

## Chapter 2

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### ARTICLE I. IN GENERAL

#### Sec. 2-1. Corporate seal.

There shall be a seal of the corporation of Killeen, which shall be kept by the mayor of said corporation, to be by him and under his instructions used as the law directs. The seal shall be a star of five points, encircled by olive and live-oak branches, and with the words, "The City of Killeen, a Municipal Corporation." (Code 1963, Ch. 1, art. 2, § 1)

#### Sec. 2-2. Execution of bonds, contracts, etc.

Whenever it shall be necessary by the law or ordinances of the city to execute any bond or other instrument in any suit or action at law, begun or about to be instituted or for any other purpose or whenever the city shall be a party to any contract or agreement, the same shall be signed and executed by the mayor in the name of the city and such signing, execution and attestation shall be valid and binding to all intents and purposes as to the city. (Code 1963, Ch. 1, art. 2, § 2)

#### Sec. 2-3. Extraterritorial jurisdiction of cities of Killeen and Harker Heights.

On or after the effective date of this ordinance from which this chapter is derived, the city of Killeen and the city of Harker Heights shall have extraterritorial jurisdiction of the areas between such cities as hereinafter provided, to wit:

(1) Harker Heights to have jurisdiction east of Moores Crossing Road, beginning at the intersection of the north right-of-way of the Santa Fe Railroad and the east right-of-way of Moores Crossing Road and extending N 19 deg. 00' East for a distance of one-half mile. Killeen

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\*Cross reference—Emergency management, Ch. 10.

to have jurisdiction of all other territory lying east of Moores Crossing Road and more than one-half mile north of the Santa Fe right-of-way.

(2) Harker Heights to have jurisdiction east of a line from a point on the north right-of-way of FM 2410 (such point being S 19 deg. 00' W from the Southwest corner of the J.J. Tomlinson Survey, Abstract No. 831) and running S 19 deg. 00' W for a distance of one-half mile. Killeen to have jurisdiction to the west of such line for the stated one-half mile and to both west and east of the line projected beyond one-half mile.

(3) Jurisdiction of single owner tracts of less than one hundred sixty (160) acres which are divided for jurisdictional purposes by this agreement will rest with the planning commission in which the major portion of the tract is located.

(Code 1963, Ch. 1, art. 7, § 1 [Ord. No. 66-6, § 1, 8-8-66])

**State law reference(s)**--Extraterritorial jurisdiction, V.T.C.A., Local Government Code § 42.001 et seq.; apportionment of extraterritorial jurisdiction, V.T.C.A., Local Government Code § 42.901.

#### **Sec. 2-4. Disclosure of social security number in applications.**

(a) All applicants for employment shall disclose in a legible manner his/her social security number on an application form prescribed by the city's human resources department. The application shall: state the disclosure is mandatory; cite this section as authority; and indicate the information will be used for payroll purposes, identification of the employee, criminal background checks, and fraud prevention.

(b) All applicants for a city service shall fully and legibly complete any form prescribed by the city department administering the service. Further, if the applicant is a natural person and the service sought is rate-based or one for which there is the potential for the assessment of a fee, fine, or other monetary assessment other than library services, then the applicant shall also disclose his or her social security number. All service application forms, other than a library borrower card application, shall, along with other necessary information: require the disclosure of the person's social security number; refer to this section of the code of ordinances as the authority for requiring the disclosure; and, state that the information will be used only for the purpose of preventing fraud and tracing persons who become subject to a fee, fine, or other monetary assessment of any kind.

(c) Pursuant to the Texas Public Information Act (§ 552.101 and 552.117), a social security number provided pursuant to either subsections (a) or (b) is not public information and shall be kept in a confidential manner. When the records retention schedule permits removal of the information from the records of the city, care shall be taken to shred or burn records containing the mandatory disclosure of social security numbers.

(d) Penalty: the failure or refusal of an applicant for a city service to comply with this section may result in denial of service.

(Ord. No. 99-10, § I, 2-9-99; Ord. No. 05-92, § I, 9-27-05)

**Secs. 2-5--2-30. Reserved.**

## ARTICLE II. OFFICERS AND EMPLOYEES\*

### DIVISION 1. GENERALLY

#### **Sec. 2-31. Emergency actions.**

(a) *Authorization.* Every officer, agent or employee of the city, while responding to emergency situations, is hereby authorized to act in such a manner as to most effectively deal with the emergency.

(b) *Liability.* Neither the city nor the employee shall be liable for any failure to use ordinary care in such emergency.

(c) *Prevailing effect.* This section shall prevail over every other provision of this code or ordinance of the city and, to the extent to which the city has the authority to so authorize, over any other law establishing a standard of care in conflict with this section.

(Ord. No. 90-12, § I(1-12-1--1-12-3), 2-13-90)

**Cross reference(s)**--Emergency management, Ch. 10.

**State law reference(s)**--Liability for emergency action, V.T.C.A., Civil Practice and Remedies Code § 101.55.

#### **Sec. 2-32. Personnel rules and regulations.**

The city manager, with approval of the city council, is hereby authorized to promulgate rules and regulations regarding the personnel policy of the city. Such rules may include, but shall not be limited to, the following: recruitment, examinations, discipline and appeals, conditions of employment, employee benefits, termination rules and appeals and salary plan administration. The city manager, with approval of the city council, is also authorized to change, supplement and amend such rules and regulations from time to time. The interpretation of any ambiguity in any personnel rule or regulation shall be the exclusive right of the city manager. Any act in such rules and regulations which appears to be permissive or imply a choice of action shall give such choice or permission to act or not to act exclusively and solely to the city manager. (Code 1963, Ch. 1, art. 8, § 1 [Ord. No. 83-22 § 1, 4-12-83])

#### **Sec. 2-33. City residents to have preference in hiring.**

Persons living within the city shall be given a preference in the hiring procedures of the city. (Code 1963, Ch. 1, art. 8, § 2 [Ord. No. 83-22 § 1, 4-12-83])

#### **Secs. 2-34--2-45. Reserved.**

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\* **Charter references**--Officers and employees, § 132 et seq.; disabled employees' pensions and insurance, § 43; miscellaneous provisions relating to officers and employees, § 132 et seq.

**Cross references**--Fire marshal, § 11-31; building and development services department, § 8-21 et seq.; police department, § 22-26.

## DIVISION 2. DEFENSE AND INDEMNIFICATION\*

### **Sec. 2-46. Definitions.**

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Arising out of the course and scope of employment* shall mean arising out of the performance for the city of the duties of an employee's office or employment and includes being in or about the performance of a task lawfully assigned to an employee by competent authority and shall not include any action which occurs during a period of time in which the employee is engaged in outside employment or is rendering contractual services to someone other than the city. The term shall not include the operation of a city vehicle for an unauthorized use.

