

ORDINANCE NO. 2017-G- 2

AN ORDINANCE BY THE CLARKSVILLE TOWN COUNCIL
REGARDING WEAPONS
INSIDE THE TOWN COUNCIL CHAMBERS

WHEREAS, the Judge of the Clarksville Town Court issued an Order prohibiting the carrying of deadly weapons inside the Town Hall building; and

WHEREAS, paragraph 8 of said Order provides:

8. Effective upon the passing of a Town Ordinance by the Clarksville Town Council approving the lawful carrying of deadly weapons described hereinabove, this Order shall not be enforceable inside the Council Chambers outside normal operating hours of the Court. Notwithstanding such an Ordinance, this Order shall be enforceable at all other times; and

WHEREAS, the Town Council wishes to exercise the authority granted by said Court Order;

BE IT THEREFORE ORDAINED by the Town Council that:

During times that the Town Council is in a scheduled, advertised session, weapons shall be permitted inside the Town Council chambers by persons lawfully allowed to possess such weapons.

SO ORDAINED THIS 21ST DAY OF FEBRUARY, 2017.

AYES: 76

NAYS: 1

CLARKSVILLE TOWN COUNCIL
BY:

ATTEST:



PAUL FETTER, President



ROBERT LEUTHART, Clerk-Treasurer



SO ORDERED: March 7, 2016

A handwritten signature in cursive script that reads "James F. Guilfoyle".

James F. Guilfoyle
Clarksville Town Judge

STATE OF INDIANA
TOWN COURT OF CLARKSVILLE

IN RE:)
)
CLARKSVILLE TOWN)
COURT SECURITY)
_____)

FIRST AMENDED GENERAL ORDER PROHIBITING
DEADLY WEAPONS INSIDE CLARKSVILLE TOWN COURT

Comes now the Town Court of Clarksville, and pursuant to the inherent power of the Court to provide for the orderly operation of the Court and the safety of its personnel and the public, and in accordance with the Security Guidelines for Courthouses adopted by the Indiana Supreme Court, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:

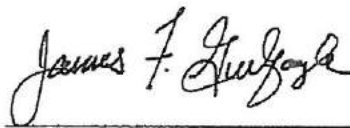
1. All persons entering the Clarksville Town Court and Town Council Chambers consent to an inspection of person, any package, briefcase, backpack, or purse. Said inspection shall be as least intrusive as possible to accomplish the security Concerns of the Court.
2. All persons, except those persons specifically exempted herein, are prohibited from entering the Clarksville Town Court and Town Council Chambers while carrying any of the following:
 - a. A deadly weapon as defined by Indiana Code 35-31.5-2-86;
 - b. A firearm as defined by Indiana Code 35-31.5-2-133;
 - c. An electric stun weapon as defined by Indiana Code 35-31.5-2-112;

- d. A stun gun as defined by Indiana Code 35-31.5-2-316;
 - e. A taser as defined by Indiana Code 35-31.5-2-324;
 - f. A knife;
 - g. An explosive device;
 - h. A club; or,
 - i. Any other material that, in the manner in which it is used, could ordinarily be used or is intended to be used and is readily capable of causing serious bodily injury (as defined by Indiana Code 35-31.5-2-292).
3. Effective upon the completion of a partition separating the Town Court from the Town Hall, a secured entrance to the Clarksville Town Court and Town Council Chambers ("secured entrance") is created. Any person, other than those specifically exempted from this Order, shall be required to use only this secured entrance and pass through a metal detector at all times.
4. Until such time as the building partition is complete, all security requirements and building access provisions contained in the original General Order Prohibiting Deadly Weapons Inside Clarksville Town Hall signed on May 4, 2015, shall remain in full effect and are incorporated herein.
5. Any person refusing to comply with this Order will be denied entrance into the Clarksville Town Court and Town Council Chambers, and anyone knowingly violating this Order will be subject to Contempt of Court pursuant to Indiana Code 34-47-3.
6. The following persons are exempt from this order: Law Enforcement Officers under Indiana Code 35-31.5-2-185, Indiana Department of Correction Officers, Community Correction Officers, Court Bailiffs, Judicial Officers, and Probation Officers who are in the Court for official

business and duly authorized to carry deadly weapons. Employees of the Court who carry chemical spray devices for personal protection are also exempt.

7. Employees of the building may be given electronic access to Clarksville Town Court and Town Council Chambers other than the secured entrance. Vendors regularly conducting business with the Town and subcontractors working on the building may have access other than the secured entrance so long as they are escorted by an employee. The Town Council President may decide who shall have such access. The Administrative Assistant to the Town Council shall maintain a list of those granted such access. The persons described as exempt from this Order *shall not be exempt* if they or any member of their family is a party to any proceeding taking place in Court.
8. Effective upon the passing of a Town Ordinance by the Clarksville Town Council approving the lawful carrying of deadly weapons described hereinabove, this Order shall not be enforceable inside the Council Chambers outside normal operating hours of the Court. Notwithstanding such an Ordinance, this Order shall be enforceable at all other times.

SO ORDERED THIS 7TH DAY OF MARCH, 2016.



James F. Guilfoyle
Clarksville Town Judge