

ORDINANCE 1998-4

AN ORDINANCE TO ESTABLISH THE RELATIONSHIP BETWEEN THE CITY OF CHEROKEE VILLAGE, ARKANSAS AND THE MUNICIPAL COURTS OF SHARP AND FULTON COUNTIES, WHEREBY SAID MUNICIPAL COURTS, THEIR EMPLOYEES, OR AGENTS OF SAID COUNTIES SHALL PROVIDE CERTAIN SERVICES TO THE CITY OF CHEROKEE VILLAGE, ARKANSAS

WHEREAS, the Municipal Courts of Sharp and Fulton Counties have, for a substantial period of time, operated as officially sanctioned Municipal Court systems within Sharp and Fulton Counties, Arkansas to deal with both Civil and Criminal cases, with jurisdiction as put forth in the State of Arkansas criminal and inferior court rules.

WHEREAS, the newly created and formed City of Cherokee Village, located in both Sharp and Fulton Counties, Arkansas, is in need of the services provided by the Municipal Courts for promotion of the health, welfare, safety, and business concerns of the residents and property owners of Cherokee Village.

WHEREAS, it is further acknowledged that, prior to the incorporation and annexation of Cherokee Village, Sharp County, Arkansas, those areas now within the corporate limits of Cherokee Village were under the jurisdiction of said Municipal Courts of Sharp and Fulton Counties, Arkansas.

WHEREAS, the cost of creating and operating its own Municipal Court system would not be economically feasible.

WHEREAS, the benefits to the City of Cherokee Village by the use of the Municipal Courts in Sharp and Fulton Counties, Arkansas would promote business stability and enforcement of the laws of the State of Arkansas, in that said Municipal Court systems are presently economically viable.

WHEREFORE, the City Council of Cherokee Village does, by this Ordinance, formally agree to contract with the Municipal Courts of Sharp and Fulton Counties, Arkansas, for said Municipal Courts, their employees, representatives, and the respective County's employees, such as the prosecutor's office to operate the Municipal Court systems in the respective counties.

WHEREFORE, the Municipal Court of Sharp County, Arkansas shall continue to serve that portion of Cherokee Village located in Sharp County, Arkansas as its Municipal Court. For said services said Court shall collect all court costs and fines relative thereto; and withhold said court costs for it's services provided, and pay unto the City of Cherokee Village the amount of fines collected.

WHEREFORE, the Municipal Court of Fulton County, Arkansas shall continue to serve that portion of Cherokee Village located in Fulton County, Arkansas as its Municipal Court. For said services said Court shall collect all court costs and fines relative thereto; and withhold said court costs for it's services provided, and pay unto the City of Cherokee Village the amount of fines collected.

APPROVED AND PASSED THIS _____ DAY OF _____, 1998.

City of Cherokee Village, AR

By: Marjorie A Logus

ATTEST:


Recorder/Treasurer

(SEAL)