*Conflict of interest* shall mean such a juxtaposition of interests, claims, defenses or issues between the city or its employees, which, under known or probable facts, would cause an ethical violation in the event of dual representation by a single attorney.

*Employee* shall mean a person in the paid or unpaid service of the city by competent authority and includes:

- (1) An officer, agent, volunteer or employee;
- (2) A former officer, agent, volunteer or employee; and
- (3) The estate of an officer, agent, volunteer, or employee or former officer, agent, volunteer or employee of the city.

The term "employee" does not include an independent contractor, an agent or employee of an independent contractor or a person who performs tasks the details of which the city does not have legal right to control.

*Expenses* shall mean, without limitation, attorney's fees, court costs, expert witness fees, judgments, damages, fines, penalties and reasonable costs actually incurred by the employee in connection with the proceeding.

*Officer* shall mean any elected or appointed official of the city, including any member of the city council or any board or commission of the city who exercises responsibilities beyond those that are advisory in nature.

(Ord. No. 90-11, § I(1-11-1), 2-13-90)

**Cross reference(s)**--Definitions and rules of construction generally, § 1-2.

### **Sec. 2-47. Indemnification.**

(a) Any employee who is threatened to be made, becomes, or is liable for the payment of any claims or damages as a result of being named a defendant or respondent in a proceeding, whether civil, criminal, administrative, arbitrative or investigative, including all appeals, arising out of the course and scope of employment shall be entitled to indemnification of all expenses by the city, provided that the acts or omissions resulting in such liability:

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\***State law references**—Texas Tort Claims Act, V.T.C.A., Civil Practice and Remedies Code ch. 101; payment of tort claims by local governments, V.T.C.A., Civil Practice and Remedies Code ch. 102.

- (1) Were done in good faith;
- (2) Were done without malicious or felonious intent;
- (3) Did not constitute official misconduct;
- (4) Were not willful or wrongful acts or omission committed intentionally with knowledge of wrongdoing;
- (5) Did not constitute gross negligence; and
- (6) Were not for personal benefit improperly obtained or received.

(b) Entitlement to indemnification shall be presumed unless the city manager, upon advice of the city attorney, determines that the employee is not entitled for reasons stated in (1) through (6) above. Such determination shall be final for the purposes of the representation and indemnity afforded by this section; provided, however, that in the event such representation and indemnity have been denied, if after a trial on the merits the city manager, upon advice of the city attorney, determines that the employee was entitled to indemnification, the indemnification under this section shall be granted, and expenses incurred in the defense of the claim or suit shall be reimbursed.

(c) Efforts shall be made by the city attorney to determine whether a conflict of interest exists at the time notice of claim or suit is received as provided in section 2-50. If it is determined that a conflict or potential conflict exists, the city attorney shall so advise the city manager who shall authorize the use of outside counsel for the employee.

(d) The city shall not be liable for any settlement of any such claim or suit effected without its consent, and the city reserves the right to assert any defense and make any settlement of any claim or suit that it deems expedient.

(e) For any suit or claim arising under the Texas Tort Claims Act [V.T.C.A., Civil Practice and Remedies Code ch. 101], the indemnity provided by this section shall be limited to the statutory limits applicable to the city provided in such act, as amended.

(Ord. No. 90-11, § I(1-11-2), 2-13-90)

**State law reference(s)**--Indemnification authorized, V.T.C.A., Civil Practice and Remedies Code § 102.002.

#### **Sec. 2-48. Representation in actions.**

The city shall have the right and duty to provide legal representation through the city attorney, outside legal counsel, or insurance-selected counsel, to any employee sued in connection with any claim for damages or other civil action against such person arising out of the course and scope of employment, provided that such employee is entitled to indemnification as set forth in this section. Such legal representation shall be provided at no cost to the employee, and any employee may have his own counsel assist in the defense at the sole expense of the employee. The employee shall cooperate fully with the city in preparation and presentation of the case, including attendance at hearings and trials, securing and giving evidence, and obtaining attendance of witnesses; the failure to cooperate shall waive such employee's right to representation and indemnity under this section. (Ord. No. 90-11, § I(1-11-3), 2-13-90)

**State law reference(s)**--Legal defense authorized, V.T.C.A., Civil Practice and Remedies Code § 102.004.

#### **Sec. 2-49. Prohibited acts.**

No employee shall, except upon advice of the city attorney's office or when questioned by a police officer at the scene of an accident, give any oral or written statement or enter into any stipulation or agreement concerning a claim or lawsuit; nor, except at his own cost, voluntarily make any payment, assume any obligation, or incur any expense with respect to a claim or lawsuit without the consent of the city. (Ord. No. 90-11, § I(1-11-4), 2-13-90)

**Sec. 2-50. City's defenses.**

Nothing in this division shall be construed as waiving the city's defense of governmental immunity to it or to its employee in any action brought against the city or such employee. (Ord. No. 90-11, § I(1-11-5), 2-13-90)

**Sec. 2-51. Notice by employee required.**

The provisions of this division shall apply only where the city attorney has been given written notice of the action brought against the employee within seven (7) calendar days of service of process upon the employee. (Ord. No. 90-11, § I(1-11-6), 2-13-90)

**Sec. 2-52. Disciplinary actions.**

Nothing in this division shall prevent the city from taking any disciplinary action against any employee for conduct defended or indemnified by the city under this division, either before or after conclusion of the suit. (Ord. No. 90-11, § I(1-11-7), 2-13-90)

**Sec. 2-53. Suit in behalf of city.**

Nothing in this division shall require the city to indemnify any employee for recoveries made against him in suits brought by or on behalf of the city. The city manager may, however, authorize representation and indemnification of any employee in a suit brought by a taxpayer in behalf of the city against the employee. (Ord. No. 90-11, § I(1-11-8), 2-13-90)

**Sec. 2-54. Subrogation.**

If payment or legal representation is provided under this division, the city is subrogated to the employee's rights for recovery against any person or organization to the extent of the city's liability and payments, and the employee must execute and deliver to the city attorney whatever documents are necessary to secure those rights. The employee must not do anything after a loss to prejudice those rights. (Ord. No. 90-11, § I(1-11-9), 2-13-90)

**Sec. 2-55. No creation of cause of action.**

Nothing contained in this division shall be construed as creating a right or cause of action against an employee nor as giving a right to a third party to institute or maintain a suit which would not otherwise exist under law as a legal claim against an employee. (Ord. No. 90-11, § I(1-11-10), 2-13-90)

**Secs. 2-56--2-75. Reserved.**

## ARTICLE III. FINANCE\*

### DIVISION 1. GENERALLY

**Secs. 2-76--2-85. Reserved.**

### DIVISION 2. DISPOSITION OF OBSOLETE AND SURPLUS PERSONAL PROPERTY\*\*

**Sec. 2-86. Limit of application.**

The provisions of this division shall not apply if real property is involved. (Code 1963, Ch. 1, art. 9, § 7 [Ord. No. 76-44, §1, 7-27-76]; Ord. No. 97-30, § I, 5-13-97; Ord. No. 07-088, § I, 9-25-07)

