

ORDINANCE NO. 943

AN ORDINANCE OF THE CITY OF RED LODGE, MONTANA, TO ADOPT PROCEDURE FOR APPOINTMENT OF A CITY COURT JUDGE

WHEREAS, The Red Lodge City Charter provides for the exercise of self-government powers; and

WHEREAS, The Self-Government Charter of the City of Red Lodge, Article IV, Judicial states that there shall be a city court and city judge as provided by law; and

WHEREAS, § 7-4-4102(3), MCA allows in a third-class city that an ordinance may determine the appointment of a city judge is by appointment by the governing body or by election; and

WHEREAS, § 7-4-4105, MCA which states that the appointment of a city judge is made by the mayor with advice and consent of the council; and

WHEREAS, Ordinance 913 was passed by the City Council on December 9, 2014 designating the Carbon County Justice of the Peace as the Red Lodge City Judge and allocating the funding for the Judge's salary and expenses; and

WHEREAS, The Interlocal Agreement between the City of Red Lodge and Carbon County is being terminated per the required notice received by Mayor Larson on August 16, 2018 by hand delivery; and

WHEREAS, The past practice of Red Lodge City Council has been appointment of a city judge made by the Mayor with the approval of the council and an ordinance is required for that procedure:

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL:

1. The Mayor shall make the appointment of a city judge with the approval of the council.
2. This Ordinance repeals Ordinance 913.
3. Effective Date.

This Ordinance shall be effective 30-days after approval of second reading by the City Council of the City of Red Lodge, Montana.

First Reading by the Council on the 11th day of September, 2018.


Second Reading by the Council on the 24th day of September, 2018.

PASSED and APPROVED this 24th day of September, 2018.

City of Red Lodge

By: 

William Larson, Mayor

ATTEST: 

Loni Hanson, City Clerk