Fee for Bail/Bond Administration,” Chapter 2.32 “Police Department,” Title 2 "Administration and Personnel,” of the St. Charles Municipal Code	
Presenter:	Police Chief Keegan		
Meeting: Government Operations Committee		Date: August 21, 2023	
Proposed Cost: \$		Budgeted Amount: \$	Not Budgeted: <input type="checkbox"/>
TIF District: Choose an item.			
Executive Summary (if not budgeted, please explain):			
<p>Pursuant to the pending effective date of the Pretrial Fairness Act (September 18, 2023), a review of this ordinance indicates its need to be repealed. By way of background, an administrative fee of \$50.00 was charged to those arrested as a “booking fee.” Collection of this fee has historically been low, often times passed along to our collection agency.</p> <p>The Pretrial Fairness Act mandates a cashless bail system.</p>			
Attachments (please list):			
Ordinance			
Recommendation/Suggested Action (briefly explain):			
Recommendation to approve An Ordinance Deleting Section 2.32.040 “Fee for Bail/Bond Administration,” Chapter 2.32 “Police Department,” Title 2 "Administration and Personnel,” of the St. Charles Municipal Code			

City of St. Charles, Illinois
Ordinance No. 2023-M-_____

An Ordinance ~~Amending Deleting Title 2 "Administration and Personnel," Chapter 2.32 "Police Department,"~~ Section 2.32.040 "Fee for Bail/Bond Administration," Chapter 2.32 "Police Department," Title 2 "Administration and Personnel," of the St. Charles Municipal Code

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES, KANE AND DUPAGE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION ONE: That ~~Title 2 "Administration and Personnel," Chapter 2.32 "Police Department,"~~ Section 2.32.040 "Fee for Bail/Bond Administration," Chapter 2.32 "Police Department," Title 2 "Administration and Personnel," of the St. Charles Municipal Code, be and is hereby ~~removeddeleted~~.

~~A. — The police department shall charge an administrative booking fee for all legal process, arrests, civil and criminal offenses, including but not limited to arrest on a warrant. The amount of the booking fee shall be fifty dollars (\$50.00).~~

~~B. — In the event the arrestee is acquitted or the case is dismissed, the fee shall be refunded within thirty (30) days of the arrestee's written request to the police department for such refund. The chief of police shall develop a procedure for persons not convicted to request a refund of the fee, which procedure shall be in writing and provided to all persons arrested.~~

SECTION TWO: That, after the adoption and approval hereof, this Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the City Council of the City of St. Charles, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

SECTION THREE: This Ordinance shall be in full force and effect ten (10) days from and after its passage by a vote of the majority of the corporate authorities now holding office, approval and publication in the manner provided by law.

PRESENTED to the City Council of the City of St. Charles, Illinois, this ____ day of _____, 2023.

PASSED by the City Council of the City of St. Charles, Illinois this ____ day of _____, 2023.

APPROVED by the Mayor of the City of St. Charles, Illinois, this ____ day of _____, 2023.

_____, 2023.

Lora Vitek, Mayor

ATTEST:

City Clerk

COUNCIL VOTE:

Ayes : _____

Nays : _____

Absent : _____

City of St. Charles, Illinois
Ordinance No. 2023-M-_____

**An Ordinance Deleting Section 2.32.040 “Fee for Bail/Bond Administration,”
Chapter 2.32 “Police Department,” Title 2 “Administration and Personnel,”
of the St. Charles Municipal Code**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES,
KANE AND DUPAGE COUNTIES, ILLINOIS, AS FOLLOWS:**

SECTION ONE: That Section 2.32.040 “Fee for Bail/Bond Administration,” Chapter 2.32 “Police Department,” Title 2 “Administration and Personnel,” of the St. Charles Municipal Code, be and is hereby deleted.

SECTION TWO: That, after the adoption and approval hereof, this Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the City Council of the City of St. Charles, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

SECTION THREE: This Ordinance shall be in full force and effect ten (10) days from and after its passage by a vote of the majority of the corporate authorities now holding office, approval and publication in the manner provided by law.

PRESENTED to the City Council of the City of St. Charles, Illinois, this ____ day of _____, 2023.

PASSED by the City Council of the City of St. Charles, Illinois this ____ day of _____, 2023.

APPROVED by the Mayor of the City of St. Charles, Illinois, this ____ day of _____, 2023.

Lora Vitek, Mayor

ATTEST:

City Clerk

COUNCIL VOTE:

Ayes : _____

Nays : _____

Absent : _____