**Sec. 2-87. Selection and valuation of property; notice to city manager.**

When a department head of the city has property to dispose of, the city manager's office, or his designee, shall be notified, by "deletions – fixed asset register" form, of that fact. The information on the form shall fairly describe each item of personal property by make, model, year, size or other appropriate identifier, along with the department head's estimate of the present market value of the property, and the basis of that estimate. The form shall also state the proposed method of disposition (public sale, sealed bids, auction (live or Internet), exchange, donation, or other). If the property is to be exchanged, then the notice shall fully describe the property to be acquired in the exchange. (Code 1963, Ch. 1, art. 9, § 1 [Ord. No. 76-44, §1, 7-27-76]; Ord. No. 97-30, § I, 5-13-97; Ord. No. 07-088, § I, 9-25-07)

**Sec. 2-88. Disposition approval.**

(1) If the estimated present market value of the property is between zero and two thousand dollars (\$2,000.00), then the purchasing division may proceed to dispose of the personal property, in accordance with the procedures stated below, no sooner than the third business day after giving notice to the city manager, unless the manager objects to the disposition during that time period.

(2) If the estimated present market value is more than two thousand (\$2,000.00), then the manager must approve of the disposal of the property, in writing, before the purchasing division may proceed in accordance with the procedures stated below. (Code 1963, Ch. 1, art. 9, § 2 [Ord. No. 76-44, §1, 7-27-76]; Ord. No. 97-30, § I, 5-13-97; Ord. No. 07-088, § I, 9-25-07)

**Sec. 2-89. Method of disposal.**

The method of disposal shall be by public sale, sealed bid, auction, exchange, donation, or other as approved by the city manager or his designee.

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\* **Charter reference**—Municipal finance, §§ 49-82.

**Cross references**—Licenses, permits and miscellaneous regulations, Ch. 15; taxation, Ch. 27.

**State law reference**—Municipal finances, V.T.C.A., Local Government Code §101.001 et seq.

\*\* **Charter reference**—Disposal of certain city property, § 75.

There is no requirement to advertise the disposition of city-owned surplus property prior to disposal other than advertisement mechanisms provided by auctioneer and/or local newspaper for a minimum of two weeks. However, before disposing of abandoned or confiscated property seized by the police department, the notice requirements of article 18.17 of the Texas Code of Criminal Procedures must be complied with.

(Code 1963, Ch. 1, art. 9, § 4 [Ord. No. 76-44, §1, 7-27-76]; Ord. No. 97-30, § I, 5-13-97; Ord. No. 07-088, § I, 9-25-07)

### **Sec. 2-90. Acceptance or rejection of bids and award thereof.**

In a disposition based on sealed bids or auction, at the department head's discretion, all bids may be rejected, if they do not represent adequate compensation to the city for the property involved. If the purchasing division desires to award the bid, it shall be awarded to the highest and best bid. (Code 1963, Ch. 1, art. 9, § 5 [Ord. No. 76-44, §1, 7-27-76]; Ord. No. 97-30, § I, 5-13-97; Ord. No. 07-088, § I, 9-25-07)

### **Sec. 2-91. Disposal of surplus library books.**

(1) When the library director has complied with sections 2-87 and 2-88, the city manager shall declare that any books designated as "surplus" and of no further value, due to their condition, infrequency of use, or availability of other copies, be made available for sale by the "Killeen Friends of the Library." The proceeds of the public sale shall be reported to the city manager.

(2) The city manager shall provide the city council an annual report of all benefits realized as a result of the work of the Killeen Friends of the Library.

(Code 1963, Ch. 1, art. 9, § 8 [Ord. No. 87-11, §1, 2-24-87]; Ord. No. 97-30, § I, 5-13-97)

## **DIVISION 3. CREDIT CARD AND CHECK PAYMENTS**

### **Sec. 2-92. Payment of fees and costs by credit cards.**

All city officers, officials, and employees who collect or receive payment for fees, court costs, fines, and other charges owed to the city are authorized to accept payment of such by credit card, as may be authorized by the director of finance. Provided however, ad valorem taxes shall not be payable by any medium other than currency of the United States of America or by a check or money order or other method consistent with the Texas Property Tax Code, nor shall credit card payment be authorized if it is otherwise prohibited by law. (Ord. No. 97-59, § I, 10-28-97)

### **Sec. 2-93. Administration of credit card payments.**

(1) There is hereby established a service charge which shall be the same as the fee charged by the city for the collection of a check dishonored for insufficient funds, which shall be collected from the person owing the fee, fine, court costs, or other charge, if the credit card payment tendered is not honored for any reason by the credit card company. This service charge shall be added to the original fine, fee, court costs, or other charge and is for the collection of the original amount.



(2) There is hereby authorized a processing fee to be assessed the user of the credit card, in an amount as may be negotiated between the finance director and credit card companies or financial institutions (not to exceed the statutory maximum), on each credit card transaction for the reasonable cost incurred by the city in processing such payment. This fee shall be added to the original amount of the fee, fine, court costs, or other charge owed.

(3) Upon consultation with the finance director and city attorney, the city manager is authorized to enter into agreements with companies and financial institutions that issue credit cards, necessary to authorize the city to accept and process credit card payments and further, to contract with such companies and institutions to receive a fee from them for seizing lost, stolen, or otherwise unauthorized credit cards that might be presented to the city for payment.

(4) All additional processing fees and service charges collected pursuant to paragraphs (1)-(3) inclusive shall be deposited into the general fund.

(5) Not later than the thirtieth (30<sup>th</sup>) day after the effective date of this ordinance, the director of finance shall establish written procedures which shall be distributed to and followed by all city employees who receive credit card payments. Those procedures shall include but not be limited to: instructions on processing a credit card payment; daily accounting and turn-in; security of credit card receipts; deposits; administration of the above service charge, processing fee, and seizure fee provisions; and security of consumer credit information given to the city. The finance director shall periodically review these standard procedures and amend as necessary to assure sound administration and accountability of credit card information and payments in all city departments that receive credit card payments.

