

RESOLUTION NO. 123-00

AMENDMENT OF ORDINANCE #2-94

AMEND THE PENALTY PROVISION OF ALARM ORDINANCE

WHEREAS, in 1994 the Polk County Board of Supervisors passed an ordinance on false alarms; and

WHEREAS, in 1997 the Polk County Board of Supervisors amended the penalty portion of the earlier passed false alarm ordinance; and

WHEREAS, law enforcement has realized that the effect of the penalty provision of the ordinance unfairly and disproportionately fell upon schools; and

WHEREAS, the penalty provision of the ordinance should hold school officials accountable for false alarms but at the same time reflect the diverse nature of the activities that occur on school premises and the large and mixed population served by the school system.

NOW, THEREFORE, the County Board of Supervisors of the County of Polk does ordain as follows: Ordinance #2-94 as amended by Resolution 57-97 is amended to read:

5. b. Forfeitures for violation of his ordinance shall be assessed in a calendar year commencing January 1st through December 31st of any given year. The forfeiture amount shall be the following:

1. the 1st violation shall carry no charge.
2. the 2nd and 3rd violations shall be \$50.00 each.
3. the 4th and subsequent violations shall be \$100.00 each

However if the violator of this ordinance is a school the forfeiture shall be the following:

1. the 1st violation shall carry no charge.
2. the 2nd and subsequent violations shall be \$50.00 for each violation.

Funding Amount: N/A

Funding Source: N/A

Finance Committee Advised: N/A

Effective Date: Upon Publication.

Approved As To Form: Robert L. Hachey, Corporation Counsel

Date Submitted to County Board: December 19, 2000

County Board Action: Adopted

Submitted By: Tom Nilssen, John Overby, James R. Duncan, Ron McCready, Richard C. Coen.

Res. 123-00 - Amendment of Ordinance #2-94 (Amend the Penalty Provision of Alarm Ordinance). Moved by Duncan, seconded by Tomfohrde to adopt Res. 123-00. Motion carried by voice vote. Res. 123-00 adopted.