

ORDINANCE NO. 777

AN EMERGENCY ORDINANCE TO AMEND AND REPEAL CERTAIN SECTIONS OF CHAPTERS 9 AND 10 AFFECTING IMPRISONMENT

WHEREAS, The City of Mills Governing Body has been informed or became aware that Titles 1 and 2 of the City Code, pertaining to violations of certain Ordinances, Rules, or Regulations, provide for certain penalties, to include imprisonment; and

WHEREAS, The City of Mills Governing Body has been informed or otherwise become aware that it is in the best interests of the City and its Citizens, that the penalty of imprisonment therein does not further the interests of the City; and

WHEREAS, The City of Mills Governing Body has the power granted to it by Wyo. Stat. Sec. 15-1-103 (a) (v) “Perform all acts in relation to the property and concerns of the city or town necessary to the exercise of its corporate powers”; and

WHEREAS, The City of Mills Governing Body has the power granted to it by Wyo. Stat. Sec. 15-1-103 (a) (xli) “Adopt ordinances, resolutions and regulations, including regulations not in conflict with this act and necessary for the health, safety and welfare of the city or town, necessary to give effect to the powers conferred by this act and, except as provided by paragraph (xlvi) of this subsection, enforce all ordinances by imposing fines not exceeding seven hundred fifty dollars (\$750.00), or imprisonment not exceeding six (6) months, or both. The governing body of a city or town may by ordinance impose a term of probation for battery which may exceed the maximum term of imprisonment established for the offense provided the term of probation, together with any extension thereof, shall in no case exceed one (1) year”; and

WHEREAS, The City of Mills Governing Body, after said review and deliberation, finds the following better serves the needs of the public; and

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MILLS, WYOMING, The City Council of the City of Mills hereby repeals and amends Titles 1, Chapter 1.03(a) and Title 2, Chapter 2.52.090, and replaces the same with the attached text, upon the effective date of adoption

CHAPTER 1.03
PENALTIES AND REMEDIES

1.03.010 General Penalties; Remedies Generally; Continuing Violation.

Where not otherwise specified in this Code, the penalty for violating an Ordinance, Rule or Regulation passed by the governing body of the City of Mills shall be:

- (a) Any misdemeanor committed in the City of Mills, Wyoming, shall be punishable by a fine of no more than seven hundred fifty dollars (\$750.00), to which court costs and assessments may be added as set by the Municipal Court, unless otherwise specifically provided for herein, for each violation;

CHAPTER 2.52

2.52.090. Punishment by fine/contempt.

Any person convicted before the police justice shall be punished in accordance with Title 1. Police justice shall have the same power to punish for contempt as justices of the peace have in like cases.

PASSED ON FIRST AND FINAL READING the _____ day of _____,
2022.

Seth Coleman, Mayor

Sara McCarthy, Council

Darla R. Ives, Council

James Hollander, Council

Brad Neumiller, Council

ATTESTED:

Christine Trumbull, City Clerk