(Ord. No. 97-59, § I, 10-28-97)

#### **Sec. 2-94. Fee for returned checks.**

There is hereby established a returned check fee on all checks issued to the city or any of its departments, which are returned by the bank upon which they are drawn for insufficient funds, account closed, payment withheld, or invalid signature. The fee shall be the maximum allowed by law and shall be added to the original fine, fee, court cost, or other charge. (Ord. No. 06-17, § I, 2-14-06)

#### **Secs. 2-95--2-115. Reserved.**

### **ARTICLE IV. BOARDS AND COMMISSIONS\***

#### **DIVISION 1. GENERALLY**

#### **Sec. 2-116. Time of appointment.**

All appointments of members of boards, commissions and committees of the city appointed by the city council shall be made by the city council prior to October 1 of each year for all positions to be filled that year. (Code 1963, Ch. 1, art. 10, § 1 [Ord. No. 76-21, § 1,4-27-76]; Ord. No. 91-33, § I, 6-11-91)

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\***Cross references**—Animal advisory committee, § 6-35; airport zoning board of adjustment, § 7-59; construction board of adjustments and appeals, § 8-36 et seq.; board of electrical examiners, § 8-121 et seq.; hospital authority, § 13-26 et seq.; planning and zoning commission, § 21-26 et seq.; zoning board of adjustment, § 31-66 et seq.

## **Sec. 2-117. Terms of appointment.**

(a) Appointees shall take office October 1 of the year in which appointed and hold office until September 30 of the year their term expires, or until their successors are appointed and qualified.

(b) All members of boards, commissions and committees of the city appointed by the city council and holding office prior to June 1, 1991, shall serve until their successors are appointed and qualified.

(Code 1963, Ch. 1, art. 10, § 3 [Ord. No. 76-21, § 1,4-27-76]; Ord. No. 91-33, § I, 6-11-91)

## **Sec. 2-118. Declaration of position vacancy due to excessive absence.**

(a) Persons appointed to city boards, commissions or committees can be effective members only if they attend the groups' meetings regularly. In case of excessive absences, a board, commission, or committee member can be removed from office. Missing three (3) consecutive meetings or more than twenty-five (25) percent of the meetings in a twelve-month period where the board, commission, or committee meets more than four (4) times per year shall constitute excessive absences. "Missing a meeting" shall be construed to include stating to a city staff member or other person seeking information about the member's availability for a regularly scheduled meeting that the member will not be available to attend such meeting. This provision shall apply even if such meeting is subsequently canceled or postponed due to lack of a quorum. "Missing a meeting" shall not be construed to include an excused absence as determined by the president or chair.

(b) The procedure for removal of a member is as follows: Immediately after a member has missed three (3) consecutive meetings or more than twenty-five (25) percent of the meetings in a twelve-month period where the board, commission, or committee meets more than four (4) times per year and the absences are not determined to be excused by the president or chair, the secretary of the board, commission, or committee shall notify the president or chair in writing. The president or chair shall notify the city manager's office with recommendations in writing within five (5) days of receiving notification. The city manager shall place the matter on the agenda for the next regularly scheduled council meeting. At that meeting, the council may declare the position vacant. If a vacancy is declared, the council shall then appoint someone to fill the vacancy as soon as sufficient time has passed to receive applications for the position. If there are applications from qualified candidates already on file, the council may appoint a new member to fill the vacancy during the same meeting.

(c) In this section, the term "board, commission or committee member" also includes the mayor and councilmembers appointed to boards and commissions, and citizens appointed to council committees, including alternates, but it does not include those members who do not have voting rights and do not count towards a quorum.

(Ord. No. 91-47, § I, 8-27-91; Ord. No. 94-15, § I, 3-22-94; Ord. No. 98-48, § I, 7-28-98; Ord. No. 08-030, § I, 5-13-08; Ord. No. 08-082, § I, 9-23-08)

## **Secs. 2-119--2-130. Reserved.**

## DIVISION 2. ARTS COMMISSION

### **Sec. 2-131. Established; membership.**

(a) There is hereby established a board to be called the arts commission of the city, which shall consist of eleven (11) regular members appointed by the city council as follows:

- (1) A representative of instrumental and vocal music/radio/television/tape and sound recording;
- (2) A representative of dance/drama/motion pictures/creative writing;
- (3) A representative of folk art/painting/sculpture/photography/graphic and craft arts/architecture/design and allied fields;
- (4) An educator with a background in the arts; and
- (5) Seven (7) members of the public-at-large.

(b) In appointing members, every effort shall be made by the city council to broadly represent all elements of the community, including but not limited to consideration for race, color, religion (creed), national origin, sex, and age.

(c) Members shall serve for terms of three (3) years, or until their successors are appointed, or until their positions are declared vacant due to excessive absences; except that members of the board, as well as those formerly appointed as alternates, who are first appointed upon creation of the commission shall hold office three (3) for one-year terms, three (3) for two-year terms, and three (3) for three-year terms as determined at the time of the making of said appointments.

(Ord. No. 90-21, § I(12-2.5-1), 3-13-90; Ord. No. 91-46, § I, 8-27-91; Ord. No. 00-71, § I, 9-12-00; Ord. No. 04-83, § I, 10-12-04; Ord. No. 05-108, § I, 11-8-05; Ord. No. 06-103, § I, 9-12-06)

### **Sec. 2-132. Hotel/motel tax revenue allocation.**

(a) The arts commission shall solicit applications for projects from arts groups eligible for funding under authority of V.T.C.A., Tax Code ch. 351, as amended, regarding the use of municipal hotel occupancy tax revenue. Solicitation shall be made through public releases given through the conventional methods of newspaper, radio, or television announcements and by bulletin board postings at city hall, as well as by direct mailings to arts groups as deemed appropriate by the arts commission.

(b) The arts commission shall review and hear requests for funding, scheduling interviews as needed, to evaluate applications received for eligibility under V.T.C.A., Tax Code ch. 351.

(c) The arts commission shall adopt guidelines and criteria for applicants requesting funding, such guidelines and criteria to be approved by city council. The arts commission shall design application forms and similar documents consistent with the guidelines and criteria adopted.

(d) The arts commission's primary objective in evaluating applicants' projects will be the promotion of tourism and the convention and hotel industry based on, but not limited to, the following considerations:

- (1) The project's involvement inside the city;
- (2) The number of citizens benefiting from the project;
- (3) The project's ability to promote tourism;

- (4) The applicant's administrative and fiscal responsibility, including the applicant's willingness and ability to invest additional money and volunteer effort in the project;
- (5) The "multiplier effect" of the project, including the return on the city's investment, the return on the applicant's investment, and the dedication of that return to future promotion or improvement of tourism and the convention and hotel industry; and
- (6) The quality or artistic merit of the project.

(e) The arts commission shall submit to the city council its recommendations for the allocation of funding for the arts under V.T.C.A., Tax Code ch. 351, as amended, regarding the use of municipal hotel occupancy tax revenue.

(f) Additionally, the arts commission shall make recommendations to the city council on long-range goals for the development of tourism and the convention and hotel industry through use of funding for the arts under V.T.C.A., Tax Code ch. 351.

**Cross reference(s)**--Hotel and motel tax, § 27-71 et seq.

### **Sec. 2-133. Community encouragement of the arts and producing of activities.**

(a) Recognizing that the arts play a vital role in the development of a community, the arts commission shall explore and encourage development of community resources for the support of the arts and cultural enrichment in the city. The arts commission shall solicit ideas and suggestions for resources and projects from all elements of the community.

