

GREENWOOD COMMON COUNCIL

ORDINANCE NO. 17-39

**AN ORDINANCE AMENDING GREENWOOD MUNICIPAL CODE SECTIONS 4-16
AND 4-24 TO ADD FEE FOR BODY CAMERA FOOTAGE AND AMENDING
SECTION 2-90 TO ALLOW DEPOSIT OF SAID FEES INTO THE LAW
ENFORCEMENT CONTINUING EDUCATION FUND**

WHEREAS, the Police Department utilizes body cameras and under certain statutory conditions the footage of such cameras is subject to public records requests;

WHEREAS, a fee in order to compensate for the time and materials involved in accommodating such requests is necessary;

WHEREAS, the Police Chief has requested said fees be deposited into the Law Enforcement Continuing Education Fund; and

WHEREAS, an amendment to the Municipal Code is necessary to do so;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF GREENWOOD, INDIANA, THAT:

Section 1. Greenwood Municipal Code (1993), as amended, Chapter 4, Article 1, Section 4-16 Chart on Fees, Permits and Licenses is hereby amended to add:

| | |
|-------------------------|------------|
| Body Camera Footage Fee | \$25-\$150 |
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Section 2. Greenwood Municipal Code (1993), as amended, Chapter 4, Article 1 is hereby amended to add Section 4-24 to read as follows:

Sec. 4-24 Body Camera Footage Fee.

The Police Department shall charge a minimum fee of Twenty-Five Dollars (\$25.00) for body camera footage. Fees shall be based on an hourly rate of Fifty Dollars (\$50.00) per hour with a maximum fee of One Hundred Fifty Dollars (\$150.00) dependent upon the staff time incurred in copying and formatting a particular video. Monies collected as a result of this fee shall be deposited into the Law Enforcement Continuing Education Fund addressed in Section 2-90 of this Code.

Section 2. Greenwood Municipal Code (1993), as amended, Chapter 2, Article 9, Division I, Section 2-90 Law Enforcement Continuing Education Fund is hereby amended to add “body camera footage fee under Section 4-24” to the list of fees included in subsection (b)(1).

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

Section 4. The sections, paragraphs, sentences, clauses, phrases and words of this Ordinance are separable, and if any word, phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional, invalid or unenforceable by the valid judgment or decree of a Court of competent jurisdiction, such unconstitutionality, invalidity or unenforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance.

Section 5. All prior ordinances or parts thereof inconsistent with any provision of this ordinance are hereby repealed. This Ordinance shall have no effect upon any other sections of the Greenwood Municipal Code (1993) or ordinances not specifically changed by this Ordinance, except as herein provided, and all other sections of the Greenwood Municipal Code (1993) not inconsistent herewith shall remain the same.

Adopted by the Common Council of the City of Greenwood, Indiana, this _____ day _____, 2017.

Michael Campbell, President
Greenwood Common Council

FOR:

AGAINST:

| | | |
|-------|------------------|-------|
| _____ | Linda S. Gibson | _____ |
| _____ | Ezra J. Hill | _____ |
| _____ | Bruce Armstrong | _____ |
| _____ | Ronald Bates | _____ |
| _____ | J. David Hopper | _____ |
| _____ | David Lekse | _____ |
| _____ | Michael Campbell | _____ |
| _____ | Brent Corey | _____ |
| _____ | Charles Landon | _____ |

ATTEST:

Jeannine Myers, Clerk

The foregoing within and attached Ordinance passed by the Common Council of the City of Greenwood, Indiana, on the ____ day of _____, 2017, is presented by me this ____ day of _____, 2017, at _____ O’Clock __.M., to the Mayor of the City of Greenwood, Indiana.

Jeannine Myers, Clerk

The foregoing within and attached Ordinance passed by the Common Council of the City of Greenwood, Indiana, on the ____ day of _____, 2017, is signed and approved by me this ____ day of _____, 2017, at _____ O’Clock __.M.

MARK W. MYERS, Mayor of
the City of Greenwood, Indiana