

**TOWN OF GARDEN CITY, COLORADO  
ORDINANCE NO. 05-2023**

**AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 4  
OF THE TOWN OF GARDEN CITY MUNICIPAL CODE CONCERNING  
COLLECTION AGENCY FEES FOR COLLECTIONS**

**WHEREAS**, the Board of Trustees (the “Board”) of the Town of Garden City (“Town”) desires to amend certain provisions of the Town’s Code to address payment of collection fees for accounts sent to collections from the Town of Garden City Municipal Court; and

**WHEREAS**, the Board of Trustees finds that Chapter 2, Article 4 of the Municipal Code should be amended as further set forth in this Ordinance; and

**WHEREAS**, the Board of Trustees believes that requiring a defendant to pay any collection fees to the contracted collection company is in the best interest of the Town and its residents.

**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF GARDEN CITY, COLORADO, as follows:**

**Section 1.** Article 2, Section 4 of the Town of Garden City Municipal Code is hereby amended to include the following Section 2-4-401.

**Sec. 2-4-401. – Collection Costs.**

- (a) In the event a defendant fails to pay any court costs, surcharges or other costs imposed by this Article, the Municipal Court has the authority to refer accounts to a collection agency for collection of any past due amounts owed under this Article.
- (b) Any past due accounts referred to a collection agency under this Section 2-4-401 may be subject to a collection fee imposed by the collection agency. It is the defendant’s responsibility to pay any such collection fees in addition to any costs, surcharges, or other costs imposed by this Article.

**Section 2.** This ordinance shall be so interpreted and construed to effectuate its general purpose pursuant to the laws of the State of Colorado.

**Section 3.** The Town Clerk shall certify to the passage of this Ordinance and cause notice of its contents and passage to be published.

**Section 4.** Except as otherwise specifically provided herein, the provisions enacted by this Ordinance shall become effective thirty (30) days after publication as provided by law.

**PASSED, ADOPTED AND APPROVED THIS 19<sup>TH</sup> DAY OF DECEMBER, 2023.**

TOWN OF GARDEN CITY

By: \_\_\_\_\_  
Filbert Archuleta Mayor

ATTEST:

\_\_\_\_\_  
Cheryl Campbell, Town Clerk