(b) The arts commission shall submit an annual advisory report to the city council prior to the council's budget consideration, recommending actions to be taken by the community and the city council to advance art and culture within the city.

(c) In addition to and apart from the tasks of administering hotel/motel tax revenue allocation grants to community groups and making recommendations to the city council, the commission is also authorized to produce and promote cultural or arts activities itself. Such activities must be both responsive to the unmet cultural/art needs of the community and of artistic quality as determined by the commission.

(d) Activities produced and promoted by the commission shall not be funded, in whole or in part, by any hotel/motel tax revenue allocations, though other state, federal, or private grants, gifts, donations and admission fees for the activities may be sought and used to finance such activities. In the event there is a surplus of revenues over expenditures resulting from a commission produced activity, then the surplus shall be used either to fund other art/cultural activities of the commission, or at the discretion of the commission, transferred for use as supplemental funds for grants to community groups under the hotel/motel tax revenue allocation grant rules.

(Ord. No. 90-21, § I(12-2.5-2), 3-13-90; Ord. No. 96-1, § I, 1-23-96)

### **Sec. 2-134. Quorum.**

A quorum shall consist of a majority of the number of members then in office eligible to vote on any given matter. "Eligible" shall mean that the member is not disqualified from voting for any reason under the rules and procedures adopted by the arts commission, under state law, or under common law. (Ord. No. 90-21, § I(12-2.5-3), 3-13-90; Ord. No. 94-7, § I, 1-25-94)

**Sec. 2-135. Procedure.**

The arts commission shall establish rules and regulations for its own procedure consistent with V.T.C.A., Tax Code ch. 351, and the provisions of this division. Such rules and regulations shall include the provision for the annual election of a chairman and a vice-chairman from among the commission's membership. (Ord. No. 90-21, § I(12-2.5-4), 3-13-90)

**ARTICLE V. MUNICIPAL COURT**

**DIVISION 1. CITY MARSHAL**

**Sec. 2-136. City marshal.**

There is hereby created the position of city marshal. The city marshal shall be a Texas peace officer, appointed by the court administrator. The city marshal may appoint qualified persons as deputy city marshals, with the consent of the court administrator and as authorized by the city council. (Ord. No. 96-31, § I, 4-23-96)

**Sec. 2-137. Authority and responsibilities.**

The city marshal, and duly authorized deputies, shall serve as peace officers for the municipal court and shall be accorded all the privileges, duties, responsibilities, and immunities as state and local law may afford to peace officers. It is expressly provided that, for purposes of Title 6, Texas Government Code, as amended, the city marshal, and duly authorized deputies, are paid law enforcement officers. In addition, the city marshal, and duly authorized deputy city marshals, shall perform the following duties:

- (a) Execute warrants of arrest, subpoenas, and other legal process issuing out of the municipal court.
- (b) Execute other warrants of arrest, subpoenas, and legal process as determined by the court administrator.
- (c) Serve as court bailiffs in the municipal court.
- (d) Perform such other duties necessary to the proper functioning of the municipal court as the court administrator may assign.

(Ord. No. 96-31, § I, 4-23-96)

**DIVISION 2. MUNICIPAL COURT BUILDING SECURITY FEE**

**Sec. 2-138. Municipal court building security fee.**

(a) There is hereby created and established a municipal court building security fund (the "fund") pursuant to article 102.017 of the Code of Criminal Procedure.

(b) The municipal court of the city of Killeen, Texas (the "municipal court") is hereby authorized and required to assess a municipal court building security fee (the "fee") in the amount of \$3.00 against all defendants convicted in a trial of a misdemeanor offense by the municipal court. Each misdemeanor conviction shall be subject to a separate assessment of the fee.

(c) The clerk of the court is hereby authorized and required to collect the fee and to pay the same to the treasury of the city of Killeen, Texas. All fees so collected and paid over to the treasury of the city of Killeen, Texas, shall be segregated in the fund.

(d) The fund shall be used only for the purpose of financing the purchase of security devices and/or services for the building or buildings housing the municipal court of the city of Killeen, Texas. "Security devices and/or services" shall include any and all items described in article 102.017(d) of the Code of Criminal Procedure.

(e) The fund shall be administered by or under the direction of the city council of the city of Killeen, Texas.  
(Ord. No. 95-102, § I, 12-19-95)

**Sec. 2-139. Reserved.**

DIVISION 3. JUVENILE CASE MANAGER FEE

**Sec. 2-140. Juvenile case manager fee.**

(a) There is created a juvenile case manager fee pursuant to article 102.0174 of the Texas code of Criminal Procedure.

(b) A defendant convicted of a fine-only misdemeanor offense in municipal court shall pay a five dollar (\$5.00) juvenile case manager fee as a court cost. This fee does not apply to parking citations.

(c) For purposes of this section, a person is considered convicted if

(1) a sentence is imposed on the defendant; or

(2) the defendant receives deferred disposition, including deferred proceedings under Article 45.052 or 45.053 of the Texas Code of Criminal Procedure.

(d) The municipal court judge is authorized to waive this fee in a case of financial hardship, for example, if a municipal court judge has determined that the defendant is indigent, or has insufficient resources or income, or is otherwise unable to pay all or part of the underlying fine or costs.

(e) The clerk of the court shall collect this cost of court and pay it to the city treasurer to be kept in a separate fund known as juvenile case manager fund.

(f) The juvenile case manager fund may be used only to finance the salary and benefits of a juvenile case manager employed by the municipal court under Article 45.056 of the Texas Code of Criminal Procedure.

(g) The municipal court on approval of the city council may employ one or more full-time juvenile case managers to assist the court in administering the court's juvenile docket and in supervising its court orders in juvenile cases.

(h) This fund shall be administered by or under the direction of the city council.

