

Russell County Virginia

“The Heart of Southwest Virginia”

Tim Lovelace
District 1

Lou Ann Wallace
District 2

Carl Rhea
District 3

Steve Breeding, Chairman
District 5

David Eaton, Vice-Chairman
District 4

Rebecca Dye
District 6

Mark Mitchell
At-Large

Lonzo Lester
County Administrator

ORDINANCE

The following ordinance proposed at the regular meeting of the Board of Supervisors of Russell County held at the Russell County Government Center on the 7th day of August 2017, having been duly advertised for adoption as provided by law, after a hearing thereon, on motion by Mark Mitchell seconded by Lou Wallace and carried, it is hereby adopted:

AN ORDINANCE PURSUANT TO SECTION 17.1-281 OF THE 1950 CODE OF VIRGINIA, AS AMENDED, ENTITLED: “ASSESSMENT FOR CONSTRUCTION, RENOVATION OR MAINTENANCE OF THE RUSSELL COUNTY COURTHOUSE.”

BE IT ORDAINED by the Board of Supervisors of Russell County, Virginia, as follows:

1. Pursuant to Section 17.1-281(A) of the Virginia Code, as amended, the County hereby assesses the sum of two dollars as part of the costs in (i) each civil action filed in the district or circuit court of Russell County and (ii) each criminal or traffic case in the Russell County district or circuit court in which the defendant is charged with a violation of any statute or ordinance. The assessment shall be collected by the clerk of the court in which the action is filed, remitted to the Russell County Treasurer and held by the Treasurer subject to disbursements by the Russell County Board of Supervisors for the construction, renovation, or maintenance of courthouse or jail and court-related facilities and to defray increases in the cost of heating, cooling, electricity, and ordinary maintenance.
2. Additionally, pursuant to Section 17.1-281(C) of the Virginia Code, and recognizing that the Virginia Department of General Services has certified that the County courthouse is not in compliance with the current safety and security guidelines contained in the Virginia

Courthouse Facility Guidelines and the courthouse cannot be feasibly renovated to correct such non-compliance, the County does assess an additional sum of three dollars as part of the costs in (i) each civil action filed in the district or circuit courts located within its boundaries and (ii) each criminal or traffic case in its district or circuit court in which the defendant is charged with a violation of any statute or ordinance. Such additional fee assessed under this subsection shall not be assessed in any civil action if the amount in controversy is \$500 or less. The assessment shall be collected by the clerk of the court in which the action is filed, remitted to the Russell County Treasurer and held by the Treasurer subject to disbursements by the Russell County Board of Supervisors solely for the construction, reconstruction, renovation of, or adaptive re-use of a structure for a courthouse.

3. The assessment provided for herein shall be in addition to all other costs prescribed by law.

This ordinance shall become effective on the first day of September 1st, 2017.

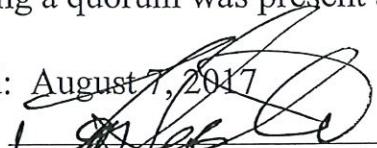
The Members of the Board vote as follows: August 7, 2017

	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>
STEVE BREEDING	✓	_____	_____
DAVID EATON	✓	_____	_____
LOU ANN WALLACE	✓	_____	_____
TIM LOVELACE	✓	_____	_____
CARL RHEA	✓	_____	_____
REBECCA DYE	✓	_____	_____
MARK MITCHELL	✓	_____	_____

CERTIFICATE

The undersigned Clerk of the Board of Russell County, Virginia, certifies that the foregoing is a true, correct and complete copy of an Ordinance adopted by the Affirmative vote of a majority of the Board of Supervisors present at a regularly scheduled meeting of the Russell County Board of Supervisors duly called and held on August 7, 2017, at which meeting a quorum was present and acting throughout.

Dated: August 7, 2017



Clerk, Board of Supervisors of Russell
County, Virginia