

CITY OF AURORA, ILLINOIS
ORDINANCE NO. 011-049
DATE OF PASSAGE September 27, 2011

**AN ORDINANCE AMENDING ARTICLE II, CHAPTER 36
OF THE AURORA CODE OF ORDINANCES BY
ADDING SECTION 36-25 ENTITLED "BOOKING FEE"**

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals and welfare; and

WHEREAS, it is desirable to pass along a portion of the City's costs of arrest and processing of defendants to those parties responsible for the incurring of those costs, namely said defendants themselves, for the benefit of the health, welfare and safety of our citizens.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Aurora, Illinois, as follows:

Section One: That Section 36-25 of Article II of Chapter 36, entitled "Booking Fee" be and is hereby added to the Aurora Code of Ordinances to read as follows:

Sec. 36-25. Booking Fee.

An administrative fee of Fifty dollars (\$50.00) shall be imposed upon an arrestee when posting bail or bond after being booked, to include photographing and/or fingerprinting, for any criminal or city ordinance offense, including, but not limited to, warrants.

Section Two: That this ordinance shall be in full force and effect, and shall be controlling, upon its passage and approval.

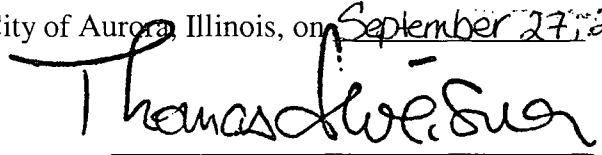
Section Three: That all ordinances or parts of ordinances thereof in conflict herewith are hereby repealed to the extent of any such conflict.

Section Four: That any section or provision of this ordinance that is construed to be invalid or void shall not affect the remaining sections or provisions which shall remain in full force and effect thereafter.

PASSED by the City Council of the City of Aurora, Illinois, on September 27, 2011

AYES 12 NAYES 0

APPROVED AND SIGNED by the Mayor of the City of Aurora, Illinois, on September 27, 2011



Mayor

ATTEST:



City Clerk

City of Aurora
Law Department
44 East Downer Place
Aurora, IL 60507
(630) 256-3060



AURORA POLICE DEPARTMENT

1200 E. Indian Trail ★ Aurora, Illinois 60505-1896
Phone (630)256-5000 ★ Facsimile (630) 256-5729

Chief of Police
Gregory S. Thomas

Commanders
Joseph J. Groom
Paul B. Nelson
Kristen L. Ziman

To: Mayor Thomas Weisner

CAE 9-8-11

From: Lt. Keith Cross #920, Central Services

Date: August 31, 2011

Subject: Ordinance authorizing the collection of a \$50.00 administrative processing fee for all individuals arrested and processed at the Aurora Police Department to be recommended to the Finance Committee at the September 13, 2011 meeting.

Purpose: To obtain City Council's approval of a proposed ordinance that would authorize the City of Aurora to collect a \$50.00 administrative processing fee from arrested individuals that are processed and post bond at the Aurora Police Department.

Background: There are several municipalities who now charge an administrative fee for individuals who are arrested and have to be processed by their respective departments. Some of these include Darien Police Department, Oswego Police Department, Woodridge Police Department and Downers Grove Police Department. Currently the Aurora Police Department does not have such a policy. In fact, there have been numerous individuals, wanted by other jurisdictions, that have turned themselves in on a warrant at our Department to avoid paying the administrative processing fees that other municipalities charge. This obviously creates an undue burden for not only our staff, but also the citizens of Aurora.

Discussion: The adoption of an ordinance that allows the Aurora Police Department to collect a \$50.00 administrative fee for individuals that are arrested and processed in our facility is important, because it passes on a portion of the City's cost associated with this process, to the individuals responsible. The Aurora Police Department would charge this fee for any arrestee when posting bail or bond after being booked. The processing of an arrestee includes, but is not limited to, photographing and/or fingerprinting, for any criminal or city ordinance offense, including warrants. In order for the fee to be assessed, the arrested individual must be processed within our facility and bond being posted at the same. Failure to pay the administrative processing fee will not, alone, constitute grounds for holding the arrested individual. The individual will, however, incur a debt, owed to the City of Aurora and the City may seek payment of said debt, as provided by law. With the number of arrests made by our officers on a yearly basis, this would be a cost-effective way to help reduce the financial burden that these individuals place upon the City.

Recommendation: My recommendation is that the City Council adopt the attached ordinance that would authorize the Aurora Police Department to collect a \$50.00 administrative processing fee from arrested individuals that are processed and post bond at the Aurora Police Department.

Respectfully,
Lt. Keith Cross #920

F11.147

RECOMMENDATION


TO: THE COMMITTEE OF THE WHOLE

FROM: THE FINANCE COMMITTEE

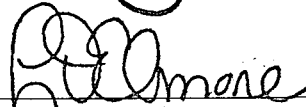
The Finance Committee at their Regular Scheduled Meeting on Tuesday, September 13, 2011
Recommended APPROVAL of An Ordinance Amending Article II, Chapter 36 of the Aurora
Code of Ordinances by adding Section 36-25 entitled "Booking Fee" – APD

The Vote: 3-0

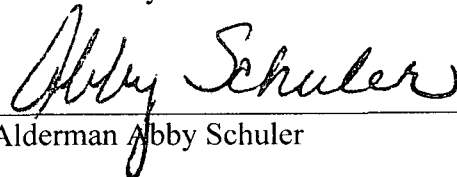
Submitted By



Alderman Robert O'Connor, Chairman



Alderman Lynda Elmore



Alderman Abby Schuler

Alderman John "Whitey" Peters, Alternate

Dated this 15th day of September, 2011