(i) This fee applies only to conduct that occurs on or after January 13, 2006.  
(Ord. No. 06-08, § I, 1-10-06)

**Secs. 2-141--2-149. Reserved.**

## **ARTICLE VI. FEES**

**Sec. 2-150. Fees.**

The following fees are hereby established for the departments listed:

(a) Aviation:

- (1) Killeen-Fort Hood Regional Airport
  - a. Lockout-fee
    - (i) Office hours \$5.00
    - (ii) Non-office hours \$15.00
  - b. Fax service
    - (i) Domestic - \$2.00/1<sup>st</sup> page; \$1.00/additional page
    - (ii) Overseas - \$7.00/1<sup>st</sup> page; \$3.00/additional page
  - c. Landing fees (FAR Part 121 and 135 operations)
    - (i) Signatory - \$.65/1000 lb. max cert. ldg. wt.
    - (ii) Non-signatory - \$.813/1000 lb. max cert. ldg. wt.
  - d. Fuel flow fee - \$.055/gallon (part 121 and 135 operations excluded)
  - e. Overnight aircraft parking - \$15.00 per night
  - f. Airline counter and office space
    - (i) Signatory - \$1.65/square foot per month
    - (ii) Non-signatory - \$2.063/square foot per month
  - g. Joint use baggage claim area
    - (i) Signatory - \$.12/deplaned passenger; \$144.00 minimum per month per airline
    - (ii) Non-signatory - \$.15/deplaned passenger; \$180.00 minimum per month per airline
  - h. Passenger screening area
    - (i) Signatory \$.85/enplaned passenger; \$1,020.00 minimum per month per airline
    - (ii) Non-signatory - \$1.063/enplaned passenger; \$1,275.00 minimum per month per airline
  - i. Public address system usage - \$50.00 per month per airline
  - j. Rental car concession – 9% of gross receipts; \$2,700.00 minimum per month, plus \$330.00 per month service area rental
  - k. Rental car overflow parking - \$.12 per square foot per month
  - l. Customer parking lot
    - (i) Long term lot
      - (a) 31 – 60 minutes - \$1.00
      - (b) Each additional hour - \$1.00; maximum \$8.00 each 24 hour period, maximum \$48.00 per 7 day period
      - (c) Monthly air crew pass - \$25.00
    - (ii) Short term lot

- (a) 60 minutes - \$1.00
  - (b) Each additional hour - \$1.00; maximum \$10.00 each 24 hour period, maximum \$60.00 per 7 day period. (Handicapped customers with current TxDOT handicapped credentials on vehicle are charged at the Long term lot rate.)
- (2) Skylark Field
- a. Lockout-fee
    - (i) Office hours \$5.00
    - (ii) Non-office hours \$15.00
  - b. Fax service
    - (i) Domestic - \$2.00/1<sup>st</sup> page; \$1.00/additional page
    - (ii) Overseas - \$7.00/1<sup>st</sup> page; \$3.00/additional page
  - c. Landing fees (FAR Part 135 operations) - \$.45/1000 lb. max cert. ldg. wt.
  - d. Fuel flow fee - \$.055/gallon (part 121 and 135 operations excluded)
  - e. T-Hangars
    - (i) A - \$232.57/month
    - (ii) B - \$211.57/month
    - (iii) C - \$190.31/month
    - (iv) D - \$164.33/month
    - (v) E - \$134.40/month
    - (vi) F - \$252.00/month
    - (vii) G - \$231.00/month
    - (viii) H - \$204.75/month
  - f. T-Hangar end units
    - (i) A - \$78.75/month
    - (ii) B - \$57.75/month
  - g. Aircraft tie-downs - \$25.00/month
  - h. Covered tie-downs - \$77.70/month
  - i. Overnight aircraft parking
    - (i) Single-engine - \$5.00/night
    - (ii) Multi-engine - \$7.00/night
    - (iii) Helicopter - \$7.00/night
  - j. Unimproved land - \$.045/square foot per month
- (b) Animal Control
- (1) Live trap deposit - \$50.00, deposit refunded upon return of trap within time specified by animal control
  - (2) City license/registration - \$5.00 per animal if sterilized; \$10.00 per animal if not sterilized. Registration for guard or attack dogs will be the same fee, but the designation must be noted on the license/registration.
  - (3) Replacement tag - \$ 2.00
  - (4) Quarantine boarding - \$10.00 per day
  - (5) Redemption/impound fee - \$20.00 for the first redemption; \$40.00 for the second redemption by the same individual; \$100 for the third and each subsequent redemption by the same individual. There is an additional boarding fee of \$6.00 per day
  - (6) Adoption - \$25.00 per unsterilized animal; \$50.00 per sterilized animal
  - (7) Surrender - \$30.00 for residents; \$40.00 for non-residents
  - (8) Vendor permit - \$50.00



- (9) Breeder license – \$50.00 per litter up to 2 litters per year per household
  - (10) Dangerous animal registration - \$50 per animal per year in addition to city license/registration
  - (11) Dead animal disposal/mass cremation:
    - (0-30 lbs) \$30.00;
    - (31-60 lbs) \$40.00;
    - (61-90 lbs) \$50;
    - (91 lbs and over) \$75.00
  - (12) Microchip - \$15.00
- (c) Cemetery
- (1) Burial spaces – resident
    - a. Adult - \$700.00 per space
    - b. Infant - \$120.00 per space
  - (2) Burial spaces – non-resident
    - a. Adult - \$1,335.00 per space
    - b. Infant - \$240.00 per space
- (d) City Secretary
- (1) Newcomer’s list - \$7.50 each
  - (2) Off-premise beer license - \$30.00/year
- (e) Code Enforcement
- (1) Administrative fee for mowing services due to code violations (per violation) - \$25.00 minimum
- (f) Fire
- (1) Hazardous waste recovery or abatement which includes the costs of cleanup or abatement of hazardous wastes shall be charged at a rate of \$100.00 per hour, or part thereof, for each fire department company responding, plus actual cost of materials and services required for diking, recovery, storage and transportation, to be charged to and payable by the person(s) or firm(s) who intentionally or negligently cause incidents involving hazardous materials
  - (2) Non-emergency service calls including, but not limited to, response to and assistance in non-emergency situations (i.e. water distribution, water removal, smoke ejector service) shall be charged at a rate of \$15.00 per half hour or part thereof, to be charged to and payable by the user of said services
  - (3) Witness fees for the witnessing and attesting to the tests and necessary retests of new and existing installation including but not limited to sprinkler systems, natural gas systems, and gas tank storage systems shall be charged \$50.00 for first half hour and a rate of \$25.00 per half hour or part thereafter, to be charged to and payable by the owner or operator of the system
  - (4) Inspection fees for the required inspection and reinspection of licensed facilities including but not limited to day care centers, nursing homes, foster homes, hospitals, registered family homes, and any other facility that may require inspection for licensing or certification and shall be charged to the owner and/or operator of the facility according to the following schedule:
    - a. Day care center - \$37.00
    - b. Foster home - \$37.00

