

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

ORDINANCE NO. 1147

AN ORDINANCE AMENDING ORDINANCE NO. 699, THE SAME BEING AN ORDINANCE ESTABLISHING FEES FOR PHOTOCOPYING PUBLIC RECORDS OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana has recognized that it is in the best interest of the Town to establish fees for the photocopying of public records of the Town of St. John for the public pursuant to I.C. 5-14-3-1 et seq.; and

WHEREAS, on the 12th day of January, 1987, the Town Council of the Town of St. John, Lake County, Indiana did adopt Ordinance No. 699, the same being an ordinance establishing fees for photocopying public records of the Town of St. John, Lake County, Indiana; and

WHEREAS, I.C. 5-14-3-1 establishes that it is the public policy of the State of Indiana that all persons are entitled to full and complete information regarding the affairs of government and the official acts of those who represent them as public officials and employees, with certain limitations; and

WHEREAS, I.C. 5-14-3-8 provides for the establishment by a municipality of fees for the copying of the records of the municipality to be disclosed aforesaid; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana finds it appropriate to amend Ordinance No. 699, to amend the fees for photocopying public records and charge an additional fee for copying cassette tapes, acknowledging that no fee can be charged to search for, examine, or review a record to determine whether the record may be disclosed, and with due regard that the charge or fee may not exceed the actual cost of copying the record by the municipality.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of St. John, Lake County, Indiana that Ordinance No. 699 shall be amended and modified and that there is hereby established a fee of 10 cents per page for the photocopying of public records for the public for those who request the same pursuant to I.C. 5-14-3-1 et seq.

BE IT FURTHER ORDAINED that there is hereby established a fee of \$1.00 per cassette tape for the tape recording and dubbing of Town meetings, pursuant to I.C. 5-14-3-1 et seq.

BE IT FURTHER ORDAINED that the foregoing per page fee and tape fee does not exceed the actual cost of copying the records, all matters considered; and that no fee shall be charged to inspect

a public record or to search for, examine, or review a record to determine whether the record may be disclosed; and

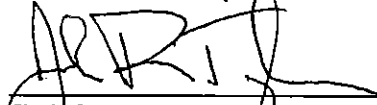
BE IT FURTHER ORDAINED that the Town Clerk-Treasurer shall be hereby authorized to charge said fee and to obtain the same in advance; and

BE IT FURTHER ORDAINED that if any section, clause, provision, or portion of this ordinance shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect any other section, clause, provision, or portion of this ordinance.

BE IT FURTHER ORDAINED that the Town Council declares an emergency and that this ordinance shall take effect and be in full force and effect, from and after its passage by the Town Council of the Town of St. John, Lake County, Indiana, pursuant to law.

PASSED AND ADOPTED by the Town Council of the Town of St. John, Lake County, Indiana, this 22nd day of November, 1999.

TOWN COUNCIL, TOWN OF ST. JOHN,
LAKE COUNTY, INDIANA



JOHN R. TAYLOR



FRED J. KISH



KATHLEEN J. WILLMAN

ATTEST:



JUDITH L. COMPANIK
Clerk-Treasurer