

PUBLIC SAFETY COMMITTEE

10-021-0

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 40-12 OF THE DULUTH CITY CODE, 1959, AS AMENDED, PERTAINING TO USER CHARGE FOR EXCESSIVE CONSUMPTION OF POLICE SERVICES.

CITY PROPOSAL:

The city of Duluth does ordain:

Section 1. That Section 40-12 of the Duluth City Code, 1959, as amended, be amended to read as follows:

Sec. 40-12. Subsequent police responses; liability.

If, after a written notice is served pursuant to this Article, a subsequent police response or responses are necessary to the same location or address within a ~~30~~ 90 day period, then each such subsequent response or responses shall be deemed a special security assignment. Responsible persons who had previously received a notice of warning shall be jointly and severally liable for a police services fee for a special security assignment. The city reserves its rights to seek reimbursement for actual costs and damages exceeding \$1,000 through other legal remedies or procedures.

Section 2. That this ordinance shall take effect 30 days after its passage and publication.

Approved:

Approved for presentation to council:

Department Director

Chief Administrative Officer

Approved as to form:

Approved:

Attorney

Auditor

DPD/ATTY GR/SBH:cjk 4/5/2010

STATEMENT OF PURPOSE: In 2003, Section 40-11 was amended to change the 30 day period to a 90 day period. The 30 day period in Section 40-12 should have also been amended to 90 days as Section 40-12 references Section 40-11.