- c. Registered family home - \$33.00
  - d. Nursing home - \$135.00
  - e. Hospital - \$180.00
  - f. Other - \$37.00
- (g) Golf Course
- (1) Green fees - daily/weekday
    - a. Regular - \$16.00
    - b. Senior - \$11.00
    - c. Junior - \$8.00
    - d. Twilight - \$10.00
  - (2) Green fees - weekend and holidays
    - a. Regular and seniors - \$21.00
    - b. Junior - \$15.00; after 2 p.m. \$8.00
    - c. Twilight - \$14.00
  - (3) Handicap fee - \$20.00/year
  - (4) Cart shed rental (per year including trail fees) - \$850.00
  - (5) Annual discount pass (if paid quarterly, a \$100.00 surcharge will be assessed)
    - a. Individual - \$725.00
    - b. First additional family member - \$250.00
    - c. Extra additional family members - \$150.00
    - d. Senior rate - \$550.00
    - e. Senior rate (week-day only) - \$450.00
    - f. Second additional family member Senior rate (week-day only) - \$200.00
    - g. Junior summer - \$130.00
    - h. Junior annual (high school or younger) - \$350.00
  - (6) Corporate annual dues - \$2,400.00 (covers four named participants)
  - (7) Power carts (two people)
    - a. 18 holes - \$13.00 (includes tax) per person
    - b. 9 holes - \$9.25 (includes tax) per person
  - (8) Power carts (one person)
    - a. 18 holes - \$15.00 + tax
    - b. 9 holes - \$8.50 + tax
  - (9) Pull Carts
    - a. 18 holes - \$5.00 + tax
    - b. 9 holes - \$2.50 + tax
  - (10) Club rental (18 holes)
    - a. Regular - \$6.00 + tax
    - b. Premium - \$10.00 + tax
  - (11) Driving range
    - a. Individual - \$300.00/year
    - b. Additional family member - \$300.00/year
    - c. Nonmember, bucket of 35 balls - \$3.00; 70 balls - \$6.00
  - (12) Trail fees
    - a. Daily - \$14.00 + tax
    - b. Annual - \$350.00
- (h) Library
- (1) Overdue (late) fee

- a. All circulating library materials - \$1.00 per day per item, up to retail cost of the item as reflected on the item record in the library catalog. A 1-week grace period will be observed, and items may be returned without incurring an overdue fee during that time. Items returned more than 1 week late will be charged the overdue fee for each day the item was overdue starting with day 1.
  - b. Items more than 6 months overdue – retail cost of the item + \$20.00 processing fee per item
- (2) Lost and damaged library materials
- a. Lost or seriously damaged book, videocassette, CD or DVD (not overdue) – retail cost of item
  - b. Lost or seriously damaged audiobook (cassette or CD) covered under vendor replacement guarantee – retail cost of item or \$9 per CD or tape in need of replacement, whichever is less
  - c. Damaged or missing barcode - \$0.50 each
- (3) Lost and/or damaged audiocassette, videocassette, CD or DVD cases
- a. Single audiocassette case, from bagged sets - \$0.50 each
  - b. Audiobook cases, 1 to 6 sections - \$4.00 each
  - c. Audiobook cases, 7 to 12 sections - \$7.00 each
  - d. Audiobook cases, 13 to 16 sections - \$9.50 each
  - e. Audiobook cases, 17 to 21 sections - \$11.00 each
  - f. Audiobook cases, 22 or more sections - \$17.00 each
  - g. CD jewel cases, 1 section - \$2.00 each
  - h. CD jewel cases, 2 sections - \$3.00 each
  - i. CD jewel cases, 3 or more sections - \$7.00 each
  - j. CD audiobook clamshell, 1-4 sections - \$5.00 each
  - k. CD audiobook clamshell, 5 or more sections - \$7.00 each
  - l. Videocassette cases, single tape - \$1.00 each
  - m. Videocassette cases, double tape - \$2.00 each
  - n. DVD cases, single or double - \$2.00 each
  - o. Polycarbonate bags for AV sets - \$0.50 each
  - p. CD case inserts, single and double-sided - \$0.50 each
- (4) Postage charges for interlibrary loan - \$2.00 per item
- (5) Non-resident borrower registration
- a. Residents of Bell, Coryell, Lampasas, and Williamson Counties – no charge
  - b. Residents of any other Texas county - \$10.00 per year per responsible party
- (6) Photocopy, microfilm, and printing charges - \$0.15 per page
- (7) Requests by correspondence (for copies) – actual cost of postage + \$0.15 per page copied
- (8) Exam proctoring - \$10.00 per test
- (9) Replacement borrower cards and barcodes
- a. Library card - \$1.25 each
  - b. Borrower barcodes - \$0.50 each
  - c. Internet access card - \$1.75 each
- (i) Open Records Charges
- (1) Photocopies
- a. Up to 8½" x 14" - \$0.10/page up to 50 pages; \$0.15/page for more than 51 pages
  - b. Paper larger than 8½" x 14" - \$0.50/page
- (2) Diskettes - \$1.00 each

- (3) Magnetic tape - \$10.00 each
  - (4) VHS video cassette - \$2.50 each
  - (5) Audio cassette - \$1.00 each
  - (6) Personnel labor charge for information not readily available - \$6.00/hour
  - (7) Computer resource charges:
    - a. Mainframe - \$17.50/minute
    - b. PC or LAN - \$0.50/minute
    - c. Programming time - \$26.00/hour
  - (8) Postage/shipping - actual cost
  - (9) Fax charges
    - a. Local - \$0.10/page
    - b. Long distance, same area code - \$0.50/page
    - c. Long distance, different area code - \$1.00/page
- (j) Parks
- (1) Pavilion reservations - \$20.00/reservation
  - (2) Sports field reservations - \$75.00/field
  - (3) Lighting for fields - \$50.00 flat fee
  - (4) Community Center rental
    - a. Room 150 and gym - \$150.00/day
    - b. Meeting rooms - \$60.00/day
    - c. Attendant - \$25.00/hour
  - (5) Amphitheater
    - a. Daily (with no admission fee) - \$50.00
    - b. Daily (with admission fee) - \$100.00
  - (6) Recreation lessons/clinics - fees set by instructor - 20% of gross
  - (7) Graffiti removal fees
    - a. Power wash method:
      - i. \$150.00, includes up to two hours of labor and one gallon of cleaner
      - ii. \$25.00 per additional hour of labor
      - iii. Additional materials charged at actual cost
    - b. Paint-over method:
      - i. \$50.00, includes up to one hour of labor and one gallon of paint
      - ii. \$25.00 per additional hour of labor
      - iii. Additional materials charged at actual cost
  - (8) Lions Club Park Family Recreation Center resident fees
    - a. Resident adult annual fee - \$175 (one payment)
    - b. Resident adult quarterly fee - \$200 (\$50 paid quarterly)
    - c. Resident adult monthly fee - \$240 (\$20 paid monthly)
    - d. Resident senior citizen annual fee - \$100 (one payment)
    - e. Resident senior citizen quarterly fee - \$108 (\$27 paid quarterly)
    - f. Resident senior citizen monthly fee - \$120 (\$10 paid monthly)
    - g. Resident family annual fee- \$400 (one payment)
    - h. Resident family quarterly fee - \$440 (\$110 paid quarterly)
    - i. Resident family monthly fee - \$480 (\$40 paid monthly)
    - j. Resident youth annual fee- \$100 (one payment)
    - k. Resident youth quarterly fee - \$108 (\$27 paid quarterly)
    - l. Resident youth monthly fee - \$120 (\$10 paid monthly)
    - m. Resident day pass - \$5.00

