

TOWN OF GYPSUM, COLORADO

**ORDINANCE NO. 11
SERIES 2021**

**AN ORDINANCE PROVIDING FOR ENACTMENT OF SECTION 2.01.250 OF
THE GYPSUM MUNICIPAL CODE AUTHORIZING THE TOWN CLERK TO
COLLECT DELINQUENT FEES, COSTS, AND FINES ASSESSED BY THE
MUNICIPAL COURT THROUGH ASSIGNMENT TO A COLLECTION
AGENCY OR AGENCIES**

WHEREAS, the Town of Gypsum (“Town”) is a home rule municipality duly organized and existing under Articles XX of the Colorado Constitution and the Town’s Home Rule Charter effective October 21, 1982; and

WHEREAS, Chapter 2.01 of Title 2 of the Gypsum Municipal Code relates to the Municipal Court; and

WHEREAS, the Town Council desires for Chapter 2.01 of Title 2 of the Gypsum Municipal Code to contain authority for the Town Clerk to be able to collect delinquent municipal court fees, costs, and fines by contract through a private collection agency or agencies; and

WHEREAS, the Town Council desires to authorize the collection of delinquent municipal court fees, costs, and fines through a private collection agency or agencies subject to limitation on the maximum amount of the collection fee not to exceed more than 25% of the delinquent amount;

NOW, THEREFORE, be it ordained by the Town Council of the Town of Gypsum, Colorado that:

Section 1. Addition of Section 2.01.250 to Chapter 2.01 of Title 2 of the Gypsum Municipal Code. Chapter 2.01 of Title 2 of the Gypsum Municipal Code is hereby amended by the addition of the following new section:

2.01.250. Collection of Unpaid Municipal Court Fees, Costs, and Fines.

The Town Clerk is authorized to assign for collection to any agency or agencies authorized to do business in the State of Colorado, as determined by the Town Clerk, all fees, costs, and fines which have been assessed by the municipal court and which are unpaid to the Town

and are delinquent. All delinquent fees, costs, and fines collected under this section will be assigned a fee not to exceed more than 25% of the delinquent amount.

Section 2. **Public Inspection.** Copies of this ordinance and the Gypsum Municipal Code are available for public inspection at the office of the Gypsum Town Clerk.


Section 3. **Public Hearing.** A public hearing on this Ordinance shall be held on the 12th day of October 2021, at 7:00 p.m. at the Town of Gypsum Town Hall, 50 Lundgren Boulevard, Gypsum, Colorado.

Section 4. **Effective Date.** This Ordinance shall become effective as a permanent Ordinance five (5) days after publication, following final adoption after a public hearing held on the 26th day of October 2021, at 7:00 p.m., at the Gypsum Town Hall, 50 Lundgren Blvd., Gypsum, Colorado.

Section 5. **Severability.** If any portion of this Ordinance, or the International Codes amended hereby, is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

INTRODUCED, READ AND ORDERED PUBLISHED BY THE TOWN COUNCIL OF THE TOWN OF GYPSUM, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS REGULAR MEETING HELD AT THE TOWN OF GYPSUM ON THE 12th DAY OF October 2021.

TOWN OF GYPSUM

By: 
Stephen M. Carver, Mayor

Attest:




Becky Close, Town Clerk




INTRODUCED ON SECOND READING, READ, CONSIDERED AT A PUBLIC HEARING AND FINALLY ADOPTED, PASSED AND APPROVED WITH AMENDMENTS, IF ANY, AND ORDERED POSTED AND PUBLISHED, BY THE TOWN COUNCIL OF THE TOWN OF GYPSUM, COLORADO, UPON A MOTION DULY MADE AND PASSED AT ITS MEETING HELD ON THE 26 DAY OF October, 2021, BY A VOTE OF 5 IN FAVOR AND 0 AGAINST.

TOWN OF GYPSUM

By: 
Stephen M. Carver, Mayor
Tom Edwards, Maya Protem

Attest:


Becky Close, Town Clerk

(S E A L)

