

ORDINANCE NO. 590

AN ORDINANCE TO CLARIFY PROVISIONS OF THE POLSON MUNICIPAL CODE RELATING TO THE JUDICIAL DEPARTMENT:

Whereas, the City of Polson maintains a City Court, having jurisdiction as provided in Montana law; and,

Whereas, as a matter of practice the number of violations processed by the said Polson City Court has increased substantially over time and will in all probability continue to do so; and,

Whereas, this Council finds, as a matter of public safety, that it is necessary to clarify certain provisions of the existing Polson Municipal Code to allow the Court increased flexibility.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA

- 1. Any person summoned before the Court shall provide to the Court at such person's first appearance before the Court, the mailing address at which such person shall receive service of all future process, together with a telephone number by which that person may reasonably be reached.
- 2. At the time and place set for any hearing or trial of any matter before the City Court, where the parties thereto have received due and proper notice thereof by mailing as provided in Montana law, the Court shall proceed to hear the matter if any party thereto has there appeared.
- 3. The City Court may pass such local rules concerning conduct or procedure before it, consistent with Montana law, as it deems necessary to further the ends of justice, and provide that it may punish violation of same by order of contempt as provided in Montana law.
- 4. Chapter 1.06.010 shall be amended to include the following terms:

1.06.011: The Court may, as an alternative to any fines which may be imposed upon conviction for any offense, remand the convicted person to the Polson Police Department or other concerned City agency for participation in a program of community service in lieu of fines or jail. Such program of community service shall be consistent with Montana law, and under such terms, policies, and circumstances as the Polson City Court and the Polson Police Department may provide, such policies to be subject to the prior review and approval of the Polson City Council.

REPEALING CLAUSE: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

FIRST READING: October 6, 2003  
SECOND READING: October 20, 2003

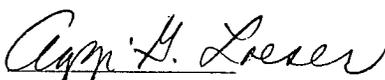
NOW THEREFORE, it is resolved that the subject Ordinance shall become effective on November 20, 2003.

PASSED AND ADOPTED THIS 20<sup>th</sup> day of October, 2003.

CITY OF POLSON

  
Randy Ingram, Mayor

ATTEST:

  
Agg Loeser, City Clerk