

ORDINANCE NO. 2020-10

ORDINANCE AMENDING TITLE I, "GENERAL PROVISIONS", CHAPTER 10, "GENERAL PROVISIONS", SECTION 10.99, "GENERAL PENALTY", OF THE CODE OF PECATONICA

WHEREAS, Section 5/1-2-1 of the Illinois Municipal Code (65 ILCS 5/1-2-1) does provide that municipalities may recover "any fees or costs incurred by the municipality with respect to attorney retained by the municipal attorney. . . in collection of money judgments"; and

WHEREAS, the General Penalty provision of the Code of Pecatonica currently does not provide for said recovery in cases where a debtor defaults in payment of a municipal fine or penalty; and

WHEREFORE, the corporate authorities wish to provide for such recovery so that the expenses born by the village and its taxpayers for the recovery of unpaid fines and municipal penalties is reimbursed by the debtor.

BE IT ORDAINED, by the President and Board of Trustees of the Village of Pecatonica, Illinois.

Section 1. Title I, Chapter 10, Section 10.99, "General Penalty", is hereby amended to add the following sentence to the end of that section:

The Village shall be entitled to collect its attorney fees and costs in collection of all unpaid municipal fines and penalties, said amounts being in addition to said fines and penalties awarded by the court.

Section 2. This ordinance shall be in full force and effect from and after its approval, passage, and publication in pamphlet form.

ADOPTED by the Board of Trustees of the Village of Pecatonica this ____ day of _____, 2020.

APPROVED by the Village President of the Village of Pecatonica this ____ day of _____, 2020.

MOTION BY: _____

SECOND BY: _____

AYES: _____

NAYS: _____

ABSTAIN: _____

BY: _____
WILLIAM SMULL, Village President
Village of Pecatonica, Illinois

ATTEST:

GWENN SHIRLEY, Village Clerk
Village of Pecatonica, Illinois