- (9) Lions Club Park Family Recreation Center non resident fees
    - a. Non resident adult annual fee - \$300 (one payment)
    - b. Non resident adult quarterly fee - \$360 (\$90 paid quarterly)
    - c. Non resident adult monthly fee - \$420 (\$35 paid monthly)
    - d. Non resident family annual fee - \$650 (one payment)
    - e. Non resident family quarterly fee - \$700 (\$175 paid quarterly)
    - f. Non resident family monthly fee - \$780 (\$65 paid monthly)
    - g. Non resident youth annual fee - \$150 (one payment)
    - h. Non resident youth quarterly fee - \$160 (\$40 paid quarterly)
    - i. Non resident youth monthly fee - \$180 (\$15 paid monthly)
    - j. Non-resident day pass - \$10.00
  - (10) Lions Club Park Family Recreation Center miscellaneous fees
    - a. Initiation fee - \$50 (paid with the creation of all accounts and the re-establishment of all inactive accounts)
    - b. Additional family member fee - \$50 (charged for each family member in excess of the number allotted as part of the Family Plan)
  - (11) Lions Club Park Family Aquatic Center daily fees
    - a. Ages 3 & under - free
    - b. Ages 4 through 18 - \$4
    - c. Resident ages 19 through 54 - \$6
    - d. Non resident ages 19 through 54 - \$7
    - e. Resident ages 55 and above - \$4
    - f. Non resident ages 55 and above - \$5
  - (12) Lions Club Park Family Aquatic Center season pass fees
    - a. Ages 3 & under - free
    - b. Resident ages 4 through 18 - \$50
    - c. Non resident ages 4 through 18 - \$100
    - d. Resident ages 19 through 54 - \$75
    - e. Non resident ages 19 through 54 - \$125
    - f. Resident ages 55 and above - \$50
    - g. Non resident ages 55 and above - \$100
  - (13) Lions Club Park Family Aquatic Center family season pass fees
    - a. Resident family - \$175
    - b. Non resident family - \$250
  - (14) Lions Club Park Family Aquatic Center miscellaneous fees - additional family member fee - \$20 (charged for each family member in excess of the number allotted as part of the family season pass)
  - (15) Lions Club Park Family Aquatic Center fee structure definitions
    - a. Resident – defined as anyone residing within the city limits of Killeen, Texas, or anyone with a military identification card
    - b. Family – defined as any four persons residing in the same household, with a maximum of two persons ages 19-54.
- (k) Planning
- (1) Abandonment of ROW/easement - \$415.00
  - (2) Final plat application
    - a. 1 to 10 acres - \$300.00
    - b. 10 to 50 acres - \$400.00
    - c. 50 acres and above - \$500.00

- (3) Zoning application - \$200.00
  - (4) Preliminary plat
    - a. 1 to 10 acres - \$300.00
    - b. 10 to 50 acres - \$400.00
    - c. 50 acres and above - \$500.00
  - (5) Replat application
    - a. 1 to 10 acres - \$300.00
    - b. 10 to 50 acres - \$400.00
    - c. 50 acres and above - \$500.00
  - (6) Special/specific use permit - \$200.00
  - (7) Copy fees
    - a. City map - \$20.00
    - b. Plat copy - \$10.00
    - c. Master street list - \$8.00
  - (8) Land disturbance permit application
    - a. 1 to 10 acres - \$60.00
    - b. 10 to 50 acres - \$80.00
    - c. 50 acres and above - \$100.00
- (l) Police
- (1) Pictures - \$5.00
  - (2) Fingerprints - \$5.00
  - (3) Local criminal history check - \$5.00
  - (4) Offense/incident report - \$0.10/page
  - (5) Accident report - \$6.00/report
  - (6) Charge for certified copies - \$2.00/page
  - (7) Funeral escorts - \$40.00 per officer
- (m) Recreation
- (1) Youth roller hockey - \$40.00/individual
  - (2) Youth baseball & softball - \$40.00/individual
  - (3) Youth soccer - \$40.00/individual
  - (4) Youth football - \$40.00/individual
  - (5) Youth basketball - \$40.00/individual
  - (6) Adult softball - \$300.00/team registration
  - (7) Adult volleyball - \$300.00/team registration
  - (8) Adult basketball - \$300.00/team registration
  - (9) Adult football - \$300.00/team registration
  - (10) Day camp - \$60.00/week per child
- (n) Solid Waste
- (1) Minimum charge for pickup of non-collection materials - \$10.00
  - (2) Waiting time (blocked dumpster asked to wait) - \$102.38/hour; \$1.71/minute
  - (3) After hours special pickup of dumpsters (under two hours) - \$25.00
  - (4) Deposit at water department for recurring use of transfer station in order to be able to charge disposal costs - \$100.00
  - (5) Installation of dumpster - \$20.00
  - (6) Relocation of dumpster - \$20.00

(o) Swimming Pools

- (1) Pool reservations - \$100.00/day
- (2) Lifeguard (minimum of two) - \$20.00/hour
- (3) Pool admittance
  - a. Adult - \$3.00
  - b. Youth (12 and under) and senior - \$2.00
- (4) Swimming lessons - \$40.00/two-week session
- (5) Pool passes
  - a. Youth or senior citizen - \$35.00
  - b. Adult - \$60.00
  - c. Family (up to six members) - \$120.00
  - d. Additional family member - \$10.00

(Ord. No. 98-63, § I, 9-22-98; Ord. No. 99-63, § I, 8-24-99; Ord. No. 00-62, § I, 8-22-00; Ord. No. 00-65, § I, Ord. No. 00-66, § I, 8-29-00; Ord. No. 01-44, § I, 8-28-01; Ord. No. 02-23, § I, 5-28-02; Ord. No. 02-38, § I, Ord. No. 02-39, § I, II, 8-27-02; Ord. No. 03-43, § I, 8-26-03; Ord. No. 04-56, § I, 7-13-04; Ord. No. 04-63, § I, Ord. No. 04-73, § I, 8-24-04; Ord. No. 05-71, § I; Ord. No. 05-75, § I, 9-13-05; Ord. No. 06-17, § II, 2-14-06; Ord. No. 06-100, § I, 9-12-06; Ord. No. 06-122, § I, 11-14-06; Ord. No. 06-129, § I, 11-28-06; Ord. No. 07-045, § I, 5-22-07; Ord. No. 07-076, § I, 9-11-07; Ord. No. 07-094, § I, 10-16-07; Ord. No. 08-018, § I, 4-8-08; Ord. No. 08-039, § I, 5-27-08; Ord. No. 08-043, § I, 6-10-08; Ord. No. 08-070, § I, 9-9-08; Ord. No. 09-021, § I; Ord. No. 09-022, § I, 3-10-09; Ord. No. 09-048, § I, 8-11-09; Ord. No. 09-056, § I, 9-15-09)