



RESOLUTION NO. R06052018

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELLS, TEXAS,
AUTHORIZING A COLLECTION FEE FOR CERTAIN DEBTS OWED TO THE
MUNICIPAL COURT OF THE CITY OF BELLS.**

WHEREAS, the City of Bells wishes to defray its costs of collection that it incurs under a contract for collection of delinquent court fines and fees between the City and a collection firm as authorized under the provisions of Article 103.0031, Texas Code of Criminal Procedure; and

WHEREAS, under said article, the City Council of the City of Bells is empowered to authorize the addition of 30% on each debt and account receivable, including fines and fees, and on each amount in cases in which the accused has failed to appear, when each is more than 60 days past due and has been referred for collection.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLS, TEXAS, THAT:

SECTION 1: All matters stated in the Recitals hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

SECTION 2: A collection fee is hereby authorized and imposed, as provided by Article 103.0031, Texas Code of Criminal Procedure:

(a) in the amount of 30% of debts and accounts receivable, such as unpaid fines, fees, court costs, forfeited bonds, and restitution ordered paid by a municipal court serving the City when such debt or account receivable is more than 60 days past due and has been referred to an attorney or private vendor for collection; and

(b) in the amount of 30% of amounts in cases in which the accused has failed to appear:

(1) as promised under Subchapter A, Chapter 543, Texas Transportation Code, or other law;

(2) in compliance with a lawful written notice to appear, issued under Article 14.06(b), Texas Code of Criminal Procedure, or other Law;

(3) in compliance with a lawful summons issued under Article 15.03(b), Texas Code of Criminal Procedure;

(4) in compliance with a lawful order of a court serving the City; or

(5) as specified in a citation, summons, or other notice authorized by Section 682.002, Texas Transportation Code, that charges the accused with a parking or stopping offense,

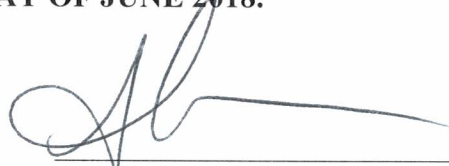
When such amounts are more than 60 days past due and have been referred to an attorney or private vendor for collection.

SECTION 3: If any portion of this Resolution shall, for any reason, be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the remaining provisions hereof and the Council hereby determines that it would have adopted this Resolution without the invalid provision.

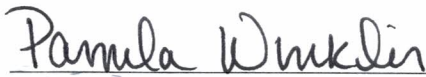
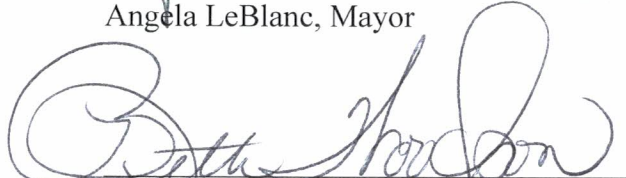
SECTION 4: That this resolution shall become effective from and after its date of passage.

PASSED AND APPROVED ON THIS 5th DAY OF JUNE 2018.

ATTEST:



Angela LeBlanc, Mayor


Pamela Winkler, City Secretary
Beth Woodson, City Administrator

APPROVED AS TO FORM:


James Tidwell